

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON

SUMMARY OF CHANGES IN 12/1/15 LOCAL RULES FROM 12/1/14 PUBLICATION

Rule	Summary of Change
LBR 2016-1(h)(2)	In certain circumstances, the deadlines and procedures set forth in LBR 2016-1(h)(2) may conflict with the FRBP 3002.1 procedures for certain holders of secured claims. The revisions make clear that compliance with the FRBP 3002.1 procedures is both required and will not result in a violation of the local rule's procedures.
LBR 3010-1	FRBP 3010 prohibits the distribution of small dividends absent local rule or court order. In some cases, the procedures for turning over small dividend payments are more burdensome than making disbursements of small dividends. Thus, in the interest of efficient case administration, this local rule has been adopted.
LBR 4001-1(c)	The procedures for Motions for Authority to Use Cash Collateral or Obtain Credit were consolidated into a single document (LBF 541.5). This rule revision reflects that a single document dictates the procedures for these motions.
LBR 7001-1	Simply updated a cross-reference to a particular Local Rule provision addressing jury trials.
LBR 7007-1(a)	Revised to account for local practice, the rule now allows for conferral by any medium. In addition, the revision requires a description of attempts so that the Court is better informed as to what is considered a good-faith effort. Finally, consistent with the change to LBR 9021-1(d)(3)(A), a cross-reference has been added.
LBR 7016-1	Updated the reference to the same Local Rule provision addressing jury trials found above in LBR 7001-1. A then-redundant parenthetical was thus removed.
LBR 7033-1	Revised to incorporate the LBR's conferral requirements rather than the LR's requirements.

Rule	Summary of Change
LBR 9010-1(e)	Modified to address scope of representation and the Bankruptcy Appellate Panel's decision in <i>In re Seare</i> , 515 B.R. 599 (9 th Cir. B.A.P. 2014). Further modified to note that debtor's attorneys should assist in getting documents to the trustees as they are subject to sanctions if they fail to assist. See, e.g., <i>Starky v. Birdsell (In re Starky)</i> , 522 B.R. 220 (9 th Cir. B.A.P. 2014). Finally, it is anticipated that Practice Tips (under LBR 1001-1(e)) regarding representation will be added to provide additional information regarding Limited Scope representation.
LBR 9013-1	Consistent with the change to LBR 9021-1(d)(3)(A), a cross-reference has been added.
LBR 9015-1	Clarified LR applicability as to jury trials, as LR 51-1(d)(2) incorporates an email submission procedure unique to the District Court. To the extent that the Bankruptcy Court conducts a jury trial, it is assumed that the Court will provide case-specific instructions for the submission of jury instructions.
LBR 9021-1(d)(3)(A)	LBR 7007-1(b) provides that no replies are permitted (except for one in support of a motion for summary judgment). The cost bill procedures entail the filing of the cost bill (initiating the matter), an objection (the response to the cost bill), and the proponent's reply to the response. In order to avoid inconsistency, this provision has been excepted from the applicable LBRs prohibiting replies.
LBR 9029-3	Simply clarifies that the LBR's incorporation of a specific LR also incorporates the LR's referenced therein.