

PROPOSED REVISIONS TO LOCAL BANKRUPTCY RULES AND FORMS

March 4, 2022

This document contains proposed revisions to the December 1, 2021, version of the Local Bankruptcy Rules for the District of Oregon. Comments intended to explain the proposals follow each proposed change.

Text proposed to be added is double-underlined, and text proposed to be deleted is ~~struck through~~.

Please [click here](#) to submit comments concerning the proposed revisions or e-mail comments to LBRcomments@orb.uscourts.gov. Any comments must be received on or before March 11, 2022 to be considered. After reviewing any comments, the court will post the final revised rules which will take effect on March 14, 2022, unless otherwise noted.

Rule 3015-1. Chapter 12 or 13—Plan & Payments.

(a) **Chapter 12.** A plan must be filed on LBF 1200.05.

(b) **Chapter 13.**

- (1) **Plan.** In any case commenced on or after December 1, 2017, a single local plan form is adopted for this district, and, pursuant to FRBP 3015.1, the court opts out of the national chapter 13 plan form. A plan must be filed on the version of LBF 1300.17 prescribed by the court's website at www.orb.uscourts.gov for cases commenced or converted to chapter 13 on or after December 1, 2017 and LBF 1300.14 for cases commenced or converted to chapter 13 from December 1, 2014 through November 30, 2017. A plan must be signed and dated with the date signed by the debtor.

[...]

Comment. The rule as modified incorporates by reference the directions on the [Local Forms](#) page of the court's website regarding the use of the various versions of the chapter 13 plan form. For instance, the instructions in the bracketed portion of the title of LBF 1300.21, the most recent version of the plan form, direct that it be used for any original plan filed on or after December 1, 2021.

Rule 3015-3. Chapter 12 or 13—Confirmation.

[...]

(c) Chapter 13.

[...]

- (2) ~~If no objection to the proposed plan is timely filed, t~~The debtor must submit to the trustee a proposed confirmation order on the version of LBF 1350.17 prescribed by the court's website at www.orb.uscourts.gov for cases commenced or converted to chapter 13 on or after December 1, 2017, or LBF 1350.05 for cases commenced or converted to chapter 13 before December 1, 2017, If no objection to the proposed plan is timely filed, the debtor must submit the proposed order no later than 21 days after the meeting of creditors concludes. The trustee must review, approve if appropriate, and lodge the proposed order no later than seven days before the date set for the confirmation hearing. The court will review and consider entering an approved proposed order without a hearing.

[...]

Comment. The rule as modified incorporates by reference the directions on the [Local Forms](#) page of the court's website regarding the use of the various versions of the form for lodging proposed orders confirming chapter 13 plans. For instance, the instructions in the bracketed portion of the title of LBF 1350.21 direct that it be used in cases in which the plan was filed on LBF 1300.21.

The proposed revisions also restructure the rule to make it clear that the latest version of LBF 1350 must be used regardless of whether an objection has been filed.