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Hearing Set/Continued Docket Text Modification; New Display Message Regarding Adversary Proceeding Cover Sheet When Using File New Adversary Case Event; Chapter 13 Plan Event Modification; Application for Compensation Event; Deactivated Events

The events and procedures in this guide will become effective **Monday, July 20, 2009**. Critical updates are denoted with a green bullet. 

Please feel free to contact the ECF Help Desk at (800) 442-6850 if you have any questions or need assistance docketing any events. Filing resources, including Federal and Local Rules, the ECF User Manual, and online help, can be found on the Court's website: www.txnb.uscourts.gov.

I. CM/ECF Updates

▪ **Hearing Set/Continued Docket Text Modification**

What is changing? The docket text displayed when this event is filed has been modified as shown:

Agreed reset of scheduling conference (~~related document(s): [1]~~
~~Complaint filed by Counter-Defendant Medical Solutions, USA, Inc.,~~
~~Plaintiff Medical Solutions, USA, Inc.)~~ (RE: related document(s)[1]
Adversary case 08-00001. Order referring case to Bankruptcy Court.
District Case no. 08-CV-00002-N. by Medical Solutions, USA, Inc.
against Texas Center PA , John Q. Creditor. Fee Amount \$0 . Nature
filed by Counter-Defendant Medical Solutions, USA, Inc., Plaintiff
Medical Solutions, USA, Inc.) Status Conference to be held on 3/18/2009
at 02:00 PM at Dallas Judge Hale Ctrm.

Why is it changing? Repetitive docket text has been removed.

Who will this affect? CM/ECF users viewing the docket sheet in cases where a hearing has been set or continued.



Chapter 13 Plan Event Modification

What is changing? When a party files a modified plan, this event now checks the system for previously filed *Trustee's recommendation concerning claims/plan* (TRCC) events. When a TRCC has been previously filed, the modified plan must be linked to the TRCC, and the system will not display any previously filed plans for linkage. Linking a modified plan to a previously filed plan when a TRCC is present is not appropriate. The system will also no longer allow linking to the order on Trustee's recommendation concerning claims/plan, as such linkage should be made to a previously filed plan or TRCC only.

If a TRCC has not been previously filed, the event will locate all previously filed plans, and will allow the user to link the modification to the appropriate plan event.

Why is it changing? This change prevents filers from incorrectly linking to a previously filed plan when a TRCC has been filed.

Who will this affect? Attorneys filing a modified plan.



New Display Message Regarding Adversary Proceeding Cover Sheet When Using *File New Adversary Case* Event

What is changing? When a party files a new adversary proceeding, the system now displays the following message: **“Pursuant to Local Rule 7003.1, ensure that you are using form B104 Adversary Proceeding Cover Sheet available here.”** Links to Local Rule 7003.1 and Form B104 are provided.

File a New Adversary Case

Date document filed (mandatory)

7/6/2009

If the plaintiff is the United States other than the U.S. Trustee acting as a trustee, the debtor, or a child support creditor or Appearance of Child Support Creditor form, proceed to the end of filing and select the continue filing option on the pop up NoFee@txnb.uscourts.gov for removal of filing fee.

If a trustee or a debtor-in-possession is the plaintiff, the fee is to be paid from the funds of the estate.

Pursuant to [Local Rule 7003.1](#), ensure that you are using form B104 Adversary Proceeding Cover Sheet available [here](#)

Select the pdf document (for example: C:\199cv501-21.pdf).

Filename

Attachments to Document: No Yes

Why is it changing? Previously, there has been confusion regarding the need to file an adversary proceeding cover sheet when a case is filed electronically. Our Court requires an adversary proceeding cover sheet to be filed in all adversary cases, pursuant to Local Rule 7003.1. This message has been added to ensure that filers are aware of this requirement.

Who will this affect? Attorneys filing a new adversary proceeding.

- ***Application for Compensation Event***

What is changing? This event has been modified to ask the filer if they are amending a previously filed application for compensation, and allows the filer to link to the previously filed application.

Why is it changing? Filers are now able to amend and link to previously filed applications, and users viewing the docket sheet will be able to quickly see original and amended applications.

Who will this affect? Attorneys filing an amended application for compensation.

- ***Reopen Case Event***

What is changing? This event has been modified to make it viewable by the public when viewing the docket sheet.

Why is it changing? Previously, external users viewing the docket sheet could view the case closing event but not the reopen case event, which led to confusion when a case was closed, reopened, then closed again. The public viewer would only see the case closed 2 times, with no indication that the case was reopened. This change will eliminate this confusion.

Who will this affect? CM/ECF users viewing the docket sheet on cases that have been closed and subsequently reopened.

- ***Deactivated Events***

The following events have been deactivated in CM/ECF due to minimal usage, becoming obsolete, and/or non-use:

Motion to remand (and related Order event) - these events have been removed from the list of Bankruptcy events, but remain available for use in Adversary cases.

Motion for access to debtor's tax documents (and related order event) – this event has been removed due to non-use.

Authorization for preconfirmation disbursements (batch) – this event has been removed due to non-use.



Motion to Abandon – this event has been removed. To file a *Motion to Compel Abandonment*, users will use the *Compel* event, located in the ‘Motions/Applications’ menu. The *Compel* event now asks the user if the motion is to compel abandonment:

Summary History Part

Is this concerning compelling abandonment?

Yes

No

Next Clear

When the filer selects ‘Yes’, the event will ask ‘What is being abandoned?’:

Summary History Part

What is being abandoned?

Next Clear

This change allows the filing party to use a single event for all motions to compel, and will assess the appropriate fee when filing a motion to compel abandonment. Trustees will continue to use the *Notice of intent to abandon* event.