

REFERENCE GUIDE FOR NOTICING APPLICATIONS AND MOTIONS*
BANKRUPTCY MOTIONS

Motion or Application	Under Default Procedure			Under Conventional Procedure			Code or Rule Cited
	Days to Response Deadline	Response Period*	Total Days to Hearing	Days to Response Deadline	Response Period *	Total Days to Hearing	
Abandon	Default procedure available for Trustees only.			11	3	14	11 U.S.C. § 554; Fed. R. Bankr. P. 6007(a)
Abandon (Compel Trustee)	14	7	21	11	3	14	Fed. R. Bankr. P. 6007(b)
Abstention	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P. 5011, 9014
Accelerate Chapter 11 Confirmation	Discretionary, no notice or hearing required.						Vt. LBR 3017-2
Accounting				11	3	14	Vt. LBR 9013-2
Adequate Protection				11	3	14	11 U.S.C. § 361
Adjournment	For good cause only. May be obtained without notice or hearing if all parties consent.						Vt. LBR 5071-1, 9011-4(f),(g), 9013-1(f)
Administrative Expenses	14	7	21	11	3	14	11 U.S.C. § 503(b)
Allow Claims				11	3	14	Vt. LBR 9013-2
Allow Payment Arrearages	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Amend (Motion to)				11	3	14	Vt. LBR 9013-2
Appear <i>pro hac vice</i>	No notice or hearing required.						Vt LBR 2090-1; USDC-VT LR 83.2(b)
Application (Generic)				11	3	14	Vt. LBR 9013-2
Appoint Creditors' Committee				11	3	14	Fed. R. Bankr. P. 2007, Vt. LBR 2003-2
Appoint Examiner	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P. 9006(f), 9014; Vt. LBR 9013-2
Appoint Trustee	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P. 9006(f), 9014; Vt. LBR 9013-2
Approve Compromise and Settlement	[20]	7	[27]	[17]	3	[20]	Fed. R. Bankr. P. 2002, 9019
Assume/Reject	14	7	21	11	3	14	11 U.S.C. § 365
Authority to Obtain Credit Under §364	14	7	21	11	3	14	11 U.S.C. § 364(b), (c), (d)
Avoid Lien	14	7	21	11	3	14	11 U.S.C. § 522(f)
Borrow	14	7	21	11	3	14	11 U.S.C. § 364(b), (c), (d)
Certification to Court of Appeals	Notice and hearing issues will be determined by Court of Appeals.						28 U.S.C. § 158(d)(2)
Change Venue	14	7	21	11	3	14	28 U.S.C. § 1412
Compel**	14	7	21	11	3	14	11 U.S.C. § 542
Compensation (Application) in excess of \$1000	[20]	7	[27]	[17]	3	[20]	11 U.S.C. § 330, 331 Fed. R. Bankr. P. 2002(a)(6)
Compensation (Application) less than \$1000	14	7	21	11	3	14	11 U.S.C. § 330, 331; Vt. LBR 2016-1(b)

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Conditional Use of Cash Collateral	14	7	21	11	3	14	11 U.S.C. §363(c)(2); Vt. LBR 4001-2, 9013-2
Consolidate (Substantively)				11	3	14	Vt. LBR 1015-1, 9013-2
Contempt	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P. 9020
Continue Hearing	For good cause only; may be obtained without notice or hearing, if all parties consent.						Vt. LBR 5071-1, 9011-4(f),(g), 9013-2(f),(g)
Continue Utility Service	See: Vt. LBR 9075-1						
Convert Case 7 to 11 (fee)	See: "Reference Guide for Conversions and Dismissals"						11 U.S.C. § 706; Vt. LBR 1017-2(a)
Convert Case to 12	See: "Reference Guide for Conversions and Dismissals"						11 U.S.C. § 706; Vt. LBR 1017-2(a)
Convert Case to 13	See: "Reference Guide for Conversions and Dismissals"						11 U.S.C. § 706; Vt. LBR 1017-2(a)
Convert Case to 7 (fee)	See: "Reference Guide for Conversions and Dismissals"						11 U.S.C. § 706; Vt. LBR 1017-2(a)
Damages for Creditor Misconduct	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Deposit Funds into Court Registry	On application, no notice or hearing required.						
Deposit Unclaimed Funds (Applic.)	On application, no notice or hearing required.						
Determine Tax Liability				11	3	14	11 U.S.C. § 505
Dismiss Case	See: "Reference Guide for Conversions and Dismissals."						Fed. R. Bankr. P. 2002(a)(4)
Disallow or Modify a Claim	[30]	7	37	23	7	[30]	11 U.S.C. § 502(b); Fed. R. Bankr. P.3007
Dismiss Involuntary Petition	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Disqualification of Judge	Court will set hearing, if necessary.						28 U.S. C. § 455; Fed. R. Bankr. P. 5004
Employ (Application)	On application; no hearing required; on 14 days' notice to Office of U.S. Trustee.						Vt. LBR 2014-1
Entry of Discharge	14	7	21	11	3	14	Vt.LBR 4004-1, 4004-2
Examination	14	7	21	11	3	14	Vt. LBR 2014-1(b)
Expedite Hearing	See: Vt. LBR 9075-1						Fed. R. Bankr. P. 2004; Vt. LBR 9013-1(h)
Extend CM/ECF Training Deadline	Without notice or hearing.						
Extend Exclusivity Period				11	3	14	Vt. LBR 9013-2
Extend Plan Payments	14	7	21	11	3	14	Fed. R. Bankr. P. 2002(a)(5); Vt. LBR 9013-2
Extend Time	14	7	21	11	3	14	Vt. LBR 9013-2
Extend Time to File Schedules	No notice or hearing required; may require consents.						Vt. LBR 4002-1(d)(1)

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File Under Seal	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary. Documents to be filed under seal should not be filed electronically.						Vt. LBR 5003-4
Final Decree	14	7	21	11	3	14	Fed. R. Bankr. P. 3022
Hardship Discharge	14	7	21	11	3	14	11 U.S.C. §§ 1228(b), 1328(b); Vt. LBR 9013-2
Impose/Extend Automatic Stay	Movant is to contact Courtroom Deputy to schedule evidentiary hearing with 7 days' notice. Hearing must be within 30 days of filing of petition.						11 U.S.C. § 362(c)(3), (4); Vt. LBR 4001-3, 9014-1(e)
Joint Administration	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P. 1015; Vt. LBR 1015-1, 9013-2
Lease of Property	14	7	21	11	3	14	11 U.S.C. § 363(b)(1); Vt. LBR 9013-2
Leave to Appeal	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will forward to District Court.						
Limit Notice	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P. 9007
Miscellaneous Relief				12	3	14	Vt. LBR 9013-1
Modify Plan (NOTE: Default Procedure for plan modifications not available in Chapter 11)	14	7	21	17	3	20	11 U.S.C. §§ 1229, 1329; Fed. R. Bankr. P. 2002, 3019; Vt. LBR 3015-4, 9013-2
Objection to Claim	[30]	7	37	23	7	[30]	11 U.S.C. § 502(b); Fed. R. Bankr. P. 5003
Objection to Debtor's Claim of Exemptions	14	7	21	11	3	14	Fed. R. Bankr. P. 4003(b)
Pay Filing Fee in Installments (Applic.)	Without notice or hearing.						
Prohibit Use Cash Collateral				11	3	4	
Quash	Refer to Vt. LBR 9075-1 if matter is an emergency, otherwise total of 14 days for notice of hearing. Responses are due no later than 3 days before the hearing.						
Reaffirmation	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Vt. LBR 4008-1, 9013-2

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Motion or Application	Under Default Procedure			Under Conventional Procedure			Code or Rule Cited
	Days to Response Deadline	Response Period*	Total Days to Hearing	Days to Response Deadline	Response Period *	Total Days to Hearing	
Reconsider	Non-Routine: Court will set hearing if necessary.						Vt. LBR 9023-1, 9024-1
Redeem	14	7	21	11	3	14	Vt. LBR 6008-1
Relief From Stay (fee)	14	7	21	11	3	14	11 U.S.C. § 362(d); Vt. LBR 4001-1, 9013-2
Remand				11	3	14	Fed. R. Bank. P. 9027
Remove Professional	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Remove Trustee	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Reopen Chapter 11 Case	14	7	21	11	3	14	Fed. R. Bankr. P. 5010; Vt. LBR 9013-2
Reopen Chapter 12 Case	14	7	21	11	3	14	Fed. R. Bankr. P. 5010; Vt. LBR 9013-2
Reopen Chapter 13 Case	14	7	21	11	3	14	Fed. R. Bankr. P. 5010; Vt. LBR 9013-2
Reopen Chapter 7 Case	14	7	21	11	3	14	Fed. R. Bankr. P. 5010; Vt. LBR 9013-2
Sale of Property under § 363(b)	14	7	21	11	3	14	11 U.S.C. § 363(b)(1); Vt. LBR 9013-2
Sanctions	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						28 U.S.C. § 1927; Fed. R. Bankr. P. 9011(c); Vt. LBR 4071-1, 9011-3, 9013-2
Sell	[20]	7	28	17	3	[20]	11 U.S.C. §363(b)(1); Vt. LBR 9013-2
Sell Property Free and Clear of Liens	14	7	21	11	3	14	11 U.S.C. § 363; Vt. LBR 9013-2
Set Hearing	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Vt. LBR 9013-2
Sever Case	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Vt. LBR 9013-2
Shorten Time	No notice or hearing required; may require consents.						Vt. LBR 9011-4(f), (g), 9013-1(f), (h)
Stay Pending Appeal***	Refer to Vt. LBR 9075-1 if matter is an emergency, otherwise total of 14 days for notice of hearing. Responses are due no later than 3 days before the hearing.						

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BANKRUPTCY MOTIONS

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	Days to Response Deadline	Response Period*	Total Days to Hearing	Days to Response Deadline	Response Period *	Total Days to Hearing	
Strike	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Substitute Attorney****	14	7	21	11	3	14	Vt. LBR 2091-1
Transfer Case	14	7	21	11	3	14	28 U.S.C. § 1412
Turnover*** (Found only under Trustee menu)	14	7	21	11	3	14	11 U.S.C. § 542; Fed. R. Bankr. P. 7001
Use Cash Collateral***				11	3	14	11 U.S.C. §363(c)(2); Vt. LBR 4001-2, 9013-2
Vacate Discharge	See: Vt. LBR 4008-1(h)(1) & (2)						Vt.LBR 4008-1(h)
Vacate Order	Non-Routine: Court will set hearing if necessary. Where appropriate, Court may process without waiting for response time (e.g., error or omission in an order).						<u>But see:</u> Vt. LBR 4008-1(g)(1) and (2)
Wage Assignment Order	No notice or hearing required.						
Waive Appearance at § 341 Meeting	No notice or hearing required; good cause and consent of trustee required.						Vt. LBR 2003-1, 4002-1(d)(1), 9011-4(f),(g)
Waive Consumer Credit Counseling under 11 U.S.C. §109(h)(4)	Court will set hearing, if necessary.						
Waive Financial Management Course	Court will set hearing, if necessary.						
Waiver of Chapter 7 Filing Fee (Applic.)	Court will set hearing, if necessary.						Vt. LBR 50081-1(e)
Withdraw as Attorney *****				11	3	14	Vt. LBR 2091-1
Withdrawal of Reference (fee)	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will forward to U.S. District Court when response time has expired.						28 U.S.C. § 157

* For time periods less than 8 days, count only business days. For time periods equal to or greater than 8 days, count calendar days.

** To compel the Trustee to abandon property, use the event "Abandon (Compel Trustee)".

*** Please refer to Vt. LBR 9075-1.

**** An attorney who has appeared as an attorney of record for a debtor may withdraw only upon order of the Court. No Order of Withdrawal will be issued without a hearing. No order of withdrawal will be issued without a hearing, except the Court, in its sole discretion, may waive the hearing upon receipt of a written stipulation of withdrawal signed by both the attorney and debtor. An order granting withdrawal of debtor's attorney shall be served on all other parties in the case and/or proceeding as set forth in Vt. LBR 2091-1(c).

NOTE: Time periods in this Court's Local Rules that are set to correspond with the time periods articulated in the Bankruptcy Code or the Bankruptcy Rules are offset with brackets (e.g., "[15] days"). Such designated time periods in the Local Rules shall automatically change when the time periods in the respective Bankruptcy Code section or the respective Bankruptcy Rule change.

REFERENCE GUIDE FOR NOTICING APPLICATIONS AND MOTIONS*
ADVERSARY PROCEEDING MOTIONS

Motion or Application	Under Default Procedure			Under Conventional Procedure			Code or Rule Cited
	Days to Response Deadline	Response Period	Total Days to Hearing	Days to Response Deadline	Response Period**	Total Days to Hearing	
Amend (Motion to)				11	3	14	Vt. LBR 9013-2
Appear <i>pro hac vice</i>	No notice or hearing required.						Vt. LBR 2090-1; USDC-VT LR 83.2(b)
Application (Generic)	No notice or hearing required. However, if application is to UST, then UST is given 14 days to respond.						Vt. LBR 9013-2
Approve Compromise and Settlement	[20]	7	27	[17]	3	[20]	Fed. R. Bankr. P. 2002, 9019
Certification to Court of Appeals	Notice and hearing issues will be determined by Court of Appeals.						28 U.S.C. § 158(d)(2)
Compel				11	3	14	Vt. LBR 9013-2
Consolidate (Substantively)	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Vt. LBR 1015-1, 9013-2
Consolidate for Trial	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Vt. LBR 9013-2
Contempt	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P. 9020
Continue Hearing	Without hearing, only for good cause and with consent of parties in interest.						Vt. LBR 5071-1; Vt. LBR 9011-4 (f),(g)
Default Judgment (Application for Entry of Default and Entry of Judgment by Clerk)	No notice or hearing required.						Fed. R. Bankr. P. 7055; Vt. LBR 7055-1
Default Judgment (Application for Entry of Default and Motion for Judgment by Court)	If the party against whom entry of judgment by default is sought has appeared in the action or the Court determines that evidence is necessary in order to fix the amount due, compute damages or establish the truth of any averment, the Court shall set a hearing.						Fed. R. Bankr. P. 7055; Vt. LBR 7055-1
Defer Fee (Application)	On application; no notice or hearing required.						
Dismiss Adversary Proceeding	If not stipulated, then will be treated as non-routine. Opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary. (NOTE: A complaint under § 727 can be dismissed only by motion and after a hearing.)						Fed. R. Bankr. P. 7041

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Motion or Application	Under Default Procedure			Under Conventional Procedure			Code or Rule Cited
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Dismiss Party	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Disqualification of Judge	Court will set hearing if necessary.						
Expedite Hearing	See: Vt. LBR 9075-1						Fed. R. Bankr. P. 2004; Vt. LBR 9013-2; 9075-1
Extend Time	14	7	21	11	3	14	Vt. LBR 9013-2
Generic Motion				11	3	14	Vt. LBR 9013-2
Intervene	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P 7024
Join	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Miscellaneous Relief				11	3	14	Vt. LBR 9013-2
More Definite Statement	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						Fed. R. Bankr. P 7012
Notice of Dismissal in AP (Stipulated or Prior to Answer)	No notice or hearing required.						
Preliminary Injunction	Refer to Vt. LBR 9075-1 if matter is an emergency, otherwise opposing parties have 14 days to respond. Court will set set hearing if necessary.						
Protective Order	Refer to Vt. LBR 9075-1 if matter is an emergency, otherwise opposing parties have 14 days to respond. Court will set set hearing if necessary.						
Quash	Refer to Vt. LBR 9075-1 if matter is an emergency, otherwise opposing parties have 14 days to respond. Court will set hearing if necessary.						
Reconsider	Non-Routine: Court will set hearing if necessary.						
Remand	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						

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ADVERSARY PROCEEDING MOTIONS**

Motion or Application	Under Default Procedure			Under Conventional Procedure			Code or Rule Cited
	Days to Response Deadline	Response Period	Total Days to Hearing	Days to Response Deadline	Response Period**	Total Days to Hearing	
Sanctions	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						28 U.S.C. § 1927; Fed. R. Bankr. P. 9011(c); Vt. LBR 4071-1; 9011-3
Set Hearing	Court will set hearing if necessary.						
Sever Party	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Shorten Time	Refer to Vt. LBR 9075-1 if matter is an emergency, otherwise opposing counsel has 14 days to respond. Court will set set hearing if necessary.						
Stay Pending Appeal	Refer to Vt. LBR 9075-1 if matter is an emergency, otherwise opposing counsel has 14 days to respond. Court will set set hearing if necessary.						
Strike	Non-Routine: if filed within [20] days of service of pleading, opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Court will set hearing if necessary.						
Substitute Attorney***				11	3	14	Vt. LBR 2091-1
Summary Judgment	Opposing parties have 21 days to respond. Moving parties have 7 days to reply to response.						Fed. R. Bankr. P. 7056; Vt. LBR 7056-1
Transfer Adversary	14	7	21	11	3	14	Vt. LBR 7056-1
Withdraw as Attorney ***				11	3	14	Vt. LBR 2091-1
Withdrawal of Reference (fee)	Non-Routine: opposing parties have 14 days to respond. Any reply memoranda must be filed within 7 days of the response. Clerk will forward to U.S. District Court when response time has expired.						28 U.S.C. § 157

* For time periods less than 8 days, count only business days. For time periods lequal to or great than 8 days, count calendar days.
See Fed. R. Bankr. P. 9006.

** An attorney who has appeared as an attorney of record for a debtor may withdraw only upon order of the Court. No Order of Withdrawal will be issued without a hearing. No order of withdrawal will be issued without a hearing, except the Court, in its sole discretion, may waive the hearing upon receipt of a written stipulation of withdrawal signed by both the attorney and debtor. An order granting withdrawal of debtor's attorney shall be served on all other parties in the case and/or proceeding as set forth in Vt. LBR 2091-1(c).

NOTE: Time periods in this Court's Local Rules that are set to correspond with the time periods articulated in the Bankruptcy Code or the Bankruptcy Rules are offset with brackets (e.g., "[15] days"). Such designated time periods in the Local Rules shall automatically change when the time periods in the respective Bankruptcy Code section or the respective Bankruptcy Rule change.