

**AMENDED AGENDA VBA Bankruptcy Committee
Bench-Bar Brown Bag Lunch Meeting**

with Colleen A. Brown, U.S. Bankruptcy Judge
Tuesday December 19, 2007, 12:30 pm – 2:00 pm

United States Bankruptcy Court, Burlington
Participation may be in person or via the telephone
The topics for this information discussion may include:

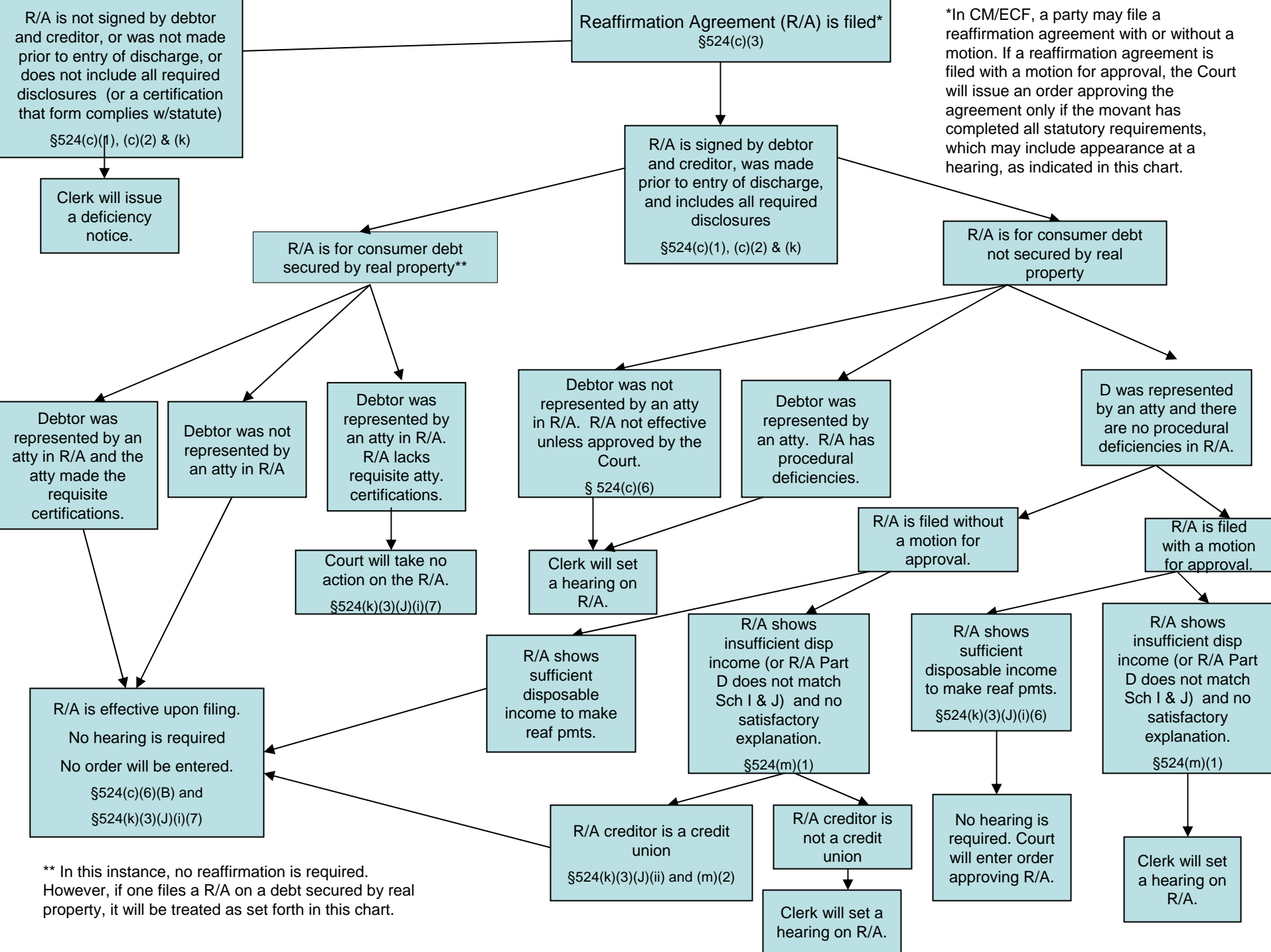
1. The absence of a financial management certificate will not delay the closing of a case. The Court will mail out a deficiency if the certificate is not filed by the statutory due date but that will be the only notice. *(Note a reopening fee will be charged to reopen case to file the certificate unless “cause” is shown to waive the fee.)*
2. The Local Rules on the Court webpage will have been updated to reflect post-BAPCPA standing orders. *(Note: a new standing order was entered since last Bench Bar meeting: #06-10 setting forth the procedure for motions for discharge in chapter 12 and 13 cases.)*
3. Vt LBR 4001-1(a)(2) requires movants to identify all parties with an interest in the subject property and specifically state that these are the only parties who have an interest in the property so the court (and anyone else reading the motion) can verify proper service has been effected. There have been some instances in which this has not been complied with of late. *HEADS UP: this provision will be enforced and if there is no statement specifically identifying who all the parties are and that they have been served in the motion, the matter will stay on for a hearing even if no objections were filed.*
4. The following language for a Certificate of Service would suffice under Local Rule 7005-1.

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on December ____, 2006 at the following addresses [filer to complete].

5. Policy re judge’s attendance at privately funded seminars/info about funding now on VTB web page
6. *DRAFT* reaffirmation flow chart (attached).
7. Strategic planning results.
8. The model Chapter 13 plan form has been revised regarding (a) the equal payments to secured creditors, (b) surrender of property and (c) optional boxes for payment of debtor attorney’s fees. *Use of this plan form will be mandatory in all ch 13 cases filed on or after Feb 1, 2007. Chris O’Gorman and Jan Sensenich will be available to provide training on the form as needed.*
9. CM/ECF tip of the day – Kathy Ford.
10. Bench-Bar Brown Bag Lunch Meeting Schedule – Next meeting January 23, 2007, Rutland.

These Bench-Bar Lunches are coordinated by the Bankruptcy Court Chambers and Clerk’s Office.
Questions? Call Thomas J. Hart at 802-776-2002

No fee, no pre-registration required. Soft drinks and bottled water will be provided.



*In CM/ECF, a party may file a reaffirmation agreement with or without a motion. If a reaffirmation agreement is filed with a motion for approval, the Court will issue an order approving the agreement only if the movant has completed all statutory requirements, which may include appearance at a hearing, as indicated in this chart.

** In this instance, no reaffirmation is required. However, if one files a R/A on a debt secured by real property, it will be treated as set forth in this chart.

Attachment: draft reaffirmation procedure flow chart