**Summary of the Proposed 2021 Revisions to the Vermont Local Bankruptcy Rules**

This summary lists the significant proposed revisions to the Local Bankruptcy Rules and is intended to facilitate review during the 30-day comment period. It does not include *de minimis* changes or changes made for accuracy, clarification, consistency, formatting, grammar, or style. A redlined copy of the draft 2021 Local Bankruptcy Rules is provided separately; modified or new forms and appendices referenced in this summary will be posted to the Court’s website once finalized (and are not subject to the 30-day comment period requirement).

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| * Standing Orders Incorporated in Rules Revision (see Vt. LBR 9029-1) | | |
| 18-01 | 3015-6(d), 3015-8(c) | Revises certain chapter 13 trustee and debtor’s attorney requirements. |
| 18-02 | 1007-1(f), 5003-1(b), 9011-2(b) | Revises federal form 121 retention requirements. |
| 20-01 | Appendix X | Adopts interim federal rules and forms. |
| 20-02 | 3002.1-1, 3002.1-2, 3002.1-3 | Establishes new rules pertaining to notices of mortgage payment change. |
| 20-03 | 4001-2 | Revises procedure for debtor to retain possession of leased premises after entry of pre-petition judgment for possession. |
| 20-04 | 5005-2(a), 5005-3(a), 5005-4(a), 9011-2(c) | Revises *pro se* electronic filing procedures. |
| 20-05 | 1007-1(l), 3070-1(a) | Permits TFS Billpay in lieu of wage withholding in chapter 13 cases. |
| 20-06 | 4001-3 | Establishes procedure to seek to continue or impose the stay under § 362(c)(3) and (4). |
| 20-07 | 2015-1 | Establishes operating report requirements in chapter 12 cases. |
| 20-08 | 2015-2 | Revises operating report requirements in business chapter 13 cases. |
| 20-09 | None | Established certain pandemic-related procedures that expired on July 4, 2021. |
| 20-10 | 9011-1(b), 9011-4(c) | Establishes use of digital signature software products in lieu of ink signatures. |
| 20-11 | Appendix X | Adopts revised interim federal rule. |
| 20-12 | None | Extension of 20-09 that expired on July 4, 2021. |
| 20-13 | 9011-1(b), 9011-4(c) | Extension of 20-10. |
| 20-14 | None | Extension of 20-09 that expired on July 4, 2021. |
| 20-15 | 9011-1(b), 9011-4(c) | Extension of 20-10. |
| 21-01 | 9018-1 | Establishes procedure for restricting access to highly sensitive documents. |
| 21-02 | Appendix X | Temporarily provides certain pandemic-related relief, in accordance with the Further Consolidated Appropriates Act. |
| 21-03 | 9011-1(b), 9011-4(c) | Extension of 20-10. Otherwise extension of 20-09 that expired on July 4, 2021. |
| 21-04 | Appendix IX | Establishes criteria for remote appearances at hearings. |
| 21-05 | Appendix IX | Revises criteria for remote appearances at hearings. |

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| * Other Significant Proposed Rules Revisions | | |
|  | 1001-1 | Revises scope of rules. |
| Part I | 1020-1. | Deleted as duplicative of the federal rules. |
|  | 1072-1(a) | Provides for remote appearances at hearings. |
| Part II | 2016-1(h) | Adds to flat fee the duties to represent debtor at all § 341 meetings and amend petition documents to reflect case developments. |
|  | 2090-1(a) | Provides for attorney admission to bar of the District of Vermont through Bankruptcy Court, in accordance with General Order # 82. |
|  | 2090-1(c) | Updates legal intern requirements, in accordance with the Rules of Admission to the Bar of the Vermont Supreme Court. |
| Part III | 3007-1 | Distinguishes objections to claims procedures in subchapter V and other chapter 11 cases. |
|  | 3014-1 | Distinguishes § 1111(b) election in subchapter V and other chapter 11 cases. |
|  | 3015-8(b) | Encourages movants to supplement motions to modify plan with spreadsheets or other documents. |
|  | 3020-1(c) | Distinguishes between new confirmation order Forms H-1 and H-2 for subchapter V and other chapter 11 cases. |
|  | 3070-1(c) | Provides for chapter 13 trustee compensation if case dismissed or converted pre-confirmation. |
|  | 3071-1 | Revises post-petition statement requirements for secured creditors and lessors. |
| Part IV | 4001-5 | Revises processes for obtaining credit using Appendix VII trustee approval process, or obtaining court approval, in chapter 12 and 13 cases |
|  | 4001-7(d) | Permits parties to file stipulation deferring appointment of mortgage mediator. |
|  | 4002-1(e) | Updates chapter 11 monthly operating report requirements, in accordance with 28 C.F.R. Part 58. |
|  | 4002-2(e) | Deleted chapter 11 small business debtor obligation to file tax return with Court, at request of local rules revision task force chapter 11 subcommittee. |
| Part V | 5003-4 | Moved to new 9018-1. |
|  | 5007-1 | Updates to reflect current process for obtaining transcripts. |
|  | 5070-1 | References criteria for appearing remotely at hearings described in new Appendix IX. |
| Part VI | 6003-1 | Provides for notice of preliminary hearing on first day motions to the subchapter V trustee. |
| Part VII | 7052-1 | Moved to 9033-1(b). |
| Part VIII | None |  |
| Part IX | 9013-1(g) | Moved to new 9018-1. |
|  | 9013-3(b) | Deleted language for notices under conventional procedure and now requires use of notice of motion Form U-1 (which has been updated to include remote appearance instructions). |
|  | 9013-4(b) | Adds § 522(f) motion to avoid lien, § 1193 modification of subchapter V plan, and § 1206 motion to sell to relief available under default procedure. |
|  | 9014-3(c) | Deleted language for notices under default procedure and now requires use of notice of motion Form U-2 (which has been updated to include remote appearance instructions). |
|  | 9018-1 | Revises process for motions to restrict access to court records (formerly “motions under seal”). |
|  | 9029-1(a) | Moved to new 1001-1. |
|  | 9029-1(c) | Refers to new Appendix X for standing orders not superseded by the updated local rules. |
|  | 9033-1(b) | Revises process for objecting to proposed findings and conclusions. |
|  | 9036-1 | Deleted as duplicative of 9013-6(d). |
|  | 9070-1 | Revises process for filing and disposing of exhibits. |
|  | 9076-1(c) | Establishes procedure for status conferences in subchapter V cases. |