

**STANDING ORDERS ISSUED PRIOR TO EFFECTIVE DATE OF LOCAL BANKRUPTCY RULES**

I. TREATMENT OF STANDING ORDERS IN LOCAL RULES UPDATE

Except as set forth in Part II, all standing orders issued prior to the effective date of the current local bankruptcy rules either expired or have been incorporated into the local rules and appendices as follows:

<b>SO#</b>	<b>Local Rule</b>	<b>Description of Standing Order / Local Rule Update</b>
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	Expired	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 <i>pro se</i> 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	Expired	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	Expired	Adopts revised interim federal rules.
20-12	Expired	Extension of 20-09 that expired on July 4, 2021.
20-13	9011-1(b), 9011-4(c)	Extension of 20-10.
20-14	Expired	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	Expired	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 (and 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.
22-01	Expired	Temporarily provides certain pandemic-related relief, suspending in person hearings.
22-02	9013-4(B), Appendix	Clarifies relief available through use of the default procedure and

	VIII	correct typographical errors.
22-03	SO 20-11, Appendix X and Local Form CV-3	Supersedes Standing Order 20-11, revises Appendix X to the Local Rules to clarify Standing Order 20-11 no longer in effect; and deprecates Local Form CV-3 (Debtor’s Notice of Forbearance Agreement Pursuant to CARES Act) due to expiration of CARES Act.
22-04	3015-7, 9013-4	Establishes permanent use of Local Form CV-1 and excuses personal appearance by a chapter 13 debtor who files an affidavit in support of confirmation.
22-05	1007-1(L), Local Form Y-8	Establishes use of Local Form Y-8 for all debtors seeking to electronically transmit chapter 13 plan payments.
22-06	SO 22-01, Appendix X, Local Forms U-1-11 and U-2-11	Establishes return to in-person hearings, abrogating Standing Order 22-01, amending Appendix X, and abrogating Local Forms U-1-11 and U-2-11
22-07	<b>See Part II</b>	Adopts Interim Federal Rule 1020.
23-01	3015-2, 5070-1	Deletes 3015-2 establishing chapter 13 meetings of creditors and confirmation hearings to be held on the same date and clarifies that the location of hearings is to be determined by the geographical location of the debtor.

II. STANDING ORDERS NOT SUPERSEDED BY LOCAL RULES

(A) **Standing Order # 22-07** (adopting interim Bankruptcy Rule 1020 pursuant to the Bankruptcy Threshold Adjustment and Technical Corrects Act (2022) extending the debt threshold in Subchapter V of Chapter 11) shall remain in effect until the Advisory Committee on Bankruptcy Rules withdraws the interim version of that Bankruptcy Rule.

Attachments:

- Standing Order # 22-07

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF VERMONT**

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**In re:**

**ADOPTION OF AMENDMENTS TO INTERIM  
FED. R. BANKR. P. 1020 IN THE  
U.S. BANKRUPTCY COURT FOR THE  
DISTRICT OF VERMONT IMPLEMENTING  
THE BANKRUPTCY THRESHOLD ADJUSTMENT  
AND TECHNICAL CORRECTIONS ACT**

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**STANDING ORDER # 22-07**

The Bankruptcy Threshold Adjustment and Technical Corrections Act (Pub. L. 117-151 (2022) (the “BTATC Act”), which was signed into law on June 21, 2022, temporarily increases the debt threshold in Subchapter V of Chapter 11. Consequently, Federal Rule of Bankruptcy Procedure 1020 has been amended on an interim basis to reflect the changes the BTATC Act made with respect to Debtors under Subchapter V.

Accordingly, IT IS HEREBY ORDERED pursuant to 28 U.S.C. § 2071 and Rule 9029 of the Federal Rules of Civil Procedure that, effective immediately upon entry of this Order, the attached amended Interim Rule 1020 is adopted in its entirety without change in this district and shall remain in effect while the BTATC Act Subchapter V limit is in effect.

SO ORDERED.

July 22, 2022  
Burlington, Vermont

  
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Heather Z. Cooper  
United States Bankruptcy Judge

Attachment: Interim Rule 1020

1 **Interim Rule 1020. Chapter 11 Reorganization Case for**  
2 **Small Business Debtors or Debtors Under Subchapter V**

3 (a) ~~SMALL—BUSINESS—DEBTOR~~  
4 DESIGNATION. In a voluntary chapter 11 case, the debtor  
5 shall state in the petition whether the debtor is a small  
6 business debtor or a debtor as defined in § 1182(1) of the  
7 Code and, if the latter ~~so~~, whether the debtor elects to have  
8 subchapter V of chapter 11 apply. In an involuntary chapter  
9 11 case, the debtor shall file within 14 days after entry of the  
10 order for relief a statement as to whether the debtor is a small  
11 business debtor or a debtor as defined in § 1182(1) of the  
12 Code and, if the latter ~~so~~, whether the debtor elects to have  
13 subchapter V of chapter 11 apply. The status of the case as  
14 a small business case or a case under subchapter V of chapter  
15 11 shall be in accordance with the debtor's statement under  
16 this subdivision, unless and until the court enters an order  
17 finding that the debtor's statement is incorrect.

18 (b) OBJECTING TO DESIGNATION. The United  
19 States trustee or a party in interest may file an objection to  
20 the debtor's statement under subdivision (a) no later than 30  
21 days after the conclusion of the meeting of creditors held  
22 under § 341(a) of the Code, or within 30 days after any  
23 amendment to the statement, whichever is later.

24           (c)     PROCEDURE FOR OBJECTION OR  
25 DETERMINATION. Any objection or request for a  
26 determination under this rule shall be governed by Rule 9014  
27 and served on: the debtor; the debtor’s attorney; the United  
28 States trustee; the trustee; the creditors included on the list  
29 filed under Rule 1007(d) or, if a committee has been  
30 appointed under § 1102(a)(3), the committee or its  
31 authorized agent; and any other entity as the court directs.

#### **Committee Note**

The Interim Rule is amended in response to the enactment of the Bankruptcy Threshold Adjustment and Technical Correction Act (the “BTATC Act”), Pub. L. No. 117-151, \_\_\_ Stat. \_\_\_\_\_. The BTATC reinstates the definition of “debtor” for determining eligibility to proceed under subchapter V of chapter 11 that was in effect from March 27, 2020 through March 27, 2022, under the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, 134 Stat. 281, as amended. Subdivision (a) of the rule is amended to reflect that change. This Interim Rule will terminate two years after the date of enactment of the BTATC, unless the Act is extended.