

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT**

In re:

**Motions for Continuance or Determination
of Automatic Stay under 11 U.S.C. §362(c)
in Cases Filed on or after October 17, 2005**

Standing Order # 05-05

IT IS HEREBY ORDERED, effective as to all cases filed on or after October 17, 2005, as follows:

1. A party in interest who seeks to continue the automatic stay pursuant to §362(c)(3) shall file a motion with the Court within 15 days of the filing of the petition demonstrating that the filing of the debtor's later case is in good faith as to the creditors to be stayed. The movant shall contact the Courtroom Deputy to schedule an evidentiary hearing with 10 days' notice. The motion and notice of hearing shall be served upon the debtor, the debtor's attorney, if any, the case trustee, the United States Trustee and all creditors. The movant, and any other interested party who either wishes to join or oppose the motion, shall file a Rule 9014 statement no later than 3 days before the hearing. If the movant fails to file the 9014 statement, the movant shall be limited to the evidence submitted with the motion.
2. A party in interest who seeks verification that a stay is not in effect under §362(c)(4) shall file a motion with the Court on notice to the debtor, the debtor's attorney, if any, the case trustee, the United States Trustee, and all creditors. Such motion may be noticed conventionally or under the Court's default notice procedure, see Vt. LBR 9013-4.
3. A party in interest who seeks to have the automatic stay take effect under §362(c)(4) shall file a motion with the Court within 15 days of the filing of the petition demonstrating that the filing of the debtor's later case is in good faith as to the creditors to be stayed. The movant shall contact the Courtroom Deputy to schedule an evidentiary hearing with 10 days' notice. The motion and notice of hearing shall be served upon the debtor, the debtor's attorney, if any, the case trustee, the United States Trustee and all creditors. The movant, and any other interested party who either wishes to join or oppose the motion, shall file a Rule 9014 statement no later than 3 days before the hearing. If the movant fails to file the 9014 statement, the movant shall be limited to the evidence submitted with the motion.

SO ORDERED.

October 20, 2005
Rutland, Vermont



Colleen A. Brown
United States Bankruptcy Judge