

MINUTES

**United States Bankruptcy Court
for the District of Maine
Local Rules Committee Meeting
July 6, 2023 – 11:00 a.m.**

Members Present: Mr. Crosman, Ms. Doil, Mr. Dudley, Ms. Fisher, Mr. Hull, Mr. Morrell, Ms. Sambatakos, Mr. Sleeper, and Mr. Wholly

Members Absent: Mr. Anderson, Ms. Economy, and Mr. Molleur

Other Participants: Judge Cary, Ms. Bigley, Ms. Ford, and Mr. Brown.

1. **Approval of Minutes of Prior Meeting.** The revised minutes from the May 10, 2023 meeting are approved. The minutes from the June 26, 2023 meeting will be updated under Clerk's Office Announcements to indicate that parties need to contact the Clerk's Office only if they want to participate in Judge Cary's hearings from the Bangor courtroom. Mr. Hull will make that change and recirculate. Minutes are approved with that change.
2. **Chair Announcements.** Nothing to report.
3. **Clerk's Office Announcements/Updates:** Nothing to report.
4. **Review of Local Rules for Consistency/Cross-References/Updating.**
 - **Follow-up from Previous Meetings:**
 - The revisions pertaining to 1001-1 and 2016-1(a)(2)(E) circulated by Mr. Sleeper are approved.
 - Ms. Doil has requested additional time to review the preliminary hearing language matter. She and Ms. Sambatakos will review and circle back to the committee with any proposed changes.
 - Ms. Sambatakos sent Judge Cary a proposed revision to 1019-1(b). Judge Cary will incorporate her proposed revision and circulate within the final draft.
 - **General Discussion of the Local Rules:**
 - **Local Rule 2002-1(a)(2)(A).** Language to be updated to "Notice of the proposed sale and any motion shall be served..."
 - **Local Rule 3016-1.** Judge Cary has a proposed change to discuss with Judge Fagone regarding eliminating the examples that are currently listed.
 - **Local Rule 3016-1(b).** Language to be updated to read "The modified plan or disclosure statement shall identify all changes from the filed plan or disclosure statement pursuant to Local Rule 1009-1(a)."

- **Local Rule 3016-1(c).** Language to be updated to read “The plan shall be filed as a separate document and not be attached as an exhibit to any disclosure statement.”
- **Local Rule 3017-1.** Section to be renamed “Chapter 11 Disclosure Statement Proposed Order.”
- **Local Rule 3017-1(a).** This section will become 3016-1(b). The existing (b) and (c) will become (c) and (d), respectively.
- **Local Rule 3017-1(b).** In the second line, “authorized” will be changed to “approved”.
- **Local Rule 3017-1(b)(1).** “Of the Code” to be added to the end of the sentence.
- **Local Rule 3017-1(b)(6).** Language to be updated to read “...the debtor shall file a certificate of service along with copies...”
- **Local Rule 3022-1.** Updated to add the requirement of including the percentage dividend paid to unsecured creditors. This is information required to be reported by the Administrative Office.
- **Local Rule 4001-1(b).** Adds the Motion to Foreclose an Individual’s Interest in Real Property.
- **Local Rule 4001-1(b)(2).** In the last line, “by this Rule” will be changed to “by this Local Rule.”
- **Local Rule 4001-1(b)(2)(F).** Language to be updated to read “the amount of prepetition and post-petition arrearages, costs, and interest accruals owing on the movant’s debt;”
- **Local Rule 4001-1(b)(2)(G).** Language to be updated to read “the payment schedule for that claim.”
- **Local Rule 4001-1(b)(3).** In the first line, “by this Rule” will be changed to “by this Local Rule.”
- **Local Rule 4001-2.** This is a consolidation of the old 4001-2 and 4001-3.
- **Local Rule 5007-1.** This is a new proposed section pertaining to the transcript ordering process.
- **Local Rule 6004-1.** Updated to eliminate Code repetitions. All changes were made pursuant to the notice changes in 2002-1.
- **Local Rule 6004-1(a).** Language to be updated to read “A motion is required if the proponent of the sale seeks to sell property of the estate or pursuant to §363(h) of the Code free and clear of liens and other interests without the consent of the holders of any such liens or interests.”
- **Local Rule 6004-1(b).** Language to be updated to change “plans to sell” to “seeks to sell.” End of the sentence to be updated to read “with the consent of all holders of any such liens or other interests.”
- **Local Rule 7003-1.** Updated to clarify that only unrepresented parties will be required to submit a cover sheet. Section to be broken out into (a) Case Caption Instructions and (b) Cover Sheet. “Unrepresented” will be added as a definition in the 9000’s.
- **Local Rule 7016-1.** This section has been eliminated due to practice differences between the Judges.
- **Local Rule 7026-1(c).** “Or with agreement of the parties” will be stricken. Motion for Approval of Confidentiality Order will be added to 9013-1 list as (p).

- **Local Rule 7065-1.** Upon agreement of the committee, this section will be eliminated.

5. **New Business/Matters/Issues.** None

6. **Scheduling Next Meeting.**

- Judge Cary will circulate some potential dates and times for meeting to continue the final review.