

# Rule Amendments - Effective December 1, 2009

## Days Are Days

### Quick Reference Sheet

#### Days are Days Rule Amendments

- Amendments to Bankruptcy Rules, effective 12/1/09, make all federal rules on calculating time periods simpler, clearer and consistent. A total of 91 rules were changed.
- The amended rules are consistent and simple - count intermediate weekends and holidays for all time periods. Most short periods have been extended to offset the shift in the time computation rules and to ensure that each period is reasonable.
- Virtually all short periods in the federal rules were lengthened to offset the change in computation method - 5-day periods became 7-day periods; 10-day periods became 14-day periods - in effect maintaining the status quo. Periods shorter than 30 days were revised to multiples of 7 days - to reduce the likelihood of ending on weekends.
- A notable exception is that 15 days is shortened to 14 days for filing schedules, statements and a Chapter 13 plan after the petition date or conversion date, as well as for certain objections and appellate briefs.
- The General Order dated 10/01/2009 incorporates these rule amendments/time computation rules into the locally established Local Rules and active General Orders. Five-day periods that were effectively 7-day periods to allow for a single weekend will be lengthened to 7 days; 10-day periods that were effectively 14 day periods to allow for two weekends will be lengthened to 14 days. Periods of less than 30 days will be revised to reflect multiples of 7-day periods and all references to “business days” will be removed.
- The Guide to Rules, Proceedings and Hearings per Local Rule 2002-1 (Common Motion Practice) has been updated accordingly.

**Disclaimer:** The information contained in these Quick Reference Sheets is provided only as a convenience to the bar and it is not meant to be a complete statement of the law. The information is accurate as of the date of publication, but it should not be cited or relied upon as legal authority, or used as a substitute for reference to the United States Bankruptcy Code (title 11, United States Code), the Federal Rules of Bankruptcy Procedure, or to local rules or standing orders of this court.

# **Rule Amendments - Effective December 1, 2009**

## **Days Are Days**

### **Quick Reference Sheet**

#### **Amendment Listing - Grouped by Days Impacted**

##### **Five Days are extended to Seven Days in:**

- FRBP 2006
- FRBP 2007
- FRBP 2008
- FRBP 2015.3
- NDB Local Rule-5071-1
- FRBP 6004
- NDB Local Rule 7007-1
- FRBP 9006
- FRBP 9027

##### **Ten Days are extended to 14 days in:**

- FRBP 1007
- FRBP 2003
- FRBP 2015.1
- FRBP 2015.2
- FRBP 2016
- ND Local Rule 3011-1
- FRBP 3020
- FRBP 4001
- FRBP 6004
- FRBP 6006
- FRBP 7004
- NDB Local Rule 7007-1
- FRBP 7012
- FRBP 8001
- FRBP 8002
- FRBP 8003
- FRBP 8006
- FRBP 8009
- FRBP 8015
- FRBP 8017
- FRBP 9027
- FRBP 9033

**Fifteen Days are revised to 14 days in:**

- FRBP 1007
- FRBP 1019
- FRBP 1020
- FRBP 2015
- FRBP 2015.1
- FRBP 2016
- FRBP 3015
- FRBP 4001
- FRBP 4002
- NDB Local Rule 4008-1
- FRBP 6004
- FRBP 6007
- FRBP 8009

**Twenty days are extended to 21 days in:**

- FRBP 1011
- FRBP 2002
- FRBP 2003
- FRBP 2007.2
- FRBP 2015
- FRBP 2015.3
- FRBP 3001
- FRBP 3015
- FRBP 3019
- FRBP 6003
- FRBP 7012
- FRBP 8002
- NDB Local Rule 9017-1
- FRBP 9027
- FRBP 9033

**Twenty five days are extended to 28 days in:**

- FRBP 2002
- FRBP 3017
- FRBP 4004

# Rule Amendments - Effective December 1, 2009

## Days Are Days

### Quick Reference Sheet

#### Amendment Listing - Listed Numerically

<u>Rule</u>	<u>Current</u>	<u>12/01/09 Amendment</u>
FRBP 1007	10 days and 15 days	14 days
FRBP 1007-I <small>(adopted by GO 12/16/2008)</small>	10 days and 15 days	14 days
FRBP 1011(b)	20 days	21 days
FRBP 1019(5)	15 days	14 days
FRBP 1020(a)	15 days	14 days
FRBP 2002	20 days	21 days
FRBP 2002(b)	25 days	28 days
FRBP 2003(a)	20 days	21 days
FRBP 2003(d)(2)	10 days	14 days
FRBP 2006(c)(1)	five days	seven days
FRBP 2007(b)(1)	five days	seven days
FRBP 2007.2(a)	20 days	21 days
FRBP 2008	five days	seven days
FRBP 2015(a)(6)	20 days	21 days
FRBP 2015(d)	15 days	14 days
FRBP 2015.1(a) & (b)	10 days and 15 days	14 days
FRBP 2015.2	10 days	14 days
FRBP 2015.3(b)	five days	seven days
FRBP 2016(b) & (c)	10 days and 15 days	14 days
FRBP 3001(e)	20 days	21 days
Local 3011-1	10 days	14 days
FRBP 3015(b)	15 days	14 days
FRBP 3015(g)	20 days	21 days
FRBP 3017(a) & (f)	25 days	28 days
FRBP 3019(b)	20 days	21 days
FRBP 3020(e)	10 days	14 days
Local 3070-2(a)	15 days	21 days
Local 3070-2(d)	20 days	21 days

<b>Rule</b>	<b>Current</b>	<b><u>12/01/09 Amendment</u></b>
FRBP 4001	10 days and 15 days	14 days
FRBP 4002(b)	15 days	14 days
FRBP 4004 (a)	25 days	28 days
Local 4008-1	15 days	14 days
Local 5001-1	three days	three (3) days, excluding intermediate weekends and holidays
Local 5071-1	five days	seven days
FRBP 6003	20 days	21 days
FRBP 6004	10 days and 15 days	14 days
FRBP 6004(b) & (g)	five days	seven days
FRBP 6006(d)	10 days	14 days
FRBP 6007(a)	15 days	14 days
FRBP 7004(e)	10 days	14 days
Local 7007-1	five days and 10 days	seven days and 14 days
FRBP 7012	20 days 10 days	21 days 14 days
FRBP 8001	10 days	14 days
FRBP 8002	10 days	14 days
FRBP 8002(c)	20 days	21 days
FRBP 8003	10 days	14 days
FRBP 8006	10 days	14 days
FRBP 8009	10 days and 15 days	14 days
FRBP 8015	10 days	14 days
FRBP 8017(a)	10 days	14 days
FRBP 9006(d)	five days	seven days
Local 9017-1	20 days	21 days
FRBP 9027(e)(3)	10 days	14 days
FRBP 9027(g)	five days and 20 days	seven days and 21 days
FRBP 9033(b)	10 days	14 days
FRBP 9033(c)	20 days	21 days