

Rule 4004-2

MODIFICATION OF DEADLINE FOR OBJECTIONS TO DISCHARGE

If a case is dismissed prior to the expiration of the deadline for objecting to discharge and subsequently reinstated, the deadlines set pursuant to Fed. R. Bankr. P. 4004(a) for filing a complaint or motion objecting to discharge under 11 U.S.C. § 727 and for filing a motion objecting to discharge under 11 U.S.C. § 1328(f) are modified as follows:

(a) ***Cases Dismissed Before § 341 Meeting of Creditors is Held and Subsequently Reinstated.*** If a case is dismissed before the § 341 meeting of creditors is held and subsequently reinstated, the new deadline for objecting to discharge under 11 U.S.C. § 727 or 11 U.S.C. § 1328(f) shall be 60 days after the rescheduled § 341 meeting of creditors.

(b) ***Cases Dismissed After § 341 Meeting of Creditors is Held and Subsequently Reinstated.*** If a case is dismissed after the § 341 meeting of creditors is held and subsequently reinstated, the new deadline for objecting to discharge under 11 U.S.C. § 727 or 11 U.S.C. § 1328(f) shall be 60 days from entry of the order reinstating the case.

Notes of Advisory Committee

2021

This rule creates a uniform procedure for extending the deadline for filing objections to discharge in reinstated cases. This new rule is effective August 1, 2021.