



United States Bankruptcy Court Middle District of Florida

MEMORANDUM

From: Hon. Lori V. Vaughan
Judicial Liaison to Local Rules Lawyers' Advisory Committee

To: Interested Parties

Subject: Amendments to Local Rules

Date: June 30, 2023

The Bankruptcy Judges of the Middle District of Florida have approved amendments to the Local Rules, effective August 1, 2023. A brief summary of the revisions is set forth below. However, the amended Local Rules should be reviewed in their entirety.

The Bankruptcy Judges thank the members of the Local Rules Lawyers' Advisory Committee: David W. Fineman, Eugene H. Johnson, Jr., Elena Paras Ketchum, Daniel A. Velasquez, and Kim Osment, for their hard work and assistance.

Rule 1001-2 Case Management and Electronic Filing System – CM/ECF

This amendment to section (f) specifies the format of papers filed electronically. Other changes are stylistic.

Rule 1074-1 Corporations and Other Non-Individual Persons

This amendment adds new section (b) requiring the filing of documentation stating that a non-individual debtor authorizes the filing of a bankruptcy petition.

Rule 2016-1 Compensation of Professionals

This amendment to section (c)(2)(B) provides that the Court may consider approval of monthly payment of interim fee applications for professionals in Chapter 11 cases based on the needs of the case. Other changes are stylistic.

Rule 4001-1 Automatic Stay

This amendment revises section (c)(2)(C) to conform with the Court's current procedures that a request for relief by negative notice also waives the deadlines for relief from the codebtor stay in 11 U.S.C. §§ 1201(d) and 1301(d).

Rule 5005-4 Sealed Papers

This amendment adds new section (c)(3) outlining the procedure for requesting *in camera* review before a motion to file under seal is decided by the Court. Other changes are stylistic.

New Rule 8002-1 Dismissal of Untimely Appeals

This new rule establishes procedures for dismissal of appeals that are filed after the time period specified in Fed. R. Bankr. P. 8002.

New Rule 8007-1 Stay Pending Appeal; Posting Bonds

This new rule establishes the procedure for implementing Fed. R. Bankr. P. 8007(c) that requires the posting of a bond pending appeal if ordered by the bankruptcy court, district court, or circuit court of appeals.

Rule 9013-1 Motion Practice; Request for Emergency Hearing; Request for Injunctive Relief

This amendment revises the language in section (d) to conform with the Court's current procedures. It also amends section (e) to require that a motion requesting expedited consideration contain the request in the title of the motion. Other changes are stylistic.

Rule 9019-2 Mediation

This amendment updates the rule to specify the duties of the mediator, counsel and parties to mediation. The amendment also establishes a deadline and terms for payment of the mediator and clarifies that litigation is not stayed while mediation is pending.