

Rule 5071-1

CONTINUANCES

(a) ***Court Order Required for Continuance of Hearing.*** Trials or hearings shall not be continued upon stipulation of counsel alone, but a continuance may be allowed by order of the Court for good cause shown.

(b) ***Motions for Continuance.*** Motions for continuance shall set forth the date and time of the hearing requested to be continued and the reason for the request, the amount of time requested to elapse before the matter is to be rescheduled and the reasons therefor, a statement that the movant has conferred with counsel for opposing parties concerning the requested continuance, and the position of other parties concerning the request.

(c) ***Proposed Orders.*** At the time that the motion for continuance is filed, counsel shall submit a proposed order containing blank spaces for the Clerk to enter the date of the continued hearing.

(d) ***Hearings on Motions for Relief from Stay.*** A motion for the continuance of the hearing on a motion for relief from the automatic stay will only be granted if the party seeking relief from the automatic stay waives the time limitations set forth in 11 U.S.C. § 362(e).

(e) ***Hearings Continued Without Written Notice.*** Hearings may be continued from time to time by announcement made in open Court without further written notice. Electronic Filing Users will receive electronic notification of the entry of any docket entry continuing the hearing.

(f) ***Creditors' Meetings.*** All requests for continuances of creditors' meetings scheduled pursuant to 11 U.S.C. § 341 shall be directed to the trustee assigned to the case.

Notes of Advisory Committee

2015 Amendment

The revisions to this rule are primarily stylistic. This amendment to the rule is effective July 1, 2015.

2004 Amendment

This rule is amended to revise section (c), deleting the requirement to submit copies and self-addressed stamped envelopes since the Court can serve order via BNC.

1997 Amendment

This amendment conforms the existing Local Rules to the uniform numbering system prescribed by the Judicial Conference of the United States and to the model system suggested and approved by the Advisory Committee on Bankruptcy Rules of the Judicial Conference's Committee on Rules of Practice and Procedure. In renumbering the Local Rules to conform to the uniform numbering system, no change in substance is intended. This amendment to the rule was effective on April 15, 1997.

This rule was formerly Local Rule 2.08(a) through (h). The Advisory Committee Notes to the superseded rules may be helpful in interpreting and applying the current rules.