

**Rule 7005-2**

**FILING OF DISCOVERY MATERIAL**

**[Abrogated]**

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*Notes of Advisory Committee*

*2000 Amendment*

The Court's local rules may not conflict with or duplicate the Federal Rules of Bankruptcy Procedure. *See* Fed. R. Bankr. P. 9029(a)(1). This amendment deletes the provisions of this rule that prohibited the filing of discovery materials until they are used in a proceeding or matter. The deletion is required because the December 1, 2000, amendments to Fed. R. Civ. P. 5(d) provide that disclosures under Rule 26(a)(1) and (2) and discovery requests and responses under Rules 30, 31, 33, 34, and 36 must not be filed until they are used in the action. Disclosures under Rule 26(a)(3), however, are to be filed with the Court.

Pursuant to Fed. R. Bankr. P. 7005, Fed. R. Civ. P. 5 applies in adversary proceedings. Pursuant to Local Rule 9014-1, Fed. R. Civ. P. 5(a)-(d) applies in contested matters. Thus, disclosures and discovery materials in adversary proceedings and contested matters are to be filed -- or not filed -- as provided in Fed. R. Civ. P. 5(d).