

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA**

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LOCAL RULES [ABROGATED]
OF THE
UNITED STATES BANKRUPTCY COURT
FOR THE
MIDDLE DISTRICT OF FLORIDA

* * *

WITH AMENDMENTS
EFFECTIVE AUGUST 1, 2023

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Rule 1019-1

**CONVERSION – PROCEDURE
FOLLOWING CHAPTER 11 CONFIRMATION**

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015, as it is duplicative of Fed. R. Bankr. P. 2002(a)(4).

Rule 1020-1

CHAPTER 11 SMALL BUSINESS CASES – GENERAL

[Abrogated]

Notes of Advisory Committee

1998 Amendment

On December 1, 1997, amendments to the Federal Rules of Bankruptcy Procedure added new Rule 1020, entitled “Election to be Considered a Small Business in a Chapter 11 Reorganization Case.” This new rule was made necessary by the amendments to the Bankruptcy Code included in the Bankruptcy Reform Act of 1994, Pub. L. No. 103-394. The Court had adopted Local Rule 1020-1 in 1995 as an interim matter pending amendment of the Federal Rules of Bankruptcy Procedure. The local rule is now abrogated as duplicative of national rules effective October 15, 1998.

Rule 2007.1-1

TRUSTEES & EXAMINERS (Ch. 11)

[Abrogated]

Notes of Advisory Committee

1998 Amendment

On December 1, 1997, amendments to the Federal Rules of Bankruptcy Procedure amended Rule 2007.1. These amendments were made necessary by amendments to the Bankruptcy Code included in the Bankruptcy Reform Act of 1994, Pub. L. 103-394. The Court had adopted Local Rule 2007.1-1 in 1995 as an interim matter pending amendment to the Federal Rules of Bankruptcy Procedure. The local rule is now abrogated as duplicative of the national rule.

Rule 3017-2

DISCLOSURE STATEMENT – SMALL BUSINESS CASES

[Abrogated]

Notes of Advisory Committee

1998 Amendment

On December 1, 1997, amendments to the Federal Rules of Bankruptcy Procedure amended Rule 2007.1. These amendments were made necessary by amendments to the Bankruptcy Code included in the Bankruptcy Reform Act of 1994, Pub. L. 103-394. The Court had adopted Local Rule 2007.1-1 in 1995 an interim matter pending amendment to the Federal Rules of Bankruptcy Procedure. The local rule is now abrogated as duplicative of the national rule.

This amendment to the rule was effective on October 15, 1998.

Rule 5001-1

UNAVAILABILITY OF ELECTRONIC FILING SYSTEM (“CM/ECF”)

[Abrogated]

Notes of Advisory Committee

2012

This rule was abrogated effective March 15, 2012. Its content has been incorporated in Local Rule 5001-2 Clerk’s Office Locations, Hours, and Procedures for After-Hours Filing in Case of Emergency. These amendments conform the 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 Practice and Procedure.

Rule 5003-1

ELECTRONIC DOCUMENTS – ENTRY OF

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015, as it is superseded by Local Rule 1001-2.

Rule 5003-2

COURT ORDERS – ENTRY OF

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015, as it is superseded by current CM/ECF procedures.

Rule 5005-2

FILING OF PETITION AND OTHER PAPERS

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015. Relevant provisions are incorporated in amended Local Rule 5001-1, also effective July 1, 2015.

Rule 5005-3

FILING PAPERS – SIZE OF PAPERS

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015. Relevant provisions that have not been superseded by current CM/ECF practices are incorporated in amended Local Rule 5005-1, also effective on July 1, 2015.

Rule 7005-1

PROOF OF SERVICE

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015. Relevant provisions are incorporated in new Local Rule 9013-1, also effective on July 1, 2015.

Rule 7005-2

FILING OF DISCOVERY MATERIAL

[Abrogated]

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).

Rule 7005-3

SERVICE BY ELECTRONIC MEANS UNDER RULE 5(b)(2)(E)

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015, as it has been superseded by Local Rule 1001-2.

Rule 7054-1

COSTS – TAXATION/PAYMENT; ATTORNEY’S FEES

[Abrogated]

Notes of Advisory Committee

2016

This rule was abrogated effective July 1, 2016, as duplicative of Fed. R. Civ. P. 54 and Fed. R. Bankr. P. 7054.

Rule 7067-1
REGISTRY FUND

[Abrogated]

Notes of Advisory Committee

2016

This rule was abrogated effective July 1, 2016, as duplicative of Fed. R. Bankr. P. 7067 and 28 U.S.C. § 2042.

Rule 8001-1

NOTICE OF APPEAL

[Abrogated]

Notes of Advisory Committee

2015

Effective July 1, 2015, this rule is renumbered as Local Rule 8003-1 to correspond to the amendments and renumbering of the rules in Part VIII of the Federal Rules of Bankruptcy Procedure.

Rule 8006-1

DESIGNATION OF RECORD – APPEAL

[Abrogated]

Notes of Advisory Committee

2013

This rule was superseded by Local Rule 8007-1 effective July 1, 2013.

Rule 8007-1

COMPLETION OF RECORD – APPEAL

[Abrogated]

Notes of Advisory Committee

2015

Effective July 1, 2015, this rule is renumbered as Local Rule 8009-1 to correspond to the amendments and renumbering of the rules in Part VIII of the Federal Rules of Bankruptcy Procedure.

Rule 9011-1

ATTORNEYS – DUTIES

[Abrogated]

Notes of Advisory Committee

2016

Effective July 1, 2016, this rule is renumbered as Local Rule 2091-1.

Rule 9011-3

SANCTIONS

[Abrogated]

Notes of Advisory Committee

2016

This rule was abrogated and migrated to Local Rule 1001-1 Scope of Rules; Short Title effective July 1, 2016.

Rule 9011-4

SIGNATURES

[Abrogated]

Notes of Advisory Committee

2016

This rule was abrogated and migrated to Local Rule 1001-2 Case Management and Electronic Case Filing System – CM/ECF effective July 1, 2016.

Rule 9014-1

SERVICE AND PROOF OF SERVICE – CONTESTED MATTERS

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015. It is replaced by new Local Rule 9013-1, also effective July 1, 2015.

Rule 9014-2

GENERAL PROVISIONS REGARDING DISCOVERY – CONTESTED MATTERS

[Abrogated]

Notes of Advisory Committee

2016

This rule was abrogated and certain provisions incorporated into Local Rule 7026-1 Discovery – General effective July 1, 2016.

Rule 9033-1

**REVIEW OF PROPOSED FINDINGS OF FACT AND
CONCLUSIONS OF LAW IN NON-CORE PROCEEDINGS**

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015. Fed. R. Bankr. P. 9033 addresses objections to proposed findings of fact and conclusions of law.

Rule 9036-1

**NOTICE BY ELECTRONIC TRANSMISSION;
SERVICE BY FACSIMILE**

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015, as it has been superseded by Local Rule 1001-2.

Rule 9070-2

ATTACHMENTS – ELECTRONIC SUBMISSION OF

[Abrogated]

Notes of Advisory Committee

2015

This rule is abrogated effective July 1, 2015, as it is superseded by Local Rule 1001-2.