

Agreed Orders

Docketing Event

N/A

Negative Notice: N/A

Accompanying Orders: N/A

Code and Rule References:

[Local Rule 9072-1](#)

Fee: N/A

Applicable Chapters: 7, 11, 12, 13

Implemented: 4/30/2019

Last Revision: 7/1/2019

Description

Local Rule 9072-1(d) provides five instances where an agreed or consent order may be submitted:

1. The parties have previously filed an agreed or joint motion, application, or objection that is signed by all necessary parties;
2. The movant represents in the motion, application, or objection that the movant has obtained consent of the other parties to the entry of a proposed order attached to the motion, application, or objection;
3. A separate consent with the signature of all necessary parties is submitted;
4. An agreed order signed by all necessary parties is submitted (no prior motion, application, or objection required); **OR**
5. The movant submits an order that recites in the preamble that the submitting party represents that the other parties have agreed to the form and content of the order, e.g., “By submission of this order for entry, the submitting counsel represents that the opposing party consents to its entry.”

If a hearing is scheduled on a matter and the proposed agreed order resolves that matter, the proposed agreed order should include a statement that the hearing is no longer necessary and is canceled.

Nothing in this procedure or the Local Rules is intended to preclude the Court from conducting a hearing on the matter even if a proposed agreed order is submitted.

Filing Checklist

Review the agreed or joint motion, application, or objection to determine if:

- It is signed by all necessary parties. If yes, then submit a proposed agreed order.

Review the motion, application, or objection to determine if:

- It includes the statement that the movant has obtained consent of the other parties to the entry of a proposed order **AND** attaches that proposed order to the motion, application, or objection. If yes, then submit a proposed agreed order.

Review the consent to determine if:

- It is signed by all necessary parties. If yes, then submit a proposed agreed order.

Review the proposed agreed order to determine if it:

- Is signed by all necessary parties. If yes, then no prior motion, application, or objection is required.
- Is associated with a joint motion, application, or objection that is signed by all necessary parties. If yes, then no signatures are needed on the proposed agreed order.
- Is associated with a separate consent that is signed by all necessary parties. If yes, then no signatures are needed on the proposed agreed order.
- Includes a statement in the preamble that the submitting party represents the other parties have agreed to the form and content of the order.
 - For example, this statement would satisfy the Local Rule: “By submission of this order for entry, the submitting counsel represents that the opposing party consents to its entry.”

Forms

[Agreed Order – Joint Motion](#)

[Agreed Order - Preamble Statement](#)

[Agreed Order – Signatures](#)