2021-2022 :: Summary of Proposed Local Rule Amendments
United States Bankruptcy Court for the District of Arizona

Local Rule	Note/Explanation Regarding Amendment
1. LR 1005-1(b).	**Caption of Petition.** Subsection (b) is amended in response to the Supreme Court's decision in *Obergefell v. Hodges*, 576 U.S. 644 (2015), to replace "a husband or wife" with "spouses." Other minor stylistic changes made.
2. LR 2003-2, Local Forms 2003-2(a)(1) & (a)(2). *(New)*	**Questionnaire and Documents to be Delivered to Trustee.** This rule is added to facilitate the chapter 7 process and require individual debtors to complete and return to the trustee a local form questionnaire and document checklist before the Section 341 Meeting of Creditors.
3. LR 2084-3.	**Attorney Fees.** The rule is amended to clarify the procedure for applying for fees and to include the flat fee amount. The amendment also re-sequences the subsections and makes other stylistic changes. (*Amendment renders GO 17-2 obsolete.*)
4. LR 2084-4(b)(1)(a).	**Plan.** The language of subsection (b) is updated to clarify that the conduit payment requirement only applies to claims secured by consensual non-HOA security interests in a debtor's principal residence. This subsection is also amended to limit the notice required for motions to waive conduit payments. The rule is amended in response to *Matter of Evans*, 69 F.4th 1101 (9th Cir. 2023). Subsections have been re-sequenced.
5. LR 2084-6.	**Adequate Protection Payments.** The rule is amended in response to *Matter of Evans*, 69 F.4th 1101 (9th Cir. 2023).
6. LR 3003-1 (c).	**Filing Proof of Claim or Equity Security Interest in Chapter 9 and Chapter 11 Cases.** New subsection (c) is added to establish a claim deadline for Subchapter V cases (70 days after the bankruptcy filing date and 180 days for creditors that are government units). This time period is consistent with claim deadlines in chapter 13 cases. (*Amendment renders GO 20-2 obsolete, except for Court's use of Local Form 3003-4 Order Setting Confirmation Hearing (Subchapter V Only)*)

7. LR 3007-1.	**CLAIMS – OBJECTIONS**. Subsection (a) is amended to clarify that filers of omnibus objections to claims are excepted from identifying the claim number and name of claimant in the caption. Other stylistic changes made throughout.
8. LR 4001-1(b) & (h).	**AUTOMATIC STAY – RELIEF FROM OR ABSENCE OF; RESIDENTIAL PROPERTY PRE-FILING CERTIFICATION; OBJECTION PROCEDURE.** The rule is amended to remove subsection (b) requiring a movant to certify that at least seven (7) days before filing a motion concerning residential real property a letter was sent to debtor's counsel or debtor and the matter was not resolved after sincere efforts. Also amended to add new subpart (g)(3) directing that a movant that obtains a hearing date more than 30 days after seeking stay relief will be deemed to have waived its rights under 11 U.S.C. § 362(e) until the conclusion of the preliminary hearing. Other stylistic changes.
9. LR 9013-1(d) & (e)(3).	**MOTION PRACTICE, UNOPPOSED OR EX PARTE MOTIONS, MOTIONS TO EXCEED THE PAGE LIMIT**. The rule is amended to add new subsection (d) restricting the parties from changing court ordered briefing deadlines shortly before hearings (5 days) without court approval. Subsection (e)(3) amended to require a request to exceed page limits to state how many pages are necessary. The subsections are re-sequenced.
10. LR 9029-1. *(New)*	**LOCAL RULES ADVISORY COMMITTEE**. The new rule is added to establish an annual cycle and structure for amending the Local Rules. (*Amendment renders GO 21-2 obsolete.*)
11. LR 9076-1.	**ELECTRONIC SERVICE.** The rule is amended to include objections to proofs of claim in the list of items where service by NEF is not effective. Current subsection (5) is re-sequenced as (6). Other stylistic changes.
12. Local Rule 4003-2 Forms. *(New forms only)*	**LIEN AVOIDANCE**. New optional local forms added to facilitate the filing of a Motion, Notice, and Order to Avoid Judgment Lien. *Note: No changes to Local Rule 4003-2.*