UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT
BRIDGEPORT & NEW HAVEN DIVISIONS

CONTESTED MATTER PROCEDURES

A party initiating a contested matter, *i.e.* a matter not within the scope of Fed. R. Bankr. P. 7001, may prosecute that matter under one of the following two procedures.

A. TRADITIONAL PROCEDURE

A contested matter may be initiated through (a) the filing with the Bankruptcy Court Clerk ("Clerk") and (b) service upon the entities, and in the manner, required by applicable law of (i) a pleading (*e.g.*, motion, application, etc.) and (ii) a REQUEST FOR HEARING on a court-approved form (appended to these Procedures). Provided applicable law requires a hearing, the matter will then be scheduled for a hearing by the Clerk, in connection with which the hearing provisions outlined in paragraphs B.3.(b)-(d), hereafter, shall apply.

B. BAR DATE PROCEDURE

As an alternative to the Traditional Procedure, a "Bar Date Procedure", as described hereafter, is available to a movant in connection with all contested matters in Chapter 7 and 11 cases, with the exception of the following: (i) *ex parte* matters permitted under applicable rules; (ii) Chapter 11 cash collateral matters, disclosure statement approvals and plan confirmations; (iii) Chapter 7 trustee motions under Fed. R. Bankr. P. 2002; (iv) Chapter 7 final accounting matters; (v) *pro se* debtor reaffirmation hearings; (vi) applications for compensation and/or reimbursement of expenses pursuant to Bankruptcy Code Sections 330, 331, 503(b) and 506(b); and (vii) emergency matters, which for cause

stated require an expedited hearing.

1. BAR DATE FOR OBJECTIONS.

The party initiating the contested matter (the "Movant") may file and serve upon all parties entitled to notice under applicable law, rule, or order the following:

(a) the pleading initiating the contested matter, with a copy of a Proposed Order attached thereto, and

(b) a NOTICE OF BAR DATE FOR FILING AN OBJECTION ("NOTICE OF BAR DATE"), on a court-approved form (appended to these Procedures).

The NOTICE OF BAR DATE shall state that the Proposed Order may enter without further notice unless an Objection is filed with the Clerk and served upon the Movant by a specified bar date ("Bar Date"). The Movant shall select a Bar Date in accordance with any notice period required by applicable Bankruptcy Rule (*e.g.*, Fed. R. Bankr. P. 2002) or Code Section (*e.g.*, §362(e)). In the absence of any governing Bankruptcy Rule or Code Section, the Bar Date shall be not less than ten (10) days after the filing and service of the pleading initiating the contested matter, a copy of the Proposed Order, and the NOTICE OF BAR DATE. The Movant shall file a certification of service on a court-approved NOTICE OF BAR DATE CERTIFICATION form (appended to these Procedures).

2. REQUEST FOR ENTRY OF ORDER.

An order may enter after the Movant files the Proposed Order and a REQUEST FOR ENTRY OF ORDER (with a copy of the first page of the pleading initiating the contested matter attached thereto) on a court-approved form, stating:

(a) that a copy of the pleading initiating the contested matter, a copy of the Proposed Order, and a NOTICE OF BAR DATE were served on all parties entitled to such notice;

(b) that the Bar Date stated in the NOTICE OF BAR DATE was in accord with any order of this Court and all applicable Bankruptcy Code Sections and Rules; and

(c) that the Bar Date has passed without the filing of an Objection.

3. HEARING PROCEDURE.

(a) If an Objection is timely filed with the Clerk and served upon the Movant in accordance with the NOTICE OF BAR DATE, the Movant shall file a REQUEST FOR HEARING within ten (10) days of its receipt.

(b) Upon the filing of a REQUEST FOR HEARING, the Clerk shall send a NOTICE OF HEARING DATE to the Movant, stating the date and time the contested matter is scheduled for hearing. The Movant shall thereupon immediately serve a copy of the NOTICE OF HEARING DATE on each party entitled to notice, and shall certify such service on a court-approved HEARING DATE CERTIFICATION form (appended to these Procedures).

(c) Hearings on contested matters ordinarily shall be scheduled for the regularly scheduled Calendars of the Court.

(d) A first request for a continuance of the hearing on a contested matter, made by 3:00 p.m. the day prior to the hearing, and if agreed to by all interested parties, will be granted without a hearing, and the Clerk will reschedule the matter to the next available calendar, unless another date is requested. The rescheduled matter will be marked "final." If the matter is not ready on the rescheduled "final" date, it will be denied without prejudice, unless otherwise ordered by the Court.

4. FAILURE TO PROSECUTE.

If a REQUEST FOR ENTRY OF PROPOSED ORDER or REQUEST FOR HEARING is not filed within thirty (30) days of the filing of the pleading initiating the contested matter, the relief requested in the pleading may be denied without further notice for failure to prosecute. Any such denial shall be without prejudice unless otherwise ordered.

5. DISCRETION OF COURT.

Notwithstanding full compliance with the Bar Date Procedure established herein, the Court, at any time, may schedule a hearing in a contested matter.

6. DATES AND TIME COMPUTATION.

All dates and computations of any time period prescribed by this Procedure shall be in accordance with Fed. R. Bankr. P. 9006.

6. EFFECTIVE DATE.

This Contested Matter/Bar Date Procedure shall be effective October 3, 2005, for practice before the undersigned judges, and supercedes all prior United States Bankruptcy Court "Short Calendar/Bar Date" and/or "Contested Matter/Bar Date Procedures" in the District of Connecticut.

Dated: 9/22/2005

Albert S. Dabrowski
Chief United States Bankruptcy Judge

Dated: 9/22/05

Alan H. W. Shiff
United States Bankruptcy Judge

Dated: 9/22/05

Lorraine Murphy Weil
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT

IN RE CHAPTER

CASE NO.

NOTICE OF BAR DATE FOR FILING AN OBJECTION

The undersigned has filed the following documents:

(1) _____ and
[title of pleading initiating the contested matter]

(2) a Proposed Order associated therewith.

A copy of each is attached to this Notice.

IMPORTANT NOTICE: Unless you *file* with the Clerk, and *serve* upon the undersigned Movant, an Objection to the referenced pleading *not later than* [the bar date], the Proposed Order may enter *without a hearing* or any further notice.

Date: _____

_____
THE MOVANT

[Record Address of the Movant]

UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT

IN RE CHAPTER

CASE NO.

NOTICE OF BAR DATE CERTIFICATION

The undersigned hereby certifies that on the __ day of _____, _____, in accordance with applicable law, I served the following documents upon the entities listed below (constituting all entities entitled to notice):

(1) a copy of pleading initiating the contested matter, specifically: _____;
[title of pleading]

(2) a copy of the Proposed Order associated therewith, and

(3) a NOTICE OF BAR DATE FOR FILING AN OBJECTION.

[*STATE THE NAME, ADDRESS, AND RELATIONSHIP TO THE CONTESTED MATTER OF ALL PARTIES SERVED.*]

DATED: _____

_____
THE MOVANT

UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT

IN RE CHAPTER

CASE NO.

REQUEST FOR HEARING

The undersigned hereby requests a _____ hearing on its _____.
[Title of Pleading]

It is requested that said hearing be scheduled for _____ hour(s) or _____ day(s).

A copy of the first page of the pleading initiating the contested matter is attached hereto.

DATED: _____

_____
THE MOVANT

UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT

IN RE

CHAPTER

CASE NO.

DOCUMENT ID. NO.

HEARING DATE CERTIFICATION

The undersigned hereby certifies that on the __ day of _____, ____, in accordance with applicable law, I served the attached NOTICE OF HEARING DATE upon the following entities, who constitute all parties entitled to notice:

[For parties ***receiving*** notice through the Notice of Electronic Filing, state the name and relationship to the contested matter of the parties served]

[For parties ***not receiving*** notice through the Notice of Electronic Filing, state the name, address and relationship to the contested matter of the parties served]

DATED _____

_____
THE MOVANT

UNITED STATES BANKRUPTCY COURT
DISTRICT OF CONNECTICUT

IN RE

CHAPTER

CASE NO.

REQUEST FOR ENTRY OF PROPOSED ORDER

The undersigned states:

(a) that a copy of the pleading initiating this contested matter, a copy of the Proposed Order associated therewith, and NOTICE OF BAR DATE FOR FILING AN OBJECTION (the "NOTICE OF BAR DATE"), were served on all parties entitled to such notice;

(b) that the Bar Date stated in the NOTICE OF BAR DATE was in accord with any order of this Court and all applicable Bankruptcy Code Sections and Rules; and

(c) that the Bar Date has passed without the filing of an Objection or REQUEST FOR HEARING.

A COPY OF THE FIRST PAGE OF THE PLEADING INITIATING THE CONTESTED MATTER IS ATTACHED HERETO.

AN ORDER IDENTICAL TO THE PROPOSED ORDER HAS BEEN SEPARATELY FILED WITH THE CLERK IN ACCORDANCE WITH THE COURT'S ADMINISTRATIVE PROCEDURES.

Accordingly, the undersigned requests the entry of the Proposed Order.

_____
THE MOVANT