

Standing orders (You must always read these in conjunction with the [Local Rules](#).)

Click on *effective date of order*:

[January 1, 1998](#)

[November 1, 1998](#)

[July 1, 1999](#)

[December 29, 1999](#)

[July 18, 2000](#)

[August 1, 2000](#)

[December 1, 2000](#)

[March 1, 2001](#)

[April 1, 2002](#)

[May 1, 2002](#)

[June 17, 2002](#)

[August 1, 2002](#) (Two orders implementing CM/ECF--also [available in PDF format](#))

[September 1, 2002](#)

[March 14, 2003](#)

[May 1, 2003](#)

[July 2, 2003](#) (Lexington division changes - see also the [updated calendar](#) and [how to set Chapter 13 hearings for Lexington cases](#))

[September 2, 2003](#) (Frankfort division changes - see also the [updated calendar](#))

[September 9, 2003](#) (Covington division changes - see also the [updated calendar](#))

[November 1, 2003](#) (Installment fee changes--[also available in PDF format](#). See also the [Fee Schedule](#))

 [December 1, 2003](#): New privacy requirements and new Local Rules concerning privacy, Amendments and Exhibits

 [January 13, 2004](#) changing Lexington Ch. 7 & 11 motion times for Judges Howard and Scott

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **January 1, 1998** , Local Rule (E.D. Ky. [LBR 1006-1](#)) is hereby amended to read as follows:

When leave is granted in accordance with Rule 1006 of the Federal Rules of Bankruptcy Procedure to pay in installments the applicable fees and charges required pursuant to title 28 U.S.C. Sec. 1930, unless otherwise ordered by the court, such fees and charges shall be paid in installments as follows:

The fee and charges for filing a petition for relief under chapter 7 shall be paid in not more than of four installments of \$43.75 each.

The fee and charges for filing a petition for relief under chapter 11 shall be paid in not more than of four installments of \$207.50 each.

The fee and charges for filing a petition for relief under chapter 12 shall be paid in not more than of four installments of \$57.50 each.

The fee and charges for filing a petition for relief under chapter 7 shall be paid in not more than of four installments of \$40.00 each.

Dated: December 17, 1997

WILLIAM S. HOWARD
CHIEF JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **November 1, 1998** , Local Rules (E.D. Ky. LBR [4001-4](#), [4001-5](#), [9014-1](#)) are hereby amended to read as follows:

RULE 4001-4. HEARINGS ON MOTIONS FOR RELIEF FROM STAY IN CASES PENDING BEFORE JUDGE LEE

Unless otherwise ordered by the court, motions for relief from the automatic stay in cases pending before Judge Lee in the Lexington division may be noticed for hearing at a time set forth in E.D. Ky. LBR 9014-1 for hearing such motions.

RULE 4001-5. HEARINGS ON MOTIONS FOR RELIEF FROM STAY IN CASES PENDING BEFORE JUDGE HOWARD

Unless otherwise ordered by the court, motions for relief from the automatic stay in the Covington division shall be heard at Covington on the first Tuesday of the month at 10:00 a.m. prevailing time; motions for relief from the automatic stay in the Ashland division shall be heard at Ashland on the Wednesday following the first Tuesday of the month at 11:00 a.m. prevailing time; motions for relief from the automatic stay pending before Judge Howard in the Lexington division shall be heard at Lexington on the Thursday following the first Tuesday of the month at 10:00 a.m. prevailing time; motions for relief from the automatic stay in the Pikeville division shall be heard at Pikeville on the second Tuesday of the month at 11:00 a.m. prevailing time; motions for relief from the automatic stay in the Corbin division shall be heard at Corbin on the Thursday following the second Tuesday of the month at 10:00 a.m. prevailing time; and motions for relief from the automatic stay in the Frankfort division shall be heard at Frankfort on the Wednesday following the second Tuesday of the month at 10:00 a.m. prevailing time.

When the requirements set forth in the immediately preceding paragraph and those set forth in 11 U.S.C. § 362(e) cannot be met by noticing a motion for relief in the division in which the case is pending at the times stated above, a motion for relief from stay may be noticed for hearing before the court at Lexington on the Thursday following the first Tuesday of the month at 10:00 a.m. prevailing time.

RULE 9014-1. HEARINGS ON MOTIONS

Motions, objections or applications that have not been resolved by or cannot await resolution by

the notice and opportunity for a hearing process, including responses to any such motions, objections or applications, shall be noticed for hearing as follows:

(a) Hearings before Judge Lee

Unless otherwise ordered by the court, motion days before Judge Lee in the Lexington division shall be as follows:

1. Motions in adversary proceedings may be noticed for hearing at 10:00 a.m. prevailing time on the first and third Wednesday of each month, unless such day is a legal holiday, in which event the court may designate an alternate date.
2. Motions for relief from stay may be noticed for hearing at 1:30 p.m. prevailing time on the first or third Wednesday of each month, unless such day is a legal holiday in which event the court may designate an alternate date.
3. Miscellaneous motions in chapter 7 cases may be noticed for hearing at 1:30 p.m. prevailing time on the second Monday of each month, unless that day is a legal holiday, in which event, such motions may be noticed for hearing on the fourth Monday of the month.
4. Miscellaneous motions in chapter 13 cases may be noticed for hearing at 1:30 p.m. prevailing time on the third Monday of each month, unless that day is a legal holiday, in which event, such motions may be noticed for hearing on the fourth Monday of the month.
5. All other motions may be scheduled by contacting the judge's chambers.

(b) Hearings before Judge Howard

Unless otherwise ordered, for cases pending before Judge Howard in the Ashland, Corbin, Covington, Frankfort, Lexington, and Pikeville divisions, any motion other than a motion for relief from stay shall be noticed for hearing in the division in which the case is pending at the following times. Motions in cases in the Ashland division shall be noticed for hearing at Ashland on the Wednesday following the first Tuesday of the month at 1:30 p.m. prevailing time; motions in cases in the Corbin division shall be noticed for hearing at Corbin on the Thursday following the second Tuesday of the month at 10:30 a.m. prevailing time; motions in cases in the Covington division shall be noticed for hearing at Covington on the first Tuesday of the month at 1:30 p.m. prevailing time; motions in cases in the Frankfort division shall be noticed for hearing at Frankfort on the Wednesday following the second Tuesday of the month at 10:20 a.m. prevailing time; motions in cases before Judge Howard in the Lexington division shall be noticed for hearing at Lexington on the Thursday following the first Tuesday of the month at 10:30 a.m. prevailing time; and motions in cases in the Pikeville division shall be noticed for hearing at Pikeville on the second Tuesday of the month at 1:30 p.m. prevailing time.

In the event there is insufficient time to hear a motion scheduled at the above time, the motion shall be reset for hearing at the court's convenience. Motions which are expected to require more than 15 minutes of court time may be scheduled by contacting the judge's chambers.

DATED: October 29, 1998
BY THE COURT

WILLIAM S. HOWARD

CHIEF JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **July 1, 1999** , Local Rules (E.D. Ky. LBR 4001-4, 4001-5, 9014-1) are hereby amended to read as follows:

RULE 4001-4. HEARINGS ON MOTIONS FOR RELIEF FROM STAY IN THE LEXINGTON DIVISION

Unless otherwise ordered by the Court, motions for relief from the automatic stay in cases pending in the Lexington division may be noticed for hearing at a time set forth in E.D. Ky. LBR 9014-1 for hearing such motions.

RULE 4001-5. HEARINGS ON MOTIONS FOR RELIEF FROM STAY IN DIVISIONS OTHER THAN LEXINGTON

Unless otherwise ordered by the Court, motions for relief from the automatic stay in the Covington division shall be heard at Covington on the first Tuesday of the month at 10:00 a.m. prevailing time; motions for relief from the automatic stay in the Ashland division shall be heard at Ashland on the Wednesday following the first Tuesday of the month at 11:00 a.m. prevailing time; motions for relief from the automatic stay in the Pikeville division shall be heard at Pikeville on the second Tuesday of the month at 11:00 a.m. prevailing time; motions for relief from the automatic stay in the Corbin division shall be heard at Corbin on the Thursday following the second Tuesday of the month at 10:00 a.m. prevailing time; and motions for relief from the automatic stay in the Frankfort division shall be heard at Frankfort on the Wednesday following the second Tuesday of the month at 1:30 p. m. prevailing time.

RULE 9014-1. HEARINGS ON MOTIONS

Motions, objections or applications that have not been resolved by or cannot await resolution by the notice and opportunity for a hearing process, including responses to any such motions, objections or applications, shall be noticed for hearing as follows:

1. LEXINGTON DIVISION

Unless otherwise ordered by the Court, motion days in the Lexington division shall be as follows, unless such day is a legal holiday, whereupon the Court may designate an alternate date:

a. Cases assigned to Judge Lee

- i. Motions in adversary proceedings shall be noticed for 10:30 a.m. prevailing time on the second and third Monday of each month.
- ii. Motions for relief from stay shall be noticed for 1:30 p.m. prevailing time on the second or third Monday of each month.

- iii. Miscellaneous motions in chapter 7 cases shall be noticed for 1:30 p.m. prevailing time on the second Monday of each month.
- iv. Miscellaneous motions in chapter 12 and 13 cases shall be noticed for 1:30 p.m. prevailing time on the third Monday of each month.
- v. All other motions and motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

b. Cases assigned to Judge Howard

- i. Motions for relief from stay shall be noticed for 10:00 a.m. prevailing time on the Thursday following the first Tuesday of each month.
- ii. Continued confirmation hearings in chapter 13 cases shall be noticed for 10:15 a.m. prevailing time on the Thursday following the first Tuesday of each month.
- iii. All other motions and final meetings shall be noticed for 10:30 a.m. prevailing time on the Thursday following the first Tuesday of each month.
- iv. All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting Judge's chambers (859) 233-2465.

c. Cases assigned to Judge Scott

- i. Motions for relief from stay shall be noticed for 10:00 a.m. prevailing time on the first or third Wednesday of each month.
- ii. Continued confirmation hearings in chapter 13 cases shall be noticed for 10:15 a.m. prevailing time on the Thursday following the first and third Wednesday of each month.
- iii. Final meetings shall be noticed for 10:30 a.m. on the first and third Wednesday of each month.
- iv. All other motions shall be noticed for 10:45 a.m. prevailing time on the first and third Wednesday of each month.

2. ALL DIVISIONS EXCEPT LEXINGTON

Unless otherwise ordered by the Court, for cases pending in all divisions except Lexington, any motion other than a motion for relief from automatic stay shall be noticed for hearing in the division in which the case is pending as follows:

a. Ashland

- i. Continued confirmation hearings in chapter 13 cases shall be noticed for 11:15 a.m. prevailing time on the Wednesday following the first Tuesday of each month.
- ii. All other motions and final meetings shall be noticed for 11:20 a.m. prevailing time on the Wednesday following the first Tuesday of each month.
- iii. All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2465.

b. Covington

- i. Continued confirmation hearings in chapter 13 cases shall be noticed for 10:15 a.m. prevailing time on the first Tuesday of each month.
- ii. Final meetings shall be noticed for 10:20 a.m. prevailing time on the first Tuesday of each month.
- iii. All other motions shall be noticed for 10:30 a.m. prevailing time on the first Tuesday of each month.
- iv. All other motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting Judge's chambers (859) 233-2465.

c. Corbin

- i. Continued confirmation hearings in chapter 13 cases shall be noticed for 10:15 a.m. prevailing time on the Thursday following the second Tuesday of each month.
- ii. Final meetings shall be noticed for 10:20 a.m. prevailing time on the Thursday following the second Tuesday of each month.
- iii. All other motions shall be noticed for 10:30 a.m. prevailing time on the Thursday following the second Tuesday of each month..
- iv. All other motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting Judge's chambers (859) 233-2814.

d. Frankfort

- i. Continued confirmation hearings in chapter 13 cases shall be noticed for 1:40 p.m. prevailing time on the Wednesday following the second Tuesday of each month.
- ii. All other motions and final meetings shall be noticed for 1:50 p.m. prevailing time on the Wednesday following the second Tuesday of each month.
- iii. All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

e. Pikeville

- i. Continued confirmation hearings in chapter 13 cases shall be noticed for 11:15 a.m. prevailing time on the second Tuesday of each month.
- ii. Final meetings shall be noticed for 11:30 a.m. prevailing time on the second Tuesday of each month.
- iii. All other motions shall be noticed for 1:30 p.m. prevailing time on the second Tuesday of each month.
- iv. All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

In the event there is insufficient time to hear a motion scheduled at the above time, the motion shall be reset for hearing at the Court's convenience.

DATED:

BY THE COURT

WILLIAM S. HOWARD
CHIEF JUDGE

JOSEPH M. SCOTT, JR.
JUDGE

JOE LEE
JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **December 29, 1999** , the applicable portion of Standing Order effective July 1, 1999, is superseded and Local Rule (E.D. Ky. LBR [9014-1.1\(c\)\(iv\)](#)) is amended to read as follows:

RULE 9014-1.1(c)(iv)

All other motions shall be noticed for 10:30 a.m., prevailing time on the first and third Wednesday of each month.

Effective December 29, 1999, a new Local Rule (E.D., Ky. LBR 4001-2) is added as follows:

RULE 4001-2. USE OF CASH COLLATERAL, OBTAINING CREDIT AND STIPULATIONS RELATING TO SAME

(a) A motion for use of cash collateral, for authority to obtain credit, or a stipulation relating to same shall set forth the total dollar amount of the request for use of funds, the specific uses to which the funds will be put, the debtor's proposed budget for the use of the funds, the amount of debt asserted to be owed to any creditor claiming an interest in the collateral, the value of the collateral which secures the creditor's asserted interest, and any proposal for providing adequate protection. If the debtor seeks authority to use cash collateral or to obtain credit on an emergency or expedited basis, the debtor shall state the nature of the emergency requiring an expedited hearing and determination. The motion shall be accompanied by copies of all documents, evidencing perfection, by which the interest of any entity claiming an interest in the cash collateral was created or perfected.

(b) A motion for use of cash collateral, for authority to obtain credit, or a stipulation relating to same shall be served on all creditors who assert an interest in the cash collateral and their attorneys, if known, any taxing authority that has a claim against the debtor, the debtor's twenty (20) largest unsecured creditors, the members of any committee appointed in the case and counsel to any committee, any parties who have filed a request for service of all pleadings and notices and the United States trustee.

(c) Subject to section (d), the following provisions contained in an agreement between the debtor and

the holder of a secured claim as to use of cash collateral, obtaining credit, or adequate protection, or any order approving or authorizing the use of cash collateral, obtaining credit, or adequate protection, shall be unenforceable:

- (1) any acknowledgment of the validity, amount, perfection, priority, extent or enforceability of the secured claim, if the agreement or order purports to bind any party other than the debtor;
- (2) any releases of liability for the creditor's alleged prepetition torts or breaches of contract, waivers of avoidance actions or waiver of defenses by the debtor or estate representative;
- (3) any postpetition lien which purports to secure any claim of a secured creditor other than (i) a claim arising from postpetition advances which constitute an additional nonreplacement extension of credit; or (ii) a claim representing the diminution in value of the secured claim after the commencement of the case;
- (4) any grant of a security interest in avoidance power recoveries available to the trustee; or
- (5) any provision granting a creditor relief from the automatic stay without further order or hearing upon the breach of the cash collateral, adequate protection or postpetition financing order or agreement.

(d) Notwithstanding section (c), the Court may order the enforcement of any terms and conditions on the use of cash collateral or obtaining credit, provided that (i) the proposed order or agreement specifically states that the proposed terms and conditions vary from the requirements of section (c), and (ii) any such proposed terms and conditions are conspicuously and specifically set forth in the proposed agreement or order.

Effective December 29, 1999, Standing Order effective January 1, 1998, is superseded and Local Rule (E.D. Ky. LBR 1006-1) is hereby amended to read as follows:

RULE 1006-1. FEES-INSTALLMENT PAYMENTS

When leave is granted in accordance with Rule 1006 of the Federal Rules of Bankruptcy Procedure to pay in installments the applicable fees and charges required pursuant to 28 U.S.C. §1930, unless otherwise ordered by the court, such fees shall be paid in not more than four installments as follows:

The fee and charges for filing a petition for relief under chapter 7 shall be paid in three (3) installments of \$40.00 each and one (1) installment of \$80.00.

The fee and charges for filing a petition for relief under chapter 11 shall be paid in four (4) installments of \$207.50 each.

The fee and charges for filing a petition for relief under chapter 12 shall be paid in four (4) installments of \$57.50 each.

The fee and charges for filing a petition for relief under chapter 13 shall be paid in three (3) installments of \$37.00 each and one (1) installment of \$74.00.

DATED:

BY THE COURT

JOSEPH M. SCOTT, JR.
JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Court Electronic Noticing Procedures

THIS MATTER arises sua sponte upon the need for the Court to announce its procedures for obtaining notices electronically. Pursuant to Bankruptcy Rule 9036 – Notice by Electronic Transmission, the court may direct notice by electronic transmission if the entity entitled to receive the bankruptcy notice requests in writing that the notice be transmitted electronically. This written request requirement is fulfilled through an electronic noticing agreement.

Accordingly, it is ordered that the Court will provide electronic noticing agreements through the judiciary's Bankruptcy Noticing Center to any entity requesting this service. The terms and procedures for electronic noticing are detailed in the court's noticing agreement provided by the Bankruptcy Noticing Center.

Dated: **July 18, 2000**

By the Court:

Williams S. Howard, Chief Judge

United States Bankruptcy Court
For the Eastern District of Kentucky
Standing Order

Effective **August 1, 2000**, Local Rules 3015-1(a), 3015-3(a)(1) and 3015-3(b) [E.D. Ky. LBR 3015-1(a), E.D. Ky. LBR 3015-3(a)(1) and E.D. Ky. LBR 3015-(b)] are hereby amended to read as follows:

(a)(1) Objections to Confirmation. An objection to confirmation of a chapter 13 plan is governed by Rule 9014 of the Federal Rules of Bankruptcy Procedure. In cases pending in all divisions except Lexington, such objection to confirmation, for any reason, including valuation, shall be filed with the court and served upon the debtor, the attorney for the debtor and the chapter 13 trustee at or prior to the date first set for the meeting of creditors and in cases pending in the Lexington division within ten (10) days after the date first set for the meeting of creditors. The objection to confirmation shall be noticed for hearing at the hearing on confirmation of the plan.

(b) Order of Confirmation. The order of confirmation of a chapter 13 plan shall conform substantially to Form No.

4 as revised 08/01/00 and a copy of the order shall be served promptly upon the debtor or the attorney for the debtor, the chapter 13 trustee, and any creditor who timely filed an objection to confirmation of the plan.

Dated:

BY THE COURT

_[Signed by] _

WILLIAM S. HOWARD
CHIEF JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
_____ DIVISION

IN RE

CASE NO. _____

DEBTOR(S)

ORDER CONFIRMING CHAPTER 13 PLAN
DATED _____

A plan under chapter 13 having been filed and served by the debtor on all creditors, and it appearing that the plan meets the requirements for confirmation, IT IS ORDERED:

The plan is confirmed.

The trustee shall serve copies of this order on the persons named below.

Dated:

BY THE COURT

Bankruptcy Judge

Copies to be served by the chapter 13 trustee on:

United States Bankruptcy Court
For the Eastern District of Kentucky

DIVISION
STANDING ORDER

Effective **December 1, 2000** , Local Rules (E.D. Ky. LBR, 4001-5, 9014-1) are hereby amended to read as follows:

RULE 4001-5. HEARINGS ON MOTIONS FOR RELIEF FROM STAY IN DIVISIONS OTHER THAN LEXINGTON

Unless otherwise ordered by the Court, motions for relief from the automatic stay in the Covington division shall be heard at Covington on the second Tuesday of the month at 10:00 a.m. prevailing time; motions for relief from the automatic stay in the Ashland division shall be heard at Ashland on the Wednesday following the second Tuesday of the month at 11:00 a.m. prevailing time; motions for relief from the automatic stay in the Pikeville division shall be heard at Pikeville on the third Tuesday of the month at 11:00 a.m. prevailing time; motions for relief from the automatic stay in the Corbin division shall be heard at Corbin on the Thursday following the third Tuesday of the month at 10:00 a.m. prevailing time; and motions for relief from the automatic stay in the Frankfort division shall be heard at Frankfort on the Wednesday following the third Tuesday of the month at 9:00 a.m. prevailing time.

RULE 9014-1. HEARINGS ON MOTIONS

Motions, objections or applications that have not been resolved by or cannot await resolution by the notice and opportunity for a hearing process, including responses to any such motions, objections or applications, shall be noticed for hearing as follows:

1. LEXINGTON DIVISION

Unless otherwise ordered by the Court, motion days in the Lexington division shall be as follows, unless such day is a legal holiday, whereupon the Court may designate an alternate date:

a) Cases assigned to Judge Lee:

- i) Motions in adversary proceedings shall be noticed for 10:30 a.m. prevailing time on the third Monday of each month. If the third Monday falls on a legal holiday, the motion day will be the fourth Monday of each month.
- ii) Motions for relief from stay shall be noticed for 1:30 p.m. prevailing time on the third Monday of each month.
- iii) Miscellaneous motions in chapter 7 cases shall be noticed for 1:30 p.m. prevailing time on the third Monday of each month.
- iv) Final meetings shall be noticed for 4:00 p.m. prevailing time on the third Monday of each month.
- v) Miscellaneous motions in chapter 12 and 13 cases shall be noticed for 2:30 p.m. prevailing time on the third Monday of each month.
- vi) All other motions and motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

b) Cases assigned to Judge Howard

- (i) Motions for relief from stay shall be noticed for 10:00 a.m. prevailing time on the Thursday following the second Tuesday of each month.
- (ii) Continued confirmation hearings in chapter 13 cases shall be noticed for 10:15 a.m. prevailing time on the Thursday following the second Tuesday of each month.
- (iii) All other motions and final meetings shall be noticed for 10:30 a.m. prevailing time on the Thursday following the second Tuesday of each month.
- (iv) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting Judge's chambers (859) 233-2465.

(c) Cases assigned to Judge Scott

- (i) Motions for relief from stay shall be noticed for 09:00 a.m. prevailing time on the first Wednesday of each month.
- (ii) Continued confirmation hearings in chapter 13 cases shall be noticed for 9:15 a.m. prevailing time on the first Wednesday of each month.
- (iii) Final meetings shall be noticed for 9:30 a.m. on the first Wednesday of each month.
- (iv) All other motions shall be noticed for 9:30 a.m. prevailing time on the first Wednesday of each month.
- (v) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

2) ALL DIVISIONS EXCEPT LEXINGTON

Unless otherwise ordered by the Court, for cases pending in all divisions except Lexington, any motion other than a motion for relief from automatic stay shall be noticed for hearing in the division in which the case is pending as follows:

a) Ashland

- i) Continued confirmation hearings in chapter 13 cases shall be noticed for 11:15 a.m. prevailing time on the Wednesday following the second Tuesday of each month.
- ii) All other motions and final meetings shall be noticed for 11:20 a.m. prevailing time on the Wednesday following the second Tuesday of each month.
- iii) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2465.

b) Covington

- (i) Continued confirmation hearings in chapter 13 cases shall be noticed for 10:15 a.m. prevailing time on the second Tuesday of each month.
- (ii) Final meetings shall be noticed for 10:20 a.m. prevailing time on the second Tuesday of each month.
- (iii) All other motions shall be noticed for 10:30 a.m. prevailing time on the second Tuesday of each month.

(iv) All other motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting Judge's chambers (859) 233-2465.

c) Corbin

(i) Continued confirmation hearings in chapter 13 cases shall be noticed for 10:15 a. m. prevailing time on the Thursday following the third Tuesday of each month.

(ii) Final meetings shall be noticed for 10:20 a.m. prevailing time on the Thursday following the third Tuesday of each month.

(iii) All other motions shall be noticed for 10:30 a.m. prevailing time on the Thursday following the third Tuesday of each month.

(iv) All other motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting Judge's chambers (859) 233-2814.

d) Frankfort

(i) Continued confirmation hearings in chapter 13 cases shall be noticed for 9:10 a. m. prevailing time on the Wednesday following the third Tuesday of each month.

(ii) All other motions and final meetings shall be noticed for 9:20 a.m. prevailing time on the Wednesday following the third Tuesday of each month.

(iii) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

e) Pikeville

(i) Continued confirmation hearings in chapter 13 cases shall be noticed for 11:15 a. m. prevailing time on the third Tuesday of each month.

(ii) Final meetings shall be noticed for 11:30 a.m. prevailing time on the third Tuesday of each month.

(iii) All other motions shall be noticed for 1:30 p.m. prevailing time on the third Tuesday of each month.

(iv) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

In the event there is insufficient time to hear a motion scheduled at the above time, the motion shall be reset for hearing at the Court's convenience.

DATED:

BY THE COURT

WILLIAM S. HOWARD
CHIEF JUDGE

JOSEPH M. SCOTT, JR.
JUDGE

JOE LEE
JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **March 1, 2001** , paragraph three of Local Rule E.D. Ky. LBR, 1007-2 is hereby amended to read as follows:

RULE 1007-2. MAILING – LIST OR MATRIX

The mailing list matrix submitted with a chapter 11 case shall contain the address of the Internal Revenue Service, Attn: Insolvency Section, P.O. Box 1706, Stop 510, Louisville, KY 40201, whether or not the debtor is indebted to such taxing entity.

Effective March 1, 2001, Local Rule E.D. Ky. LBR, 9014-1.2(e) is hereby amended to read as follows:

RULE 9014-1. HEARINGS ON MOTIONS

(2.)(e) Pikeville

- (i) Continued confirmation hearings in chapter 13 cases shall be noticed for 11:15 a.m. prevailing time on the third Tuesday of each month.
- (ii) Final meetings and all other motions shall be noticed for 11:30 a.m. prevailing time on the third Tuesday of each month.
- (iii) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

DATED:

BY THE COURT

WILLIAM S. HOWARD
CHIEF JUDGE

JOSEPH M. SCOTT, JR.
JUDGE

JOE LEE
JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

IN RE:

JURY DIVISION ASSIGNMENTS

It appearing the U.S. District Court for the Eastern District of Kentucky, on January 4, 2002, entered an order

reassigning its jury division by moving Breathitt County from the Pikeville Division to the Lexington Division, and Perry County from the Pikeville Division to the London Division, and this court being sufficiently advised.

IT IS HEREBY DIRECTED that, effective **April 1, 2002**, in conformity with this court's Local Rule 1071-1, any case initiated by a resident of Breathitt County shall be a Lexington division case and any case initiated by a resident of Perry County shall be a Corbin division case.

Dated: March 27, 2002

BY THE COURT –

Joseph M. Scott, Jr.
Chief Judge

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **May 1, 2002** the mailing list matrix required pursuant to Local Rule 1007-2 (E.D. Ky. LBR 1007-2) shall also be submitted by diskette in the format approved by the Clerk of Court. The debtor or the attorney for the debtor shall obtain from the Clerk of Court the most current version of the court document titled GUIDELINES FOR MATRIX ON DISKETTE (Local Form No. 1-1) located at www.kyeb.uscourts.gov. [Webmaster's note: This document appears at http://www.kyeb.uscourts.gov/kyeb/CMECF/diskette_guidelines_for_matrix.htm]

FORM NO. 1-1. GUIDELINES FOR MATRIX ON DISKETTE

Names and addresses must be aligned flush against the left margin.

Do not include page numbers, headers, footers, etc.

Do not include the debtor or the attorney for the debtor on the matrix. They will be retrieved automatically by the computer for noticing.

Address lines may not exceed 40 characters per line (excess characters will be truncated).

Name and address lines combined must contain 5 lines or less.

The creditor's name must be on the first line.

The last line of each creditor address must be the city, state and zip.

All states must be 2-letter abbreviations. Do not use abbreviations for city names.

Nine-digit zip codes should be typed with a hyphen separating the two groups of digits.

There must be at least 1 blank line between each complete address. Do not leave blank lines within an address.

Submit the matrix on a 3.5" diskette. The matrix must be stored in text format. Name the document using the debtor's last name. If the matrix is prepared in a word processor, it should be exported to the appropriate format before the diskette copy is created. For example, using Microsoft Word the file should be saved as "Text Only (*.txt)"; however, using WordPerfect the file should be saved as "ASCII DOS Text" (not delimited). Since

procedures vary with each word processing program, consult the program's user guide for assistance.

Diskettes will be erased after the matrix has been loaded to the case. Diskettes submitted by mail will be returned to the sender if a self-addressed, stamped envelope is included. Diskettes not returned will become part of the exchange pool. Diskettes submitted over the counter will be returned to the filer after the matrix is loaded, or they may immediately take a blank diskette from the exchange pool.

A paper matrix shall also be submitted pursuant to Local Rule 1007-2.

Dated:

BY THE COURT

Joseph M. Scott, Jr.
Chief Judge

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **June 17, 2002**, paragraphs two and three of Local Rule E.D. Ky. LBR, 1007-2 is amended to read as follows:

Rule 1007-2. MAILING – LIST OR MATRIX

The mailing list matrix submitted with a chapter 7, chapter 12 or chapter 13 petition shall include the address of the IRS or the Commonwealth of Kentucky, Revenue Cabinet, only if the debtor owes taxes to those entities. The address to be used for IRS is:

Internal Revenue Service
P. O. Box 1706, Stop 510
Louisville, KY 40201

The mailing list matrix submitted with a chapter 11 case shall contain the address of the Internal Revenue Service as follows:

Internal Revenue Service
P.O. Box 1706, Stop 510
Louisville, KY 40201

whether or not the debtor is indebted to such taxing entity.

Dated: June 17, 2002

BY THE COURT –

Joseph M. Scott, Jr.

Chief Judge

[Note: The following two Standing Orders are to be read together.]

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **August 1, 2002**, the court adopts electronic case filing consistent with technical standards, if any, that the Judicial Conference of the United States establishes. The Clerk shall establish procedures for electronic document filing, service of pleadings and orders, and issuance of notices and otherwise specify practices and procedures for electronic case management as set forth in the current Electronic Case Filing Administrative Procedures Manual (APM) found at <http://www.kyeb.uscourts.gov/>

When a document is filed electronically by a Filing User, the Court's ECF system will generate a "Notice of Electronic Filing," which will be transmitted by e-mail to the filer and all parties who have consented in writing to electronic service.

If the recipient is a registered participant in the court's ECF System, the e-mailing of the "Notice of Electronic Filing" shall constitute service of the pleading, paper, order or notice.

A party who is not a registered participant of the court's ECF System is entitled to service of a paper copy of any electronically filed pleading or paper. The filing party must therefore provide the non-registered party with the pleading or paper according to the Federal Rules of Bankruptcy Procedure.

Service of process by electronic means is not authorized.

To the extent any provisions of this Court's local rules of procedure come into conflict with the terms of this order or the APM, then the terms of the order and the APM shall govern.

Dated this 25th day of July 2002

By the court -

JOSEPH M. SCOTT, JR.
CHIEF JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

IN RE:

ELECTRONIC CASE FILINGS

Effective **August 1, 2002**, pursuant to Rule 5005(a)(2) of the Federal Rules of Bankruptcy Procedure and Standing Order of this court, all cases, proceedings, motions, memoranda of law and other pleadings or documents filed with the court in ECF cases under title 11 United States Code, shall be filed using the Electronic Case Filing System (ECF System). Cases filed prior to August 1, 2002 shall remain paper cases.

Persons not certified as Filing Users of the ECF System on August 1, 2002 may tender documents to be filed with the clerk on diskette in PDF format and a matrix in text format.

Paper filings in ECF cases made without using the ECF System shall be accompanied by a motion for permission to file by means other than the ECF System, with affidavit and proposed order. The affidavit shall set forth specific reasons the filing cannot be made using the ECF System.

The clerk is directed to accept for filing only those documents that are in compliance with this order and subsequent court orders.

In the event of a system failure, and should a filing need to be made due to an emergency, i.e., statute of limitations running, etc., said filing may be made by tendering to the clerk the documents on diskette in PDF format. A motion and proposed order requesting a filing in this manner shall be tendered simultaneously. The motion must state the nature of the system failure and the reason for the emergency. For emergency filings after business hours, Jerry D. Truitt, Clerk (859) 268-2328 or Kay Case, Chief Deputy Clerk (859) 293-2889 should be contacted.

Dated this 25th day of July 2002

By the court -

JOSEPH M. SCOTT, JR.
CHIEF JUDGE

United States Bankruptcy Court
For the Eastern District of Kentucky
STANDING ORDER

Effective **September 1, 2002**, the divisions of the Bankruptcy Court shall be the same as the jury divisions of the United States District Court for the Eastern District of Kentucky as set out in LR 3.1(a) of the Joint Local Rules for the United States District Court for the Eastern and Western Districts of Kentucky.

Paragraph 1 of Local Rule 1071-1. DIVISIONS-BANKRUPTCY COURT is amended to delete the phrase "except the division identified therein as the London Division shall be identified as the Corbin Division of the Bankruptcy Court."

Dated: August 29, 2002

BY THE COURT –

Joseph M. Scott, Jr.
Chief Judge

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**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF KENTUCKY**

STANDING ORDER

This court hereby adopts the schedule of maximum transcript fees established by the Judicial Conference, effective March 14, 2003.

**MAXIMUM TRANSCRIPT RATES - ALL PARTIES
PER PAGE**

	<u>Original</u>	<u>First Copy to Each Party</u>	<u>Each Add'l Copy to the Same Party</u>
<u>Ordinary Transcript</u> A transcript to be delivered within thirty (30) calendar days after receipt of an order.	3.30	.83	.55
<u>Expedited Transcript</u> A transcript to be delivered within seven (7) calendar days after receipt of an order.	4.40	.83	.55
<u>Daily Transcript</u> A transcript to be delivered following adjournment and prior to the normal opening hour of the court on the following morning whether or not it actually is a court day.	5.50	1.10	.83
<u>Hourly Transcript</u> A transcript of proceedings ordered under unusual circumstances to be delivered within two (2) hours.	6.60	1.10	.83
<u>Realtime Transcript</u> A draft unedited transcript produced by a certified realtime reporter as a byproduct of realtime to be delivered electronically during proceedings or immediately following adjournment.	2.75	1.10	

Dated this 14th day of March 2003.

By the court –

Joseph M. Scott, Jr.
Chief Judge

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**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF KENTUCKY
STANDING ORDER**

IN RE:

ELECTRONIC CASE FILINGS

Effective **May 1, 2003**, motions, memoranda of law and other pleadings or documents shall be filed using the Electronic Case Filing System (ECFSystem) in all cases and proceedings. This includes all cases and proceedings filed prior to August 1, 2002, heretofore known as paper cases.

Persons not certified as Filing Users of the ECF System must follow procedures set out in the Standing Order for Electronic Case Filings dated July 25, 2002.

Dated this 26th day of March 2003.

By the court –

Joseph M. Scott, Jr.
Chief Judge

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**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF KENTUCKY
STANDING ORDER**

Effective with the date of this order, all matters to be heard in chapter 13 cases in the **Lexington division** shall be noticed for the following dates:

August 7, 2003
September 4, 2003
October 2, 2003
November 7, 2003
December 4, 2003

Matters pertaining to motions to suspend, relief, confirmation, etc. shall be noticed for 9:30 a.m.

Matters pertaining to all other matters, i.e. motions to alter/amend, valuation hearings, dismissal, etc. shall be noticed for 10:30 a.m.

Dated this 2d day of July, 2003.

By the court –

Joseph M. Scott, Jr.
Chief Judge

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF KENTUCKY
STANDING ORDER**

Effective September 9, 2003, hearing times for the Covington division shall be as follows:

10:00 a.m.	Chapter 13 motions for relief, confirmation hearings
10:30 a.m.	Chapter 13 motions to dismiss, alter/amend, suspend, valuation hearings
1:45 p.m.	Chapters 7 and 11 motions for relief
2:00 p.m.	Chapters 7 and 11 all other motions

Any motion addressing the above matters noticed for hearing on September 9, 2003, or thereafter must comply with these hearing times or it will be overruled without prejudice.

Dated this 2d day of July, 2003.

By the court –

William S. Howard, Judge

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF KENTUCKY
STANDING ORDER**

Effective September 2, 2003, that portion of Local Rule E.D. Ky. LBR 4001-5, as it pertains to the Frankfort division, is hereby amended as follows:

Unless otherwise ordered by the Court, motions for relief from the automatic stay in the Frankfort division shall be heard at Frankfort on the Monday before the second Tuesday of each month at 2:00 p.m. prevailing time.

Effective September 2, 2003, Local Rule E.D. Ky. LBR 9014-1 (2) (d) is hereby amended as follows:

d) Frankfort

(i) Continued confirmation hearings in chapter 13 cases shall be noticed for 2:10 p.m. prevailing time on the Monday before the second Tuesday of each month.

(ii) All other motions and final meetings shall be noticed for 2:20 p.m. prevailing time on the Monday before the second Tuesday of each month.

(iii) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2465.

Dated this 13th day of August, 2003.

By the court –

Joseph M. Scott, Jr.
Chief Judge

**U NITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF KENTUC KY**

STANDING ORDER

Effective November 1, 2003, Local Rule (E.D. Ky. LBR 1006-1) is hereby amended to read as follows:

When leave is granted in accordance with Rule 1006 of the Federal Rules of Bankruptcy Procedure to pay in installments the applicable fees and charges required pursuant to title 28 U.S.C. §1930, unless otherwise ordered by the court, such fees and charges shall be paid in installments

as follows:

The fee and charges for filing a petition for relief under chapter 7 shall be paid in not more than four installments of \$52.25 each.

The fee and charges for filing a petition for relief under chapter 11 shall be paid in not more than four installments of \$209.75 each.

The fee and charges for filing a petition for relief under chapter 12 shall be paid in not more than four installments of \$59.75 each.

The fee and charges for filing a petition for relief under chapter 13 shall be paid in not more than four installments of \$48.50 each.

DATED:

BY THE COURT

JOSEPH M. SCOTT, JR.
CHIEF JUDGE

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF KENTUCKY
STANDING ORDER**

Effective December 1, 2003, Local Rule 1007-1 is hereby amended to read as follows:

RULE 1007-1. LISTS, SCHEDULES & STATEMENTS

The Statement of Social Security Number(s) required by FRBP 1007(f) must not be included in the electronically filed petition. The attorney for the debtor must retain the original signed statement. See also KYEB LBR 9011-4.

Any paper petition must include the Statement of Social Security Number(s) required by FRBP 1007(f).

Failure to provide the full Social Security number to the Court within five (5) days of the filing of the petition will result in dismissal of the case.

If a Social Security number must be amended because the Social Security number provided is incorrect, the debtor or counsel for the debtor must serve a copy of the amendment with the complete Social Security

number on all creditors and parties in interest. The corrected, complete Social Security number must be provided to the Court, but the electronically filed certificate of service must include only a redacted copy of the Statement of Social Security Number(s). Counsel for the debtor must retain the originally signed amended statement.

Effective December 1, 2003, two new local rules, LBR 1009-1 and LBR 9070-1 are hereby adopted:

RULE 1009-1. AMENDMENTS TO LISTS AND SCHEDULES

An amendment must be signed by the debtor(s) and must be served by the debtor or counsel for debtor on the trustee and any affected entity.

In addition to the amendment, a copy of the original 341 meeting notice or the Statement of Social Security Number(s) must also be served by the debtor or counsel for the debtor on any party being added to schedules D through H. The certificate of service included with the amendment must indicate the document containing the full Social Security number was served, but must not include a copy of any documentation showing the full Social Security number.

RULE 9070-1. EXHIBITS

Filers of exhibits are solely responsible for redacting Social Security numbers, and other personal identifiers such as dates of birth, financial account numbers, and names of minor children from any papers included as part of a pleading. The Court will not review each document for compliance with this rule.

DATED: November 25, 2003

Joseph M. Scott, Jr., Chief Judge

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF KENTUCKY
STANDING ORDER**

Effective immediately, Local Rule E.D. Ky. LBR 9014-1 (1)(b) is hereby amended to pertain only to chapter 7 and 11 cases for the Lexington Division and shall read as follows:

b) Cases assigned to Judge Howard

(i) **Motions for relief from stay** shall be noticed for 10:00 a.m. prevailing time on the Thursday following the second Tuesday of each month.

(ii) **All other motions and final meetings** shall be noticed for 10:15 a.m. prevailing time on the Thursday following the second Tuesday of each month.

(iii) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting Judge's chambers (859) 233-2465.

Effective immediately, Local Rule E.D. Ky. LBR 9014-1 (1)(c) is hereby amended to pertain only to chapter 7 and 11 cases for the Lexington Division and shall read as follows:

c) Cases assigned to **Judge Scott**

(i) **Motions for relief from stay** shall be noticed for 9:00 a.m. prevailing time on the Wednesday following the third Tuesday of each month.

(ii) **All other motions and final meetings** shall be noticed for 9:15 a.m. prevailing time on the Wednesday following the third Tuesday of each month.

(iii) All motions which are expected to require more than 15 minutes of court time shall be scheduled by contacting the Judge's chambers (859) 233-2814.

Dated at Lexington, Kentucky, this 13th day of January, 2004.

DATED: January 13, 2004

Joseph M. Scott, Jr., Chief Judge

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