

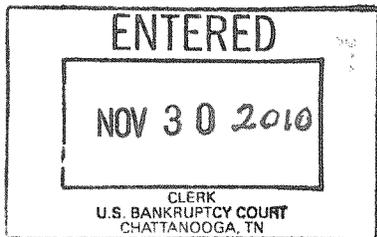
**IN THE UNITED STATES BANKRUPTCY COURT FOR  
THE EASTERN DISTRICT OF TENNESSEE**

**IN RE )  
)  
AMENDMENT TO RULE 9013-1(h)(3) )  
OF THE LOCAL BANKRUPTCY RULES )  
OF THE UNITED STATES BANKRUPTCY )  
COURT FOR THE EASTERN DISTRICT )  
OF TENNESSEE )**

**No. 2010-001**

**GENERAL ORDER**

It appearing that, effective December 1, 2010, Rule 4001(d)(2) of the Federal Rules of Bankruptcy Procedure will be amended to provide for a 14-day notice period for motions described in Rule 4001(d)(1)(A) of the Federal Rules of Bankruptcy Procedure, it is hereby ORDERED that Rule 9013-1(h)(3) of the Local Bankruptcy Rules of the United States Bankruptcy Court for the Eastern District of Tennessee is amended to read as set forth on the attachment hereto [the amended portion being shown in red]. It is further ORDERED that the amendment shall become effective December 1, 2010, and that the clerk shall publish the local rules, as amended, on the court's website.



/s/ John C. Cook  
JOHN C. COOK  
Chief United States Bankruptcy Judge

/s/ Richard Stair, Jr.  
RICHARD STAIR JR.  
United States Bankruptcy Judge

/s/ Marcia Phillips Parsons  
MARCIA PHILLIPS PARSONS  
United States Bankruptcy Judge

/s/ Shelley D. Rucker  
SHELLEY D. RUCKER  
United States Bankruptcy Judge

## RULE 9013-1. MOTION PRACTICE

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### (h) “Passive Notice” (Notice and Opportunity for a Hearing) Motions.

\* \* \*

(3) *Objection deadline.* The number of days in which parties may object that is placed in the passive notice legend must be 21 days except

- (i) motions for relief from the automatic stay or to compel abandonment (or both) in chapter 7 cases for which the objection time must be at least 14 days;
- (ii) motions for adequate protection in chapter 7 cases when combined with motions for relief from the automatic stay or to compel abandonment (or both) for which the objection time must be at least 14 days; **and**
- (iii) objections to proofs of claim pursuant to Fed. R. Bankr. P. 3007 for which the objection time must be at least 30 days; **and**
- (iv) motions pursuant to Fed. R. Bankr. P. 4001(d) for approval of (i) an agreement to provide adequate protection, (ii) an agreement to prohibit or condition the use, sale, or lease of property, (iii) an agreement to modify or terminate the stay provided for in 11 U.S.C. § 362, (iv) an agreement to use cash collateral, or (v) an agreement between the debtor and an entity that has a lien or interest in property of the estate pursuant to which the entity consents to the creation of a lien senior or equal to the entity’s lien or interest in such property, for which the objection time must be at least 14 days.

Except as otherwise provided in this subdivision, when requests for more than one type of relief with respect to which the “passive notice” procedure is available are combined into a single motion, the objection period is the longest one applicable to any of the types of relief.

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