

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re :
ADOPTION OF NEW LOCAL BANKRUPTCY RULE :
1007-3 :

O R D E R

AND NOW, this 25th day of November 2008, it appearing that this Court is vested with authority, pursuant to 28 U.S.C. §§2071(e) and 2077 and Federal Rule of Civil Procedure 83, to promulgate Local Civil Rules consistent with the Federal Rules of Civil Procedure and applicable statutes, and in accordance with Federal Rule of Civil Procedure 83 and Rule 9029(a) of the Rules of Bankruptcy Procedure;

AND, it appearing that the judges of the court, on November 24, 2008, approved the proposed new Local Bankruptcy Rule 1007-3, to provide an alternate procedure for submission of payment advices,;

AND, it appearing that there is an immediate need for the promulgation of Proposed new Local Rule 1007-3:

Proposed Local Rule 1007-3

Submission of Payment Advices or Other Evidence of Payment Received Within 60 Days Before the Date of the Filing of the Petition

(a) In lieu of filing with court the documents required by § 521(a)(1)(B)(iv), a debtor may submit to the trustee and the United States Trustee in electronic format by e-mail either

- (1) the required documents, or*
- (2) the documents available to the debtor accompanied by a statement that sets forth the reason why some payment documents have not been submitted and the debtor's estimate of and other evidence, if any, of the payments received within the 60 day time period.*

(b) If the trustee has not been appointed on the day the schedules are filed, the submission shall be transmitted to the trustee promptly after the trustee is appointed.

(c) Upon the request of any creditor, the debtor shall promptly provide a copy of the submission to the creditor.

It is hereby **ORDERED**, that the proposed Local Bankruptcy Rule 1007-3 is **APPROVED AND ADOPTED** effective immediately.

It is further **ORDERED** that the Clerk of Court transmit a copy of Local Bankruptcy Rule 1007-3 to the Director of the Administrative Office of the United States Courts and the Judicial Council of the Third Circuit Court of Appeals and make said Rules available to the bar and public.

It is further **ORDERED**, pursuant to 28 U.S.C. § 2071(e), that the Clerk of Court provide the public with notice and opportunity for comment.

FOR THE COURT:

**HARVEY BARTLE III,
Chief Judge**