

Proposed 2007 Local Rule Amendment.

D.N.J. LBR 1073-1 ASSIGNMENT OF CASES

- (a) For purposes of the division of business, the Court shall be divided into three units known as "vicinages," which shall consist of the counties served by such units in the three federal Courthouses in this District.
The Newark vicinage consists of Bergen, Essex, Hudson, ~~Middlesex~~, Morris, Passaic, Sussex and Union Counties.
The Trenton vicinage consists of part of Burlington (except for the townships of Cinnaminson, Delran, Edgewater Park, Evesham (Marlton), Maple Shade, Moorestown, Mount Laurel, Palmyra, Riverside and Riverton), Hunterdon, Mercer, Middlesex, Monmouth, Ocean, Somerset and Warren counties.
The Camden vicinage consists of Atlantic, part of Burlington (the townships of Cinnaminson, Delran, Edgewater Park, Evesham (Marlton), Maple Shade, Moorestown, Mount Laurel, Palmyra, Riverside and Riverton), Camden, Cape May, Cumberland, Gloucester and Salem counties.
- (b) A petition commencing a case shall be filed in the vicinage in which the debtor resides if the debtor is an individual, or in which the debtor has its principal place of business within the District if the debtor is an entity other than an individual. The address stated on the petition shall be the actual location of the debtor's residence or principal place of business.
- (c) All papers in a case shall be filed in the vicinage in which the case is pending.
- (d) If the petition commencing a case states in writing that the case is related to another case which has been or is being filed in the same vicinage, the clerk shall assign the case to the judge to whom the lowest numbered related case has been assigned. All other case assignments shall be made by the random draw method used by the Court.
- (e) An application to transfer a case from one judge to another, or from one vicinage to another, shall be made to the judge to whom the case has been assigned. The application shall be on notice to the debtor, any trustee, any secured creditors, and any official committees.
- (f) If a case is dismissed, and, within 180 days of such dismissal, another bankruptcy case is filed as to the same debtor, the subsequent case shall be assigned to the same judge to whom the prior case was assigned.

1997 Comment: Formerly Local Rule 9

2002 Comment: This Rule amendment realigns the Newark Vicinage to include the Counties of Middlesex and Union.

2007 Comment: In accordance with the Court's General Order dated September 26, 2006, the Trenton Vicinage is realigned to include the County of Middlesex effective October 1, 2006.

Reference: Fed. R. Bankr. P. 5005 Filing and Transmittal of Papers