

N.D.W.V. LBR 1009-1

Amendments to Lists & Schedules.

(a) Fee Required.

An amendment fee as set forth in Appendix A is required if the amendment is filed after mailing of the notice of the first meeting of creditors and the amendment affects the “D”, “E” or “F” schedules, the “Debts” portion of the Chapter 13 Statement, or the matrix.

(b) Verification.

As set forth in N.D.W.V. LBR 9011-4, the amendment shall be verified by the debtor(s).

(c) Certificate of Service.

Amendments to the Schedules must be accompanied by a certificate of service indicating that a copy of the amendment has been served on each party named therein or affected thereby, the trustee, and the examiner, if any. (See N.D.W.V. LBR 5005-4.10 re: electronic service)

(d) Amendments to “D”, “E” and “F” Schedules.

Amendments to “D”, “E” and “F” schedules extend the time for objecting to discharge, dischargeability, and the debtor(s)’s claim of exemptions.

The filing of an amendment to add a creditor or change the address of a creditor will operate to extend the times for the new creditors listed to object to the debtor(s)’s claim of exempt property, to dischargeability of a debt, and to discharge by sixty (60) days from filing the amendment. The Court will enter an order rescheduling the discharge and extending the time to object, if necessary.

(e) Amendments to “C” Schedules Extend Time for Objecting to Debtor(s)’s Claim of Exemptions.

The filing of an amendment to the exemption schedule will be deemed a motion to extend the time for objecting to the debtor(s)'s claim of exempt property by thirty (30) days from filing the amendment.

(f) Non-Conforming Amendments.

Amendments which do not conform to these criteria may be refused for filing or returned with file-stamp voided.

Cross Reference

Bankruptcy Rule 1009
Bankruptcy Rule 4003(b)
28 U.S.C. 1930
Appendix A
N.D.W.V. LBR 9011-4
N.D.W.V. LBR 5005-4.10