

# **CHAPTER 13 MEMORANDUM**

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To: Chapter 13 Attorneys  
From: David Ruskin, Chapter 13 Trustee  
Subject: Electronic Submission of Orders  
Date: April 20, 2012, updating memos of December 4<sup>th</sup> and 5<sup>th</sup>, 2006 and February 14, 2007

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Pursuant to the Court's "Notice Regarding Procedures for Chapter 13 Confirmation Hearings Held on or After December 11, 2006, Before Judges Tucker, Shefferly, McIvor and Shapero", all Orders Confirming Plan and all Orders Adjourning Confirmation Hearings where there are conditions imposed to the adjournment must be submitted to the Court by the Chapter 13 Trustee for entry using an electronic submission process.

The Office of David Wm. Ruskin, Standing Chapter 13 Trustee, has adopted the following procedures to assist in the submission of these orders:

1. **WHICH ORDERS:** Please electronically submit only ORDERS CONFIRMING PLAN or ORDERS ADJOURNING CONFIRMATION HEARINGS to us pursuant to this memo: Please do not send us anything else as all other pleadings are sent to us via ECF.
2. **E:MAIL ADDRESS:** All proposed Orders Confirming Plan and all Orders Adjourning With Conditions are to be e-mailed to [ruskin.orders@det13.com](mailto:ruskin.orders@det13.com).
  - PLEASE DO NOT use any other e-mail address to submit these Orders.
  - Any Orders Confirming Plan or Orders Adjourning sent to any other e-mail address likely will not be found or processed.
  - Any other document sent to this E-mail address will be deleted without opening.
3. **WORD PROCESSING FORMAT:** Documents sent to [ruskin.orders@det13.com](mailto:ruskin.orders@det13.com) must be in Word or Word Perfect only.
  - Our office uses and prefers documents in Word format. A Word version of the Order Confirming Plan and a Word version of the Order Adjourning Hearing are available on our website ([www.det13.com](http://www.det13.com)) in the Forms section of the Library page.
  - If you use Word Perfect, please do not use embedded fonts, tables or other complex formatting.
4. **DOCUMENT NAME FORMAT:** The Court has imposed strict restrictions on how Orders must be named. Please name and save your Order using the following convention:
  - Word Format (2003 and older):casenumber\_re\_X.doc
  - Word Format (2007 and newer):casenumber\_re\_X.docx
  - Word Perfect: casenumber\_re\_X.wpd

NOTES:

- i. There are NO spaces in the file name
- ii. Use the full case number with dash (06-12345) but no judge's initials
- iii. "X" is the docket number of the plan for which confirmation is sought.

*For example, if the Order pertains to the confirmation of a plan in case number 06-12345, where the PACER Docket Number of the Plan being confirmed is Docket Number 26, the Order should be saved as "06-12345\_re\_26.doc" or "06-12345\_re\_26.wpd".*

5. **E-MAIL SUBJECT LINE:** The "subject line" of the E-mail must contain:
- The Case Number; and
  - The Hearing Date. Please be aware that the Court's Notice contemplates that matters not "fast tracked" according to Paragraph 1 of the Notice and LBR 3015-(3)(B)(1) are automatically adjourned to the Court's next hearing date pursuant to Paragraph 7 of the Court's Notice. The matter may then be eligible for "fast track" confirmation on that next hearing date. The hearing date in the E-mail should refer to that adjourned hearing date.

*For example, an E-mail transmitting an Order Confirming Plan for the December 12 hearing date should have a subject line of "06-12345 Order 12-12-06". An E-mail transmitting an Order Adjourning should have a subject line of "06-12345 Adj 12-12-06".*

6. **ONE CASE PER E-MAIL:** Each E-Mail should refer to only one case and should contain only the attachment(s) for that case.
7. **WRITTEN MEMORIALIZATIONS OF MATTERS RESOLVED AT COURT:** To assure everyone that the electronic order conforms to what was agreed to or ruled upon at court, and to conform to LBR 9021-1, matters resolved either at status conference or on the contested call should have a written memorialization of the resolution signed by all objecting parties and by the Trustee. Counsel should deliver this memorialization to the Trustee *before counsel leaves the courtroom*. The party preparing this memorialization may use either a typed document that counsel provides or a multi-part NCR form provided by the Trustee.
- If the electronic Order submitted to the Trustee deviates from the terms of the written memorialization, the Trustee will file via ECF a "Certificate of Discrepancy" and the matter will be taken before the Court on the adjourned date set for control purposes for resolution of the discrepancy.

Please be advised that this process supplements our prior statements regarding e-mail attachments for the documents required by the Court's Order Submission Process only. All other attachments must be in PDF format only.

Thank you for assisting our office in complying with the Court's Notice requirements. We hope to revise and improve the efficiency of this process over time. As always, please forward any comments or suggestions you have to [dwr@det13.com](mailto:dwr@det13.com).