

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

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210 FEDERAL BUILDING  
316 NORTH ROBERT STREET  
ST. PAUL, MINNESOTA 55101-1487

GREGORY F. KISHEL  
Chief Bankruptcy Judge

(651) 848-1060

February 9, 2001

MEMORANDUM TO ALL BANKRUPTCY ATTORNEYS

SUBJECT: [Revocation of Requirement for Electronic Service of Documents](#) by ERS Registered Participants; *Electronic Filing of Motions for Relief from the Automatic Stay; Proposed Amendments to the Local Rules*

The judges have amended their order “General Order” of January 15, 1999 to eliminate the requirement that Electronic Records System (“ERS”) registered participants agree to receive service from opposing counsel electronically. This means that becoming an ERS registered participant does not require you to receive service of process electronically or to serve process electronically. ***Any documents filed electronically with the court will be required to be served on parties entitled to service in a conventional manner authorized by applicable rules.*** So please keep in mind that the “electronic receipt of service requirement” for ERS registered participants ***has been eliminated.***

Electronic filing has been very successful. As of December 31, 2000, a total of 3,665 documents had been filed electronically, including 1,330 motions and 2,335 cases. The court has trained over 250 attorneys and staff.

In light of the benefits of electronic filing, the judges have also ordered that ***all*** motions for relief from the automatic stay and ***all*** responses to those motions be filed electronically. The [mandatory electronic filing](#) of these motions and responses is effective March 1, 2001. For the attorneys who are already ERS registered participants and who file these motions or responses electronically, nothing changes. We strongly encourage attorneys who are not ERS registered to attend our class in our Minneapolis computer training center. The training is free and Minnesota CLE has approved the course for 5.0 law office credits. A [registration form](#) and training dates are available on the court's web site, [www.mnb.uscourts.gov](http://www.mnb.uscourts.gov), under [ERS Training](#). Simply complete the form and send it by e-mail or fax to the address on the form. You may also call Debby Lamb at 651-848-1053 to register for an upcoming class. Hyperlinks to [slide shows](#) that review procedures for [motion filing](#), [case opening](#), and [adversary proceeding](#) opening are also available under [ERS Training](#), as well as illustrated [training materials](#) for all

aspects of electronic filing training.

If it will be some time before you are able to attend the class to become registered but will be filing motions for relief from stay or responding to them, you will have to file your motion or response to the motion on a diskette. There are several computer hardware and software requirements for diskette filing, including Windows 95 or higher, Adobe Acrobat 4.0 to convert documents from a word processed format to a portable document format (PDF), a scanner for documents not in a word processed format, and a virus checker. Check the court's web site, [www.mnb.uscourts.gov](http://www.mnb.uscourts.gov), for more detailed [diskette filing instructions](#).

Please remember *all* motions for relief from the automatic stay and their responses *must be filed electronically* beginning March 1, 2001. This means that there will be only two ways to file such a motion or response: (1) electronically through our ERS system; or (2) electronically by submitting your filing on a diskette.

If you have any questions regarding the revocation of the electronic service requirement or the new requirement to electronically file motions for relief from the automatic stay or responses to such motions, contact Lori Vosejпка in Minneapolis at 612-664-5232, Lenny Axelrod in St. Paul at 651-848-1030, or Ed Fisher at 612-664-5231. For questions about electronic filing, contact Margaret Dostal-Fell at 651-848-1073.

On another matter, we will soon have the proposed amendments to the local rules on the court's website, [www.mnb.uscourts.gov](http://www.mnb.uscourts.gov). On behalf of the Local Rules Committee, I invite your review and comments.

Finally, I urge you to keep up to date with what is happening in the bankruptcy court by regularly reviewing the court's web site: [www.mnb.uscourts.gov](http://www.mnb.uscourts.gov).

Thank you for your continued interest and support of our ERS project.

Gregory F. Kishel  
Chief United States Bankruptcy Judge