

**UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF MINNESOTA
PROPOSED LOCAL RULE AND FORM CHANGES
FEBRUARY 2021**

1. Proposed abrogation of Local Rule 1007-4(b):

Rule 1007-4. Failure to File Documents

~~(a) DISMISSAL.~~ In a chapter 7 or 13 case, if any required exhibit, attachment, schedule, statement or list is not timely filed and no extension of time has been granted, the court may enter an order dismissing the case. In a chapter 11 or 12 case, if any required exhibit, attachment, schedule, statement or list is not timely filed, and no extension of time has been granted, the court will order a hearing to determine whether the case should be dismissed and sanctions imposed, and the clerk shall give notice of the order to all known creditors and other parties in interest.

~~(b) EXTENSION OF TIME TO FILE DOCUMENTS.~~ Notice of an application for an order to extend the time for filing such documents shall be given to the trustee and the United States Trustee.

2. Proposed New Local Rule 2016-2:

Rule 2016-2. Disclosure of Compensation in Adversary Proceeding.

Any attorney representing a debtor in connection with an adversary proceeding, regardless of whether the attorney applies for compensation, shall file a disclosure of compensation within 15 days after the attorney receives payment or enters into an agreement to represent the debtor in connection with the adversary proceeding unless such attorney has previously filed a disclosure of compensation that discloses such payment or agreement. The disclosure shall comply substantially with Local Form 2016-2.

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA**

In re:

Debtor(s)

Chapter 7
BKY _____

Plaintiff(s)

Chapter 7
ADV _____

v.

Defendant(s)

**DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR
IN ADVERSARY PROCEEDING**

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me after one year before the date of the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with this adversary proceeding is as follows:

For legal services, I have agreed to accept
(flat fee or hourly rate):

\$ _____

Prior to the filing of this statement I have received:

\$ _____

Balance Due (or hourly rate)

\$ _____

2. The source of the compensation paid to me was:

Debtor Other (specify)

3. The source of the compensation to be paid to me is:

Debtor Other (specify)

4.



I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.



I have agreed to share the above-disclosed compensation with another person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people or entities sharing in the compensation, is attached.

5. In return for the above-disclosed fee, together with such further fee, if any, as is provided in the written contract required by 11 U.S.C. §528(a)(1), I have agreed to render the following legal services :

Representation of the debtor(s) in this adversary proceeding.

CERTIFICATION

I certify that the foregoing, together with the written contract required by 11 U.S.C. §528(a)(1), is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this adversary proceeding.

Date: _____

Signature of Attorney