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UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re: :
: :
RESCISSION OF INTERIM BANKRUPTCY : GENERAL ORDER
RULES : :
:

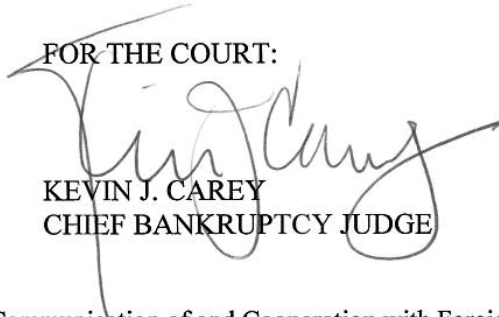
WHEREAS, by General Orders dated September 20, 2005 and September 27, 2006, respectively (the "General Orders"), this Court adopted certain interim rules and forms as a consequence of the enactment on April 20, 2005 of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 (Pub. L. No. 109-08, 119 Stat. 23) ("BAPCPA");

WHEREAS, unless Congress acts to the contrary, certain new rules and amendments to the Federal Rules of Bankruptcy Procedure will take effect on December 1, 2008, which rule amendments and new rules implement the substantive and procedural changes to the Bankruptcy Code made by BAPCPA;

WHEREAS, the rules amendments and new rules, to be effective December 1, 2008, are intended to supersede the interim rules¹;

NOW THEREFORE, it is ORDERED that, effective December 1, 2008, the General Orders, adopting interim rules and forms are VACATED; provided however, Interim Rule 5012 shall remain effective until further order of court.

FOR THE COURT:


KEVIN J. CAREY
CHIEF BANKRUPTCY JUDGE

Dated: November 24, 2008



¹The subject of Interim Rule 5012 (Communication of and Cooperation with Foreign Courts and Foreign Representatives) is not superseded by the rules amendments and new rules; therefore Interim Rule 5012 shall remain effective in this District until further order of court.

INTERIM BANKRUPTCY RULES APPROVED
BY
THE ADVISORY COMMITTEE ON BANKRUPTCY RULES
AND
THE COMMITTEE ON RULES OF PRACTICE AND
PROCEDURE
OF
THE JUDICIAL CONFERENCE OF THE UNITED STATES
IN AUGUST 2005

Rule 5012. Communication and Cooperation With Foreign Courts and Foreign Representatives

Except for communications for scheduling and administrative purposes, the court in any case commenced by a foreign representative shall give at least 20 days' notice of its intent to communicate with a foreign court or a foreign representative. The notice shall identify the subject of the anticipated communication and shall be given in the manner provided by Rule 2002(q). Any entity that wishes to participate in the communication shall notify the court of its intention not later than 5 days before the scheduled communication.

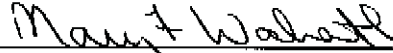
IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

GENERAL ORDER REGARDING
APPLICABILITY OF RULE 3007(C) OF THE
AMENDED FEDERAL RULES OF BANKRUPTCY PROCEDURE

AND NOW this 27th day of NOVEMBER, 2007, it appearing that Rule 3007(c) of the amended Federal Rules of Bankruptcy Procedure which become effective December 1, 2007, is in conflict with Local Rule 3007-1, but permits the Court to order that the Rule shall not be effective with respect to omnibus objections to claims, it is therefore

ORDERED that pending further amendment of the Local Rules, Order of this Court, or an Order by an individual Judge of this Court, Rule 3007(c) of the amended Federal Rules of Bankruptcy Procedure shall not be applicable to omnibus objections that are filed in accordance with Local Rule 3007-1.

BY THE COURT:



Mary F. Walrath, Chief Judge
United States Bankruptcy Court

U. S. BANKRUPTCY COURT
DISTRICT OF DELAWARE

GENERAL ORDER

RE: PROCEDURES IN ADVERSARY PROCEEDINGS

The court currently has pending over 15,000 adversary proceedings and expects another 10,000 adversary proceedings to be filed this year. The purpose of this general order is to modify certain adversary proceeding procedures in order to reduce the delay in disposition of adversary proceedings. Now therefore,

IT IS ORDERED that the following provisions shall apply to all adversary proceedings filed on or after May 1, 2004 that include a claim for relief to avoid a preferential transfer (11 U.S.C. § 547 and, if applicable, § 550) and such other adversary proceedings as the court may designate by order.

1. Responsive Pleading. Any extension of time to file a responsive pleading is not effective unless approved by order of the court. Any motion for extension of time to file a responsive pleading or stipulated order for such an extension must be filed with the court no later than ten (10) days before the initial pretrial conference in the adversary proceeding.]

2. Disclosures and Discovery Planning.

(a) The discovery planning conference described in Fed. R. Civ. P. 26(f), made applicable by Fed. R. Bankr. P. 7026, shall occur no later than thirty (30) days after the first answer is filed, or sixty (60) days after the adversary proceeding is commenced, whichever is earlier. Without limiting the responsibility of all attorneys of record and all unrepresented parties to arrange and complete the conference, it shall be the responsibility of counsel for plaintiff to propose a date, time and place for the conference within fourteen (14) days after being advised of the identity of counsel for the defendant(s) or that the defendant(s) is unrepresented. The discovery planning conference may be telephonic.

(b) Parties shall provide the initial disclosures under Fed. R. Civ. P. 26(a)(1) no later than fourteen (14) days after the initial discovery planning conference. Any extension of the deadline to provide initial disclosures must be by order of the court, and will only be granted for cause.

3. Mediation.

(a) No later than ninety (90) days after an answer or other responsive pleading is filed the parties shall file a Stipulation Regarding Appointment of Mediator unless prior to that date the parties have submitted a motion for order of dismissal or a stipulated judgment. If the parties fail to file a Stipulation Regarding Appointment of Mediator no later than ten (10) days after the deadline, the court will enter an order, without further notice or



hearing, selecting and appointing a mediator for the adversary proceeding. The mediator shall be selected from the Register of Mediators and Arbitrators Pursuant to Local Rule 9019-4 for the United States Bankruptcy Court, District of Delaware.

(b) The bankruptcy estate, or if there is no bankruptcy estate the plaintiff in the adversary proceeding, shall pay the fees and costs of the mediator.

(c) The mediation shall be conducted, and be subject to, the provisions of Local Rule 9019-3 for the United States Bankruptcy Court, District of Delaware

4. Post-Mediation Procedures and Trial Date.

(a) Within sixty (60) days after entry of the Order Assigning Adversary to Mediation the mediator shall either (a) file the mediator's certificate of completion, or, (b) if the mediation is not concluded, file a status report that provides the projected schedule for completion of the mediation.

(b) Adversary proceedings will be set for trial ninety (90) days after entry of the Order Assigning Adversary Proceeding to Mediation, or as soon thereafter as the court's calendar permits.

Dated: April 7, 2004
(rev. July 14, 2004)

/s/ Mary F. Walrath
Chief Judge

U.S. BANKRUPTCY COURT
DISTRICT OF DELAWARE

AMENDMENT TO GENERAL ORDER

RE: PROCEDURES IN ADVERSARY PROCEEDINGS

AND NOW, this 11th day of April, 2005, the General Order signed on April 7, 2004, establishing procedures for all adversary proceedings under 11 U.S.C. §547 is hereby Amended as follows:

3. Mediation.

(a) No later than one hundred twenty (120) days after an answer or other responsive pleading is filed the parties shall file a Stipulation Regarding Appointment of Mediator unless prior to that date the parties have submitted a motion for order of dismissal or a stipulated judgment. If the parties fail to file a Stipulation Regarding Appointment of Mediator not later than ten (10) days after the deadline, the court will enter an order, without further notice or hearing, selecting and appointing a mediator for the adversary proceeding. The mediator shall be selected from the Register of Mediators and Arbitrators Pursuant to Local Rule 9019-4 for the United States Bankruptcy Court, District of Delaware.

This Amendment to the General Order shall be effective for all adversaries filed 11 U.S.C. §547 on or after April 11, 2005.



Chief Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

INTERIM ORDER REGARDING USE OF CELL PHONES AND
WIRELESS E-MAIL/CALENDAR DEVICES IN COURTROOMS

WHEREAS, in light of the circumstances regarding the conduct of the Bankruptcy Court's business at 824 Market Street, the Court has determined on a trial basis to permit attorneys to bring cell phones and wireless email/calendar devices into the courtrooms, subject to the terms and conditions set forth below. This policy will not extend to proceedings in the J. Caleb Boggs Federal Building at 844 King Street. Accordingly,

IT IS HEREBY ORDERED, as follows:

1. Commencing on October 1, 2006, attorneys will be permitted to bring cell phones and wireless email/calendar devices into the courtrooms. All devices must go through the x-ray machine.
2. All cell phones must be turned off while in the courtrooms. Camera features must be turned off at all times. No photography shall be allowed in any locations on the 5th and 6th floors. Cell phones may be used in the areas outside the courtrooms, and in the conference rooms near the courtrooms. Cell phones may not be used in the elevator lobbies of the 5th and 6th floors.

3. Wireless email/calendar devices may be used in the courtrooms. Any audible ring tone or chime must be turned off or disabled. Wireless email/calendar devices may be set to "vibrate".
4. Any cell phone or wireless email/calendar device that rings during a hearing, or any cell phone that is used in violation of this order, shall be immediately confiscated by the Electronic Court Reporting Operator. The item shall be delivered with the user's business card. The confiscated items may be retrieved between 3:30 p.m. and 4:00 p.m. at the Office of The Clerk of the Bankruptcy Court for the District of Delaware, 3rd Floor, 824 Market Street, Wilmington, DE. The item MUST be retrieved by its user. The user of the item shall bear the risk of loss or damage to the item following confiscation.
5. Each of the Judges of the Court, and the United States Marshal Service (acting through the Court Security Officers), retains absolute discretion to prohibit persons from using cell phones and/or wireless email/calendar devices in or near the courtrooms, and to otherwise modify the terms of this Interim Order as circumstances warrant.

6. This Interim Order shall expire by its terms on
December 31, 2006.

FOR THE COURT:



Mary F. Walrath
Chief United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

EXTENSION OF INTERIM ORDER
REGARDING USE OF CELL PHONES AND
WIRELESS E-MAIL/CALENDAR DEVICES IN COURTROOMS

WHEREAS the Interim Order which instituted the policy on a trial basis to permit attorneys to bring cell phones and wireless E-mail/calendar devices into the courtrooms of the Bankruptcy Court effective October 1, 2006, to December 31, 2006, has expired. Therefore,

IT IS HEREBY ORDERED that the expiration date of the Interim Order is hereby extended to June 30, 2007.

BY THE COURT:



Mary F. Walrath, Chief, Judge
United States Bankruptcy Court

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

EXTENSION OF INTERIM ORDER
REGARDING USE OF CELL PHONES AND
WIRELESS E-MAIL/CALENDAR DEVICES IN THE COURTROOMS

WHEREAS the Interim Order which instituted the policy on a trial basis to permit attorneys to bring cell phones and wireless E-mail/calendar devices into the courtrooms of the Bankruptcy Court effective October 1, 2006, has expired, therefore,

IT IS HEREBY ORDERED that the Interim Order is hereby made final, subject to rescission by the Court at any time without further notice.

BY THE COURT:



Mary F. Walrath, Chief, Judge
United States Bankruptcy Court

Dated: December 10, 2007

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ORDERS