

RECEIVED
1/23/01

Author: "Netscape SuiteSpot" <nsuser@host3.uscourts.gov> at ~Internet
Date: 1/22/01 3:13 PM
Normal
TO: Rules Comments at AO-OJPPPO
Subject: Submission from <http://www.uscourts.gov/rules/comment2001/we>
----- Message Contents

00-BK-013

01-BK-C

Salutation: Ms.
First: Patricia
MI: L.
Last: Meravi
Org: U.S. Bankruptcy Court
MailingAddress1: 402 East State Street
MailingAddress2:
City: Trenton
State: New_Jersey
ZIP:
EmailAddress: Pat_Meravi@njb.uscourts.gov
Phone: 609-989-2128
Fax: 609-989-2046
Bankruptcy: Yes
Comments:

Suggestions: (a) provisions of proposed Rule 1004: Involuntary Petition Against a Partnership be moved as a subsection to existing Rule 1003: Involuntary Petition; and (b) proposed new rule 1004.1: Petition for Infant or Incompetent Person be numbered as 1004 - dropping the extension. The main purpose behind these suggestions is to eliminate the use of extension numbers in the Federal Rules of Bankruptcy Procedure. In the case of Rule 1004, it also keeps the involuntary provisions under the one rule.

Extension numbers (e.g. 1001-1) on local rules have been in place since the local rules uniform renumbering project in April 1997. Thus the presence of an extension (dot or dash) suggests a local rule is being referenced; I find this distinction helpful.

There are presently three other national bankruptcy rules which include extensions: Rules 3017.1, 7023.1, and 7023.2, although they are not the subject of the present proposed amendments.

submit: Submit Comment

HTTP Referer: <http://www.uscourts.gov/rules/comment2001/webform.htm>
HTTP User Agent: Mozilla/4.0 (compatible; MSIE 5.5; Windows NT 5.0)
Remote Host: 207.41.14.11
Remote Address: 207.41.14.11

COMMITTEE ON RULES OF PRACTICE AND PROCEDURE
OF THE
JUDICIAL CONFERENCE OF THE UNITED STATES
WASHINGTON, D.C. 20544

ANTHONY J. SCIRICA
CHAIR

PETER G. McCABE
SECRETARY

CHAIRS OF ADVISORY COMMITTEES

WILL L. GARWOOD
APPELLATE RULES

A. THOMAS SMALL
BANKRUPTCY RULES

DAVID F. LEVI
CIVIL RULES

W. EUGENE DAVIS
CRIMINAL RULES

MILTON I. SHADUR
EVIDENCE RULES

February 2, 2001

Ms. Patricia L. Meravi
United States Bankruptcy Court
402 East State Street
Trenton, New Jersey 08608

Re: *Proposed Amendments to the Federal Rules of Bankruptcy Procedure*

Dear Ms. Meravi:

Thank you for your e-mail of January 22, 2001, commenting on the proposed amendments to Bankruptcy Rules 1004 and 1004.1 and your suggestion to Bankruptcy Rules 3017.1, 7023.1, and 7023.2. A copy of your letter was sent to the members of the Advisory Committee on Bankruptcy Rules for their consideration.

We welcome your comments and appreciate your interest in the rulemaking process.

Sincerely,



Peter G. McCabe
Secretary

cc: Honorable Anthony J. Scirica
Advisory Committee on Bankruptcy Rules
Professor Daniel R. Coquillette