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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
501 WEST TENTH STREET, ROOM 128
FORT WORTH, TX 76102-3643

03-BK-005

CHAMBERS OF
DENNIS MICHAEL LYNN
U.S. BANKRUPTCY JUDGE

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January 6, 2004

Honorable A. Thomas Small, Chair
Advisory Committee on Bankruptcy Rules
Committee on Rules of Practice and Procedure
of the Judicial Conference of the United States
Washington, D.C. 20544

Dear Judge Small:

I respectfully submit the following suggestions regarding the proposed amendments to the Federal Rules of Bankruptcy Procedure:

1. In the first sentence of Rule 3005, the reference should be to "Rule 3002(c)" to conform to the amendment to Rule 3004.
2. I would also suggest moving the later phrase "file a proof of the claim" to follow the word "may" in order to conform to Rule 3004.
3. I suggest further amending Rule 9006 to limit after-the-fact extensions of time for filing proofs of claim under Rules 3004 and 3005 based on excusable neglect. Extension under Rule 3004 or 3005 should only be permissible to the extent allowed under Rule 3002(c) or Rule 3003(c).

I hope these suggestions are of use.

Sincerely,

A handwritten signature in black ink, appearing to read "Dennis Michael Lynn".

Dennis Michael Lynn

DML:bj