TITLE 11—APPENDIX

BANKRUPTCY RULES AND OFFICIAL FORMS

(Effective August 1, 1983, as amended to January 4, 1995)

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Form	

Form

. Voluntary Petition.

Declaration under Penalty of Perjury on Behalf of a Corporation or Partnership.

3. Application and Order to Pay Filing Fee in Installments

Form 4. List of Creditors Holding 20 Largest Unsecured Claims.

Involuntary Petition.

6. Schedules.

7. Statement of Financial Affairs.

8. Chapter 7 Individual Debtor's Statement of Intention.

9. Notice of Filing under the Bankruptcy Code, Meeting of Creditors, and Fixing of Dates.

Proof of Claim.

11A. General Power of Attorney.

11B. Special Power of Attorney.

12. Order and Notice for Hearing on Disclosure Statement.

13. Order Approving Disclosure Statement and Fixing Time for Filing Acceptances or Rejections of Plan, Combined with Notice Thereof.

14. Ballot for Accepting or Rejecting Plan.

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BANKRUPTCY RULES

EFFECTIVE DATE; APPLICATION; SUPERSEDURE OF PRIOR RULES; TRANSMISSION TO CONGRESS

Sections 2 to 4 of the Order of the Supreme Court, dated Apr. 25, 1983, provided:

"2. That the aforementioned Bankruptcy Rules shall take effect on August 1, 1983, and shall be applicable to proceedings then pending, except to the extent that in the opinion of the court their application in a pending proceeding would not be feasible or would work injustice, in which event the former procedure applies.

"3. That the Bankruptcy Rules, heretofore prescribed by this Court, be, and they hereby are, superseded by the new rules, effective August 1, 1983.

"4. That the Chief Justice be, and he hereby is, authorized to transmit these new Bankruptcy Rules to the Congress in accordance with the provisions of Section 2075 of Title 28, United States Code."

Rule 1001. Scope of Rules and Forms; Short Title

The Bankruptcy Rules and Forms govern procedure in cases under title 11 of the United States Code. The rules shall be cited as the Federal Rules of Bankruptcy Procedure and the forms as the Official Bankruptcy Forms. These rules shall be construed to secure the just, speedy, and inexpensive determination of every case and proceeding.

(As amended Mar. 30, 1987, eff. Aug. 1, 1987; Apr. 30, 1991, eff. Aug. 1, 1991.)

NOTES OF ADVISORY COMMITTEE ON RULES

Section 247 of Public Law 95–598, 92 Stat. 2549 amended 28 U.S.C. \S 2075 by omitting the last sentence. The effect of the amendment is to require that procedural rules promulgated pursuant to 28 U.S.C. \S 2075 be consistent with the bankruptcy statute, both titles 11 and 28 U.S.C. Thus, although Rule 1001 sets forth the scope of the bankruptcy rules and forms, any procedural matters contained in title 11 or 28 U.S.C. with respect to cases filed under 11 U.S.C. would control. See 1 Collier, Bankruptcy ¶3.04 [2][c] (15th ed. 1980).

28 U.S.C. §151 establishes a United States Bankruptcy Court in each district as an adjunct to the district court. This provision does not, however, become effective until April 1, 1984. Public Law 95-598, §402(b). From October 1, 1979 through March 31, 1984, the courts of