

United States Bankruptcy Court
District of New Hampshire

PUBLIC NOTICE

05-07

FROM: George A. Vannah, Clerk

SUBJECT: Procedural Changes due to BAPCPA of 2005

DATE: October 17, 2005

The Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA) of 2005 becomes effective October 17, 2005. In order to accommodate requirements of the new legislation the following procedures are being implemented.

1. Case numbers assigned to cases filed on or after October 17, 2005 through December 31, 2005 will begin with the number 5, i.e. 05-5xxxx-xxx.
2. A list of the new CM/ECF filing events will be posted separately to the CM/ECF page of the Court's website.
3. The Statement of Current Monthly Income, Official Forms 22A, 22B and 22C (Means Test forms), must be filed as part of the voluntary petition/schedules PDF and should be located after the Summary of Schedules.
4. The Notice to Individual Debtor's with Primarily Consumer Debts under 11 U.S.C. §342(b), Form B201, must be filed as part of the voluntary petition/schedules PDF and should be located after the Summary of Schedules, if applicable.

5. The Certificate of Creditor Counseling and Debt Repayment Plan is required at the time of filing the voluntary petition, however it should be filed as it's own PDF using a separate CM/ECF filing events.
6. When a new Chapter 7 case is filed a Presumption of Abuse prompt and drop box will appear with choices of Yes, No, Unknown. Unknown should only be chosen if Form 22A is not being filed with the petition.
7. If you are filing a Motion *in forma pauperis*, the case must be filed using the CM/ECF Bankruptcy menu option "Open a BK Case" and not using a one-touch or case upload method. After filing the case, the motion should be filed.
8. In order to obtain a discharge in a Chapter 7 case filed on or after 10/17/05, a Financial Management Course Certificate, Official Form 23, must be filed within 45 days of the first meeting. If this certificate is not filed, the case will be closed without a discharge being entered. To reopen a case to file this certificate and obtain a discharge, the debtor will be required to pay the reopening fee.
9. The filing of payment advices pursuant to 11 U.S.C. §521(a)(1)(B)(iv) is covered by Administrative Order 1007-7.