

January 19, 2010 www.orb.uscourts.gov

In re Orchard Village Investments, LLC, Case No. 09-30893-rld11

January 8, 2010

11 USC §§1129(a), (b) and (c), chapter 11 plan confirmation

In a lengthy opinion, Judge Dunn considered two competing chapter 11 plans in relation to the confirmation standards of §1129. He confirmed one plan and denied confirmation of the other.

NEW ITEMS:

ECF Waiver

The court has approved a limited waiver of the ECF filing requirements for lawyers whose **only** work in bankruptcy court is on a pro bono basis for chapter 7 debtors. The waiver application and order forms are posted on the Debtor-Creditor section website at <http://osb-dc.org/bankruptcyclinic.htm>.

ECF Training

Currently scheduled training dates are: for **Eugene** only, January 29; for **Eugene and Portland**, February 25 and March 17. Lawyers get 4 CLE credits for ECF training. Sessions run from 8:30 am to 12:30 pm.

The Clerk's office will add ECF classes if there is sufficient demand.

PREVIOUSLY PUBLISHED ITEMS:

The following is a summary of items added in the past several weeks.

Local Bankruptcy Rules

New Local Bankruptcy Rules are now in effect. The court has posted the updated LBRs on the website in clean and redline/strikeout versions. Both versions begin with a summary of changes from the previous set of adopted local rules. Click on either **Rules and Forms** on the top bar, then on "Local Bankruptcy Rules," or "12/21/09 - New Local Bankruptcy Rules" under **Court News & Announcements** on the home page to access both versions.

Under the new rules, filers are required to file reaffirmation agreements using Official Form #B240A. The court has discontinued LBF #718.5 as of January 1, 2010.

Local Rules Committee

The Debtor-Creditor Section has reestablished a Local Rules Committee to review and discuss new local rules and forms on an ongoing basis. If you are interested in serving on this committee, please contact either Dave Hercher, dave.hercher@millernash.com, or Tom Renn, thomas.renn@7trustee.net.

Local Forms

New and updated local forms, **now required to be used**, are posted on the website. Click on Rules and Forms on the top bar, then on "Local Bankruptcy Forms (LBF)." The following LBFs have been updated: ADV, INDEX, 541, 718.5, 720.80, 720.90, 721, 728, 753.40, 760.5, 1114, and 1190. The following are new LFBs: 1317, 1317.3, and 1317.5.

Official Forms

Exhibit D has been updated and a new Official Form B27 replaces LBF 718.05. Click on **Rules and Forms** on the top bar, then on "Official National Bankruptcy Forms (e.g., Petition & Schedule) (OBF)," to go to the US Courts Bankruptcy Forms page, then click on Part I to find Exhibit D and form B27.

ECF Online Manuals

Updated ECF procedures have been posted. Click on **ECF** on the top bar, then on "Using ECF," then on "Manuals." "Attorney Creditor Manual" and "Creditor Manual (Non-Attorney)," both under **Creditor**, were updated December 1, 2009.

Message from Clerks Office

Please **do not modify** the fixed text in a local bankruptcy form (LBRs 1001.1.F. and G.!) If adequate

room does not exist in any area, attachment pages may be added to the end of the form for inclusion of essential text.

Debtor-Creditor Section Website

An archive of these court updates is maintained on the Debtor-Creditor Section website at <http://osb-dc.org/orb.htm>.