



Local Rule 4002-1 Duties of Debtor (2013)

(a) Filing of Changes of the Debtor's Address. The debtor must file and serve on the United States trustee, and the trustee, if any, every change of the debtor's address until the case is closed or dismissed.

(b) Information Requested by the Trustee or by the United States Trustee. In addition to financial information the debtor is required to provide as set forth in [Fed. R. Bankr. P. 4002\(b\)](#) [1], the debtor must produce the following materials no later than 14 days after a written request by the trustee or United States trustee:

(1) bank statements, canceled checks, and checkbooks; and

(2) any other documents, recorded information, or other information reasonably necessary for the effective administration of the estate.

(c) Documents Required to be Provided to the United States Trustee. Individual chapter 7 debtors whose debts are primarily consumer debts and who are above the applicable State Median Family Income as established by the Census Bureau shall provide to the United States trustee within 14 days after the petition date a copy of the most recent Federal income tax return and copies of all payments advices for the 6-month period ending on the last day of the calendar month immediately preceding the date of the commencement of the case.

(d) Individual Debtor's Failure to Provide Documentation at or Before Meeting of Creditors.

(1) In a chapter 13 case, the court may dismiss a voluntary case, except a case that has been converted from a Chapter 7 case to a Chapter 13 case, pursuant to the procedures set forth in [Local Rule 2083-1\(f\)](#) [2] if the debtor fails to timely file or provide documents in accordance with [Local Rules 2083-1\(d\)](#) [2] and [2083-1\(f\)](#) [2].

(2) In a case other than chapter 13, the court may dismiss a voluntary case, except a case that has been converted from a chapter 11 case to a chapter 7 case, if the debtor fails to timely provide any of the following documents:

(A) documents prescribed by and within the time frames set forth in section [521\(e\)\(2\)\(A\)](#) [3];

(B) documents prescribed by and within the times set forth in [Fed. R. Bankr. P. 4002\(b\)](#) [1]; or

(C) documents prescribed by and within time frames set forth in subsections (b) or (c) of this Local Rule. If the debtor fails to timely provide any of the prescribed documents, the trustee may file a notice of failure to comply and serve it on the debtor and the debtor's attorney. If the debtor fails to comply with subsection (c) the United States trustee may file a notice of failure to comply and serve it on the debtor and the debtor's attorney. If an objection to the trustee's notice is not filed within 21 days the notice is mailed, the clerk must enter an order dismissing the case. The objecting party must set a hearing and give notice to parties in interest as provided in [Fed. R. Bankr. P. 2002\(a\)\(4\)](#) [4]. If a hearing on the objection is not held within 40 days after the objection is filed, the clerk must enter the order of dismissal, unless the court orders otherwise. In a chapter 7 case, the objection must also move for an extension of the time fixed under [Fed. R. Bankr. P. 4007\(c\)](#) [5] and [4004\(a\)](#) [6] for filing a complaint under [§523\(c\)](#) [7] and [727](#) [8] of the Code, and the time fixed under [Fed. R. Bankr. P. 4003\(b\)\(1\)](#) [9] [1] [f](#) [9] or filing objections to exemptions under [§522\(l\)](#) [10] of the Code.

(3) In a joint case where only 1 spouse meets the requirements of [Fed. R. Bankr. P. 4002\(b\)](#) [1], the non-



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compliant spouse will be dismissed from the case.

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Links

- [1] https://www.law.cornell.edu/rules/frbp/rule_4002
- [2] <https://www.utb.uscourts.gov/local-rules/2013/2083/1>
- [3] <https://www.law.cornell.edu/uscode/text/11/521>
- [4] https://www.law.cornell.edu/rules/frbp/rule_2002
- [5] https://www.law.cornell.edu/rules/frbp/rule_4007
- [6] https://www.law.cornell.edu/rules/frbp/rule_4004
- [7] <https://www.law.cornell.edu/uscode/text/11/523>
- [8] <https://www.law.cornell.edu/uscode/text/11/727>
- [9] https://www.law.cornell.edu/rules/frbp/rule_4003
- [10] <https://www.law.cornell.edu/uscode/text/11/522>