

**NOTICING GUIDELINES FOR THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH**

*Updated April 1, 2014*

The following table has been prepared to assist members of the bankruptcy bar in determining the appropriate noticing requirements for motions, objections and other matters arising in bankruptcy cases. The table is intended to be only a guide and sets forth the minimum noticing requirements. These guidelines do not address noticing requirements for adversary proceedings.

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<u>Applicable Rule</u>	<u>Proposed Action</u>	<u>Notice Required</u>	<u>Objection Deadline</u>	<u>Hearing Date</u>	<u>Comments</u>
Rule 2002(a)(2) & Rule 6004(a) & (b)	Notice of proposed use, sale or lease of property. Rule 6004(a).  (Motion to Sell Free and Clear of Liens and Motions for Order Approving Sale are governed by Rule 6004(c) and L.R. 9006-1(b)(4) as set forth below.)	21 days' notice by mail.	17 days from mailing. (14 days + 3 by mail.)	No hearing unless objection is filed.	Objection must be filed "not less than 7 days before date set for proposed action."
Rule 2002(a)(3)	Notice of hearing on approval of compromise or settlement.	21 days' notice of hearing by mail.	17 days from mailing. (14 days + 3 by mail.)	Hearing will be set at least 21 days from mailing.	Order will not be entered prior to 21st day.
Rule 2002(a)(4)	Notice of hearing on motion to convert or dismiss chapter 7, 11, or 12.	21 days' notice of hearing by mail.	17 days from mailing. (14 days + 3 by mail.)	Hearing will be set at least 21 days from mailing.	Order will not be entered prior to 21st day.
Rule 2002(a)(5) & Rule 3015(g) & Rule 3019(b)	Notice of time fixed to accept or reject proposed plan modification.	21 days' notice by mail.	24 days from mailing. (21 days + 3 by mail.)	Hearing will be set at least 28 days from mailing.	
Rule 2002(a)(6)	Notice of hearing on request for compensation.	21 days' notice of hearing by mail.	17 days from mailing. (14 days + 3 by mail.)	Hearing will be set at least 21 days from mailing.	Order will not be entered prior to 21st day.
Rule 2002(a)(7) & Rule 3003(c)	Notice of time fixed to file proof of claim in Chapter 9 & 11.	21 days' notice by mail.	24 days from mailing. (21 days + 3 by mail.)	N/A	

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Rule 2002(b)(1) & Rule 3017(a)	Notice of time fixed for objecting to and notice of hearing on Chpt. 11 disclosure statement.	28 days' notice by mail.	31 days from mailing. (28 days + 3 by mail.)	Hearing will be set at least 35 days from mailing.	L.R. 9006-1(b) requires hearing to be set at least 4 days after objections.
Rule 2002(b)(2) & Rule 3020(b)	Notice of time fixed for objecting to and hearing on confirmation of Chpt. 9 & 11 plan.	28 days' notice by mail.	31 days from mailing. (28 days + 3 by mail.)	Hearing will be set at least 35 days from mailing.	L.R. 9006-1(b) requires hearing to be set at least 4 days after objections.
Rule 2002(b)(2) & Rule 3015	Notice of time fixed for objecting to and hearing on confirmation of Chpt. 13 plan.	28 days' notice by mail.	Dates are set by court in 341 notice.	Dates are set by court in 341 notice.	
Local Rule 2003-1(a)(3)	Objection to dismissal after service of the Section 341 Meeting Report.	21 days' notice by mail.	24 days from mailing. (21 days + 3 by mail.)	Hearing will be set at least 28 days from mailing, but must be held within 40 days after objection is filed.	
Local Rule 2082-1(b)	Objection to Chapter 12 trustee's notice of debtor's failure to file a plan.	21 days' notice by mail.	24 days from mailing. (21 days + 3 by mail.)	Hearing will be set at least 28 days from mailing, but must be held within 40 days after objection is filed.	
Local Rule 2083-1 (e) & (f)	Objection to Chapter 13 trustee's notice of debtor's failure to attend meeting of creditors, make first plan payment or provide documents.	No notice required. Objection to dismissal will be heard at confirmation.		Confirmation hearing date set in 341 notice.	

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Rule 3007(a) Local Rule 3007-1	Objection to claim and notice of hearing.	Notice of hearing mailed at least 30 days prior to hearing.	24 days from mailing. (21 days + 3 by mail.)	Hearing will be set at least 30 days from mailing date.	
Rule 4001(a) Local Rule 4001-1	Motion for relief from stay.	14 days' notice.	17 days from mailing. (14 days + 3 by mail.)	Hearing will be set at least 21 days from the date of mailing, but no more than 30 days after motion is filed.	
Rule 4001(b)	Motion to approve use of cash collateral.	Final hearing may commence no earlier than 14 days after service of motion.	17 days from mailing. (14 days + 3 by mail.)	Final hearing will be set no earlier than 17 days after service of motion.	
Rule 4001(c)	Motion to obtain credit.	Final hearing may commence no earlier than 14 days after service of motion.	17 days from mailing. (14 days + 3 by mail.)	Final hearing will be set no earlier than 17 days after service of motion.	
Rule 4001(d)	Agreements re: Relief from stay, use of cash collateral, adequate protection.	14 days from mailing of notice.	14 days from mailing of notice.	If objection is filed or court determines a hearing is required, no less than 5 days' notice to objector and movant.	
Rule 6004(c) Local Rule 9006-1(b)(4)	Motion for authority to sell property free and clear of liens.	21 days' notice of hearing by mail.	17 days from mailing. (14 days + 3 by mail.)	Hearing will be set at least 21 days from mailing.	6004(c) does not specify time periods for motions for sales free and clear of liens. L.R. 9006(b) applies.

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Rule 6007	Notice of proposed abandonment.	14 days from mailing of notice.	14 days from mailing of notice.	No hearing unless objection is filed.	
-----	Part VII Rules Omitted	-----	-----	-----	-----
Rule 8003	Motion for leave to appeal.	14 days after service.	17 days from mailing. (14 days + 3 by mail.)	21 days from mailing. (17 day objection period + 4 days prior to hearing, L.R. 9006-1(b).)	Answer in Opposition may be filed. Rule is silent on hearing.
Rule 9013 & Rule 9014 Local Rule 9006-1(b)(4)	All other motions.	14 days' notice of hearing by mail.	17 days from mailing. (14 days + 3 by mail.)	Hearing will be set at least 21 days from mailing.	