



"Derek Hong"
<derek.hong@gmail.com>
09/19/2005 12:03 AM

To <interim_bk_rules@ao.uscourts.gov>
cc
bcc
Subject Interim Rule 1007(c)

Mr. McCabe and Committee Members:

I am a law student at the University of Iowa Law School and a student practitioner at the school's legal clinic. I have been reviewing the Interim Bankruptcy Rules and I believe that I have found a potential oversight by the committee.

It would appear that Interim Rule 1007(c) does not take into account the new time limit provided by Section 521(i)(1). 521(i)(1) unambiguously provides for a 45 day time limit for submitting the schedules, statements, and documents listing in 521(a)(1) including: list of creditors, schedule of assets and liabilities, schedule of current income and expenditures, statement of financial affairs, 342(b) certificate, copies of paystubs, statement of the amount of monthly net income, and statement disclosing anticipated increases. Note that Congress has expressly declared that 521(i)(1) 45 day time limit applies notwithstanding 707(a).

I appreciate your consideration of my comments and I look forward to your response.

Sincerely,

Derek Hong