

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
OFFICE OF THE CLERK
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23-BK-J

Mary P. Sharon
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June 12, 2023

Committee on Rules of Practice and Procedure
Administrative Office of the United States Courts
One Columbus Circle, NE
Washington, D.C. 20544

Sent by email to: RulesCommittee_Secretary@ao.uscourts.gov

Re: Interplay of Fed. R. Bankr. P. 1005 and Fed. R. Bankr. P. 2002(n)

Dear Committee Members:

I write to you on behalf of the Bankruptcy Clerks Advisory Group on which I serve as Chair. On March 10, 2023, you received a letter from Tricia Pepin, Clerk of Court for the United States Bankruptcy Court for the District of Minnesota regarding Fed. R. Bankr. P. 1005. She wrote the letter on her behalf and on behalf of the bankruptcy Clerks of Court in the Eighth Circuit.

After providing an explanation, those clerks recommended that: (1) Fed. R. Bankr. 2002(n) be amended so the entirety of the Fed. R. Bankr. P. Rule 1005 caption information applies to only the meeting of creditors notice (conforming with Official Forms 309A-309I or Official Form 416A); and (2) the caption requirements for all other notices issued under Rule 2002 be limited to the name of the court, title of the case, case number, chapter, and debtor's name (conforming with Official Form 416B).

At its Spring Meeting, the Bankruptcy Clerks Advisory Group discussed the letter from Clerk Pepin and voted unanimously to support the recommendations set forth in the letter. At a later meeting of the Bankruptcy Judges Advisory Group, I explained the request and recommendation and the BCAG support. While no vote was taken at the latter meeting, the

group appeared supportive of the proposal.

Given the foregoing, I write on behalf the Bankruptcy Clerks Advisory Group to endorse the recommendations set forth in Clerk Pepin's letter to you dated March 10, 2023.

Sincerely,

Mary P. Sharon, Chair
Bankruptcy Clerks Advisory Group