

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION**

WESTERN DIVISION NEGATIVE NOTICE LIST

(Updated January 17, 2020)

Bankruptcy Cases

Capitalized terms used herein and not otherwise defined have the meanings ascribed to them in Western Division Administrative Order No. 20-01 (the "Order"). The Western Division permits service of the following Requests filed in bankruptcy cases using the Negative Notice Procedure prescribed by the Order. The negative notice legend shall provide for a **21-day** objection period unless stated otherwise below.

Chapter 7 Cases

Motions for relief from the stay of 11 U.S.C. § 362(a) (<i>provided</i> the movant affirmatively <i>waives</i> any and all applicable 11 U.S.C. § 362(e) deadline(s); if the motion does not contain a waiver of said deadline(s), the court will notice the motion for final hearing within the required 30-day period) ¹
Motions to compel abandonment pursuant to 11 U.S.C. § 554(b)
Chapter 7 trustee motion/notices to abandon property pursuant to 11 U.S.C. § 554(a) (14-day notice , pursuant to Fed. R. Bankr. P. 6007(a))
Motions to approve a compromise or settlement pursuant to Fed. R. Bankr. P. 9019
Motions for leave to withdraw as counsel
Interim and final applications to approve compensation/reimbursement of expenses pursuant to 11 U.S.C. §§ 330, 331
Objections to claim based on expiration of the applicable statute of limitations (30-day notice required)

Chapter 13 Cases

Motions for relief from the co-debtor stay of 11 U.S.C. § 1301
11 U.S.C. § 362(c)(3) motions to extend the stay (<i>provided</i> the motion is supported by an <i>attached</i> affidavit or declaration and <i>filed on the petition date</i>) (14-day notice , pursuant to Local Rule 4001-1)
11 U.S.C. § 362(c)(4) motions for the stay to take effect (<i>provided</i> the motion is supported by an <i>attached</i> affidavit or declaration and <i>filed within 30 days after the petition date</i>) (14-day notice , pursuant to Local Rule 4001-1)
Motions for approval of trial and permanent mortgage modification agreements
Objections to claim based on expiration of the applicable statute of limitations (30-day notice required)
Motions for leave to withdraw as counsel
Motions to suspend chapter 13 plan payments
Motions to extend the term of a chapter 13 plan (<i>provided</i> no other plan modifications are requested) ²
Motions for the refund of monies held by the chapter 13 trustee (7-day notice required)

¹ Inclusion of the following statement *prominently displayed on the first page of the motion* is sufficient for purposes of this requirement: "The movant hereby waives any and all applicable 11 U.S.C. § 362(e) deadline(s) and agrees that the automatic stay shall continue in effect pending the conclusion of any hearing on, and final determination of, this motion." If such waiver is not *prominently displayed on the first page of the motion*, and the clerk of court therefore notices a hearing on the motion, the movant's counsel is expected to appear for the hearing. Failure to appear for such hearing may result in denial of the motion (without prejudice), notwithstanding the lack of a response.

² If other modifications are requested, a Western Division Negative Notice Form must be used (in the manner prescribed therein), or the motion will be noticed for hearing.