

# **Brown Bag Lunch & Learn**

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Tuesday, September 27, 2022

# TOPICS

- Changes to Judge Kaplan's Contested Matters Calendar
- Changes to 341(a) Meeting Procedure
- Chapter 13 Trustee's Email Collection Project
- Motions to Extend or Reimpose Stay under § 362(c) 3 & 4
- 2022 Chapter 13 Symposium

# Judge Kaplan's Contested Matters Calendar

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# Judge Kaplan's Contested Matters Calendar

- Contested matters (generally held at 2:00PM) will now be conducted via Zoom
- Participants should have video enabled unless there is an extenuating circumstance (i.e. the participant doesn't have enough bandwidth to support video)
- Participants must dress and conduct themselves appropriately – this is the same as an in-person hearing
- **REVIEW THE ZOOM APPEARANCE GUIDELINES** on Judge Kaplan's page at [www.njb.uscourts.gov](http://www.njb.uscourts.gov) or on the Trustee's website at [www.russotruster.com/judge-kaplan-zoom](http://www.russotruster.com/judge-kaplan-zoom).

# Judge Kaplan's Contested Matters Calendar

- **Hearing Recording Prohibited:** Any recording of a court proceeding held in-person, by video, teleconference or Zoom, including “screen-shots” or other audio or visual copying of a hearing, is prohibited. Violation of these prohibitions may result in sanctions, including removal of court-issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the Court.

# Judge Kaplan's Contested Matters Calendar

- The Zoom link will remain the same for each calendar and is available on Judge Kaplan's page at the court's site ([www.njb.uscourts.gov](http://www.njb.uscourts.gov)) or on the Trustee's website ([www.russotruster.com/judge-kaplan-zoom](http://www.russotruster.com/judge-kaplan-zoom))
- Participants will be muted when entering the Zoom hearing.
- Participants should identify themselves when speaking
- REMINDER: this is a public hearing and you will be on the record.

# **New Procedure 341(a) Meetings**

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# New Procedure for 341(a) Meetings

- Documents are required by the Trustee's office 10 days prior to the 341(a) Meeting
- If documents are not submitted:
  - The Trustee will docket a notice of deficiency that details which documents have not been provided to the Trustee. Docketing the notice of deficiency will send electronic notice to all parties.
  - The Trustee will docket an adjournment of the 341(a) Meeting to a date just prior to the Confirmation Hearing date. Docketing the adjournment will send electronic notice to all parties.
- If the 341(a) Meeting is not conducted, the Trustee MAY RECOMMEND DISMISSAL at the confirmation hearing.



# New Procedure for 341(a) Meetings

- **DO NOT REQUEST AND ADJOURNMENT** of the confirmation hearing if you have not provided the documents listed on the notice of deficiency, as it will be denied.

# Email Collection Project

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# Email Collection Project


- The Trustee's office will begin sending automated emails to debtor attorneys with a link to a form on the Trustee's website
- The form will have fields for the debtor's and the co-debtor's (if any) email addresses
- The case number and other form fields should be pre-filled, but if not, enter case number and debtor name in addition to email address(es)
- The Trustee will use the email addresses to more efficiently communicate with debtors
- Copies of all communications, with the exception of Annual Reports, will be sent to the debtor's attorney
- Attorneys should go to the Trustee's website ([www.russotruster.com](http://www.russotruster.com)) and click the ATTORNEY EMAIL REGISTRATION link if they would like to register another email address with the Trustee

# DEBTOR EMAIL COLLECTION FORM

HOME / DEBTOR EMAIL REGISTRATION

## DEBTOR EMAIL REGISTRATION

Fields marked with an \* are required

Case Number ( XX-XXXX ) \* 

22-12345

8 of 8

Debtor Name \*

Debbie Smith

63 of 75 Character(s) left

Debtor Email Address \*

Enter debtor email address

### IMPORTANT INFORMATION

**Payment Address:**

PO Box 933  
Memphis, TN 38101-0933

**Mailing Address:**

CN 4853  
Trenton, NJ 08650

**Office Address:**

3 AAA Drive • Suite 203  
Robbinsville, NJ 08691

phone • 609-587-6888

fax • 609-587-9676

### BUYING A CAR IN CH.

Buying a Car in Ch. 13

# ALBERT RUSSO - STANDING CHAPTER 13 TRUSTEE

MANAGER OF THE DISTRICT OF NEW JERSEY

# ATTORNEY EMAIL COLLECTION FORM

FOR DEBTORS

ATTORNEY EMAIL REGISTRATION

HOME / ATTORNEY EMAIL REGISTRATION

## ATTORNEY EMAIL REGISTRATION

Fields marked with an \* are required

Enter your name, firm name, and email address to be added to our electronic subscription service.

First Name \*

Last Name \*

### IMPORTANT

**Payment Address**

PO Box 933  
Memphis, TN 38101

**Mailing Address:**

CN 4853  
Trenton, NJ 08611

**Office Address**

3 AAA Drive • Suite 100  
Robbinsville, NJ 08869

phone • 609-581-1111

**Motions to Extend or  
Reimpose Stay  
§ 362(c) 3 & 4**

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# Motions to Extend or Reimpose Stay

## § 362(c) 3 & 4

- In addition to debtor's statutory burden of showing good faith by clear and convincing evidence, the Trustee will review and object as appropriate to cases where the debtor's schedules and/or Chapter 13 Plan have not been filed and Trustee payments have not been made.

# 2022 Chapter 13 Symposium

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# 2022 Chapter 13 Symposium

- Program will be run by the Association of the Federal Bar of New Jersey (AFBNJ)
- Friday, November 4, 2022 at The Pines Manor in Edison, New Jersey
- Program will begin at approx. 8AM and run until 12:15PM
- Box lunch will be included with registration
- CLE credits will be available
- AFBNJ will be providing more details soon. Go to [AFBNJ.org](https://www.afbnj.org).

# 2022 Chapter 13 Symposium

## TENTATIVE AGENDA

- Session 1: Ethics
  - Dealing with Non-Cooperating Clients
  - Remote Lawyering
- Session 2
  - Administration of Joint Chapter 13 Cases and Motions to Sever
  - Case Law Update

**THANK YOU FOR ATTENDING**

**A COPY OF THIS SLIDE DECK IS AVAILABLE AT  
[www.russotruster.com](http://www.russotruster.com)**

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