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 **Bankruptcy Filing Fee Changes**

The following filing fee changes have been approved by the Judicial Conference of the United States and will become effective on **December 1, 2014**:

Motion to redact a record (New)	\$25.00
Upon notice from the Court of Appeals that a direct appeal or direct cross-appeal has been authorized (Increased)	\$207.00

 **Changes to Procedures for Documents containing Personally Identifiable Information**

The new fee for filing a Motion (or Application) to redact a record effective December 1, 2014 will change the way in which documents containing personally identifiable information are handled by the Clerk's office staff.

When personally identifiable information for minor children has been discovered, Clerk's office staff has restricted the document from public viewing. When personally identifiable information has been discovered attached to a proof of claim, the Clerk's office staff has restricted the document from public viewing. Clerk's office staff will no longer be able restrict a

document from public access containing personally identifiable information without payment of the filing fee (unless waived by the Court) and a court order redacting the document.

If you represent a creditor (such as a hospital) that could inadvertently attach personally identifiable information to a proof of claim, please make the client aware of this procedure change and new filing fee.

### **Revisions to the Federal Rules of Bankruptcy Procedure**

Revisions to the following Federal Rules of Bankruptcy Procedure are scheduled to become effective on December 1, 2014:

1014, 7004, 7008, 7054, 9023, 9024, 8001 – 8028

A video detailing the changes to the rules, fees, and forms is available at <http://www.okwb.uscourts.gov/news/rules-changes-effective-dec-1-2014>

### **Amended Official Forms**

Amendment to the following Official Bankruptcy Forms will be effective on **December 1, 2014:**

- B 3A Application to Pay Filing Fee in Installments
- B 3B Application to Have the Ch. 7 Filing Fee Waived (IFP)
- B 06 Summary
- B 17A Notice of Appeals and Statement of Election
- B 17B Optional Appellee Statement of Election to Proceed in District Court
- B 17C Certificate of Compliance with Rule 8015(a)(7)(B) and 8016(d)(2)
- B 22A-1 Chapter 7 Statement of Your Current Monthly Income
- B 22A-1 Supplemental Statement of Exemption from Presumption of Abuse under §707(b)(2)
- B 22A-2 Chapter 7 Means Test Calculation
- B 22B Chapter 11 Statement of Your Current Monthly Income
- B 22C-1 Chapter 13 Statement of Your Current Monthly Income and Calculation of Commitment Period
- B 22C-2 Chapter 13 Calculation of Your Disposable Income
- B 22 Committee Note

The revised forms may be reviewed at <http://www.uscourts.gov/FormsAndFees/Forms/BankruptcyForms/BankruptcyFormsPendingChanges.aspx>.

Please remember to update bankruptcy software to incorporate the use of these new forms.

### **Public Comment Period on Revisions to the Local Rules**

Pursuant to the authority of the United States District Court for the Western District of Oklahoma, as provided in Rule 9029 of the Federal Rules of Bankruptcy Procedure, public notice is given of the proposed revisions to the Local Rules of the United States Bankruptcy Court for the Western District of Oklahoma. You may access a redlined version of the Local Rules on the Court's website at <http://www.okwb.uscourts.gov/news/proposed-revisions-local-rules>

Comments may be submitted in writing no later than December 1, 2014 by email to [cheryl\\_shook@okwb.uscourts.gov](mailto:cheryl_shook@okwb.uscourts.gov) or by mail to:

U.S. Bankruptcy Court  
Attn: Cheryl Shook  
Chambers of The Honorable Sarah A. Hall  
215 Dean A. McGee Avenue - Ninth Floor  
Oklahoma City, Oklahoma 73102

### **Use of Drivers' Licenses for Entry to Old Post Office Building**

The REAL ID Act of 2005 establishes minimum standards for state-issued drivers' licenses and the use of identification to enter Federal facilities. For more information on the REAL ID Act, visit <http://www.dhs.gov/real-id-public-faqs>

On January 19, 2015, Phase 3 of the Act becomes effective. The Judges of the U.S. District Court for the Western District of Oklahoma have determined that the public may continue to use their Oklahoma drivers' licenses as photographic identification to enter the Courthouse.

## **Holiday Court Closings**

The Bankruptcy Court will be closed on the following days:

Thursday, November 27

Friday, November 28

Thursday, December 25

Friday, December 26

Thursday, January 1

CM/ECF will be available for electronic filing. McVCIS, Voice Case Information System, (866 222-8029) will be available for obtaining case information.

## **New York Times Report**

Judge Niles Jackson recently noted an article in The New York Times that might be of interest. The article written by Jessica Silver-Greenberg is entitled, “Debts Canceled by Bankruptcy Still Mar Consumer Credit Scores.” It notes that the United States Trustee Program is currently investigating several banks for violation of bankruptcy laws.



U. S. BANKRUPTCY COURT  
WESTERN DISTRICT OF OKLAHOMA  
NEW AND REVISED FILING FEES<sup>1</sup>  
Pursuant to 28 U.S.C. § 1930

**The following are fees to be charged for services provided by the bankruptcy courts and are effective on December 1, 2014:**

**New Petitions**

Chapter 7 (Voluntary or Involuntary)	\$ 335.00
Chapter 9	\$ 1,717.00
Chapter 11 (Voluntary or Involuntary)	\$ 1,717.00
Chapter 12	\$ 275.00
Chapter 13	\$ 310.00
Chapter 15 (Ancillary and other Cross-Border cases)	\$ 1,717.00

**Amendments**

Amendment to Debtor's Schedules, Lists of Creditors, or Mailing List	\$ 30.00
The fee may be waived by judge for good cause.	
The fee is not charged if the amendment is to:	
<ul style="list-style-type: none"><li>• Change the address of a creditor or an attorney for a creditor listed on the schedules; or,</li><li>• Add the name and address of an attorney for a creditor listed on the schedules.</li></ul>	

**Motions**

Motion to Appear Pro Hac Vice (due at filing of motion)	\$ 50.00
Motion to Compel Abandonment of Property	\$ 176.00
Motion to Sell Property of the Estate free of liens 11§363(f)	\$ 176.00
Motion to Convert Chapter 7 to Chapter 11	\$ 922.00
Motion to Convert Chapter 7 to Chapter 12	NO FEE
Motion to Convert Chapter 7 to Chapter 13	NO FEE
Motion to Convert Chapter 9 to Chapter 7	\$ 15.00
Motion to Convert Chapter 11 to Chapter 7	\$ 15.00
Motion to Convert Chapter 11 to Any Other Chapter	NO FEE
Notice of Conversion Chapter 12 to Chapter 7	\$ 60.00
Motion to Convert Chapter 12 to Chapter 13	\$ 35.00
Notice of Conversion Chapter 13 to Chapter 7	\$ 25.00

Motion to Convert Chapter 12 to Chapter 11	\$ 800.00
Motion to Convert Chapter 13 to Chapter 11	\$ 932.00
Motion to Deconsolidate/Split a Joint Case Under Ch. 7	\$ 335.00
Motion to Deconsolidate/Split a Joint Case Under Ch. 11	\$ 1,717.00
Motion to Deconsolidate/Split a Joint Case Under Ch. 12	\$ 275.00
Motion to Deconsolidate/Split a Joint Case Under Ch. 13	\$ 310.00
Motion to Lift, Terminate, Vacate, Annul, Modify, or Condition the Automatic Stay <sup>2</sup>	\$ 176.00
Motion to Reopen <sup>3</sup> Ch. 7 case	\$ 260.00
Motion to Reopen Ch. 9 case	\$ 1,167.00
Motion to Reopen Ch. 11 case	\$ 1,167.00
Motion to Reopen Ch. 12 case	\$ 200.00
Motion to Reopen Ch. 13 case	\$ 235.00
Motion to Reopen Ch. 15 case	\$ 1,167.00
Motion to Withdraw the Reference	\$ 176.00
Motion to Redact, per case	\$ 25.00

### **Appeals**

Appeal to District Court or Bankruptcy Appellate Panel <sup>4</sup>	\$ 298.00 <sup>5</sup>
Cross Appeal to District Court or Bankruptcy Appellate Panel	\$ 298.00 <sup>6</sup>
Direct Appeal to Court of Appeals	
1. Request for Direct Appeal or Direct Cross Appeal	\$ 298.00 <sup>7</sup>
2. Additional Fee Payable AFTER Direct Appeal is Authorized by Court of Appeals	\$ 207.00
Notice of Appeal	\$ 5.00

### **Adversary**

Complaints in Adversary Proceedings/Removals	\$ 350.00
• Fee is paid from the estate if filed by trustee or debtor in possession and an estate is available	
• Fee is not charged if the debtor is the plaintiff	
• Fee is not charged if a child support creditor or representative files the complaint and required form	

### **Miscellaneous**

Returned or Denied Check for Insufficient Funds	\$ 53.00
Certification of any Document	\$ 11.00
Exemplification of any Document	\$ 21.00

Filing a Miscellaneous Proceeding	\$ 46.00
Reproducing Documents <sup>8</sup>	\$ .50
Reproduction of an Audio Recording of a Court Proceeding <sup>9</sup>	\$ 30.00
Printing Copies from CM/ECF in Clerk's Office	\$ .10
Conducting a Search of Bankruptcy Court Records, per name or item searched <sup>10</sup>	\$ 30.00
Registration of Judgment from Another District	\$ 46.00
PACER (Per CM/ECF page as assessed by PACER)	\$ .10
PACER electronic access to audio file	\$ 2.40
PACER conducted search, per name or item	\$ 30.00
Record Retrieval from Federal Records Center, National Archives or other storage location (one box)	\$ 64.00
Additional boxes retrieved	\$ 39.00
Transfer of Claim	\$ 25.00
Handling of Registry Funds deposited with Court	Per Fee
Fee Schedule issued by Director, Administrative Office of U.S. Courts	Schedule

The [Judicial Conference Schedule of Fees](#) lists additional fees in bankruptcy cases.

<sup>1</sup> No fees are to be charged for services rendered on behalf of the United States, with the exception of those specifically prescribed when the information requested is available through remote electronic access, or to bankruptcy administrators appointed under Public Law No. 99-554, § 302(d)(3)(I). No fees under this schedule shall be charged to federal agencies or programs which are funded from judiciary appropriations, including, but not limited to, agencies, organizations, and individuals provided services authorized by the Criminal Justice Act, 18 U.S.C. § 3006A.

<sup>2</sup> No Filing Fee is required for a motion for relief from co-debtor stay; for a stipulation for court approval of an agreement for relief from stay; or, for a motion filed by a child support creditor or its representative, if the appropriate form is filed.

<sup>3</sup> A Reopen Fee is not charged in the following circumstances: To permit a party to file a complaint to obtain a determination under Rule 4007(b); when a debtor files a motion to reopen a case based upon an alleged violation of the terms of the discharge under 11 U.S.C. § 524; to correct an administrative error; or to redact a record previously filed in a case if the only reason to reopen is the redaction. Additionally, the court may waive the reopening fee under appropriate circumstances or may defer a reopening fee pending discovery of additional assets.

<sup>4</sup> Parties filing a joint appeal are charged only one filing fee.

<sup>5</sup> Includes filing fee of \$ 5.00 for Notice of Appeal.

<sup>6</sup> Includes filing fee of \$ 5.00 for Notice of Appeal.

<sup>7</sup> Includes filing fee of \$ 5.00 for Notice of Appeal.

<sup>8</sup> This fee applies to services rendered on behalf of the United States if the document or recording requested is available through electronic access.

<sup>9</sup> This fee applies to services rendered on behalf of the United States if the document or recording requested is available through electronic access.

<sup>10</sup> This fee applies to services rendered on behalf of the United States if the documents requested for search are available through electronic access.