

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN**

**FINAL COURT NOTICE REGARDING CHANGES TO OFFICIAL BANKRUPTCY FORMS
AND ECF EVENTS
EFFECTIVE DECEMBER 1, 2015**

Please be advised that most Official Bankruptcy Forms are scheduled to be replaced with substantially **revised, reformatted, and renumbered** versions effective December 1, 2015. These new forms are part of a forms modernization project that began in 2008 by the Advisory Committee on Bankruptcy Rules. Among other things, the new forms introduce different versions of case opening forms for individual debtors and non-individual debtors. The new forms are easier for debtors to understand and complete, and are designed to work with scheduled enhancements to the federal courts' case opening and electronic case management system.

The forms have been divided into four separate series of numbers. The 100 series forms include case opening and initial documents for individual debtors. The 200 series forms include case opening and initial documents for non-individual (business) debtors. The 300 series forms include court notices and orders. The 400 series forms include documents which are filed later in a case and the proof of claim. If the correct official form is not filed on or after December 1, 2015, an Order Directing the Filing of Official Form will be entered. The filer will have fourteen days to file the correct official form. If it is not filed within that time frame, the case may be dismissed or the pleading may be stricken.

To view a forms comparison chart with the old and new form names and numbers, click [here](#).

To view all the new or revised forms, and committee notes, click [here](#).

Below you will find a chart highlighting **some** of the significant changes to the official forms and ECF events. This is not a comprehensive list.

New Form Name and Number Effective December 1, 2015	Prior Form Name and Number	Court Comments	ECF Event **Denotes new event
Voluntary Petition for 101 Individuals Filing for Bankruptcy NOTE: There are now five different voluntary petition forms.*	Voluntary Petition 1	Exhibit D is incorporated into the petition on page 5, therefore, Exhibit D does not need to be filed as a separate document. Local Rule 1007-3 remains in effect. Two new official forms, 101A and 101B (see below) replace "certification by a debtor who resides as a tenant of residential property," on page 2 of Official Form 1.	N/A

New Form Name and Number Effective December 1, 2015	Prior Form Name and Number	Court Comments	ECF Event **Denotes new event
Voluntary Petition For Non-Individuals 201	Voluntary Petition 1	This petition is to be used for non-individual debtors. Exhibit B, C and D have been eliminated. For a chapter 11 non-individual, Attachment 201A is required (see below).	N/A
Involuntary Petition Against an Individual 105	Involuntary Petition 5	This official form is to be used for an involuntary case filed against an individual.	N/A
Involuntary Petition Against a Non-Individual 205	Involuntary Petition 5	This official form is to be used for an involuntary case filed against a non-individual.	N/A
Chapter 15 Petition for Recognition Of a Foreign Proceeding 401	Voluntary Petition 1	This official form is required for any petition seeking recognition as a foreign proceeding under chapter 15 of the Bankruptcy Code. This form is to be used for individuals and non-individuals. The form must be signed by the foreign representative and the attorney of the foreign representative.	N/A
Initial Statement About An Eviction Judgment Against You 101A	No comparable form; this information was previously incorporated into Official Form 1.	This official form is to be filed if a landlord has obtained an eviction judgment against a debtor and the debtor wants to stay in their residence. This is for individual debtors only.	**Initial Statement About an Eviction Judgment Category: Other
Statement About Payment Of an Eviction Notice 101B	No comparable form; this information was previously incorporated into Official Form 1.	This official form is to be filed if the debtors wish to stay in their rented residence for more than 30 days after filing the petition. This must be filed within 30 days after filing the petition. This is for individual debtors only.	**Statement About Payment of an Eviction Judgment Against You Category: Other

New Form Name and Number Effective December 1, 2015	Prior Form Name and Number	Court Comments	ECF Event **Denotes new event
Schedule A/B Property (Individual) 106A/B Schedule A/B Property (Non-individual) 206A/B	Schedule A Real Property 6A Schedule B Personal Property 6B	This form combines information about an individual debtor's real and personal property into one form.	**Schedule A/B Category: Other
Schedule C Property Claimed As Exempt 106C	Schedule C Property Claimed as Exempt 6C	In a joint case, each debtor must file a separate Schedule C. If only one schedule C is filed for both debtors, it will be stricken.	Schedule C Category: Other
Schedule E/F (Individual) 106E/F Schedule E/F (Non-individual) 206 /F	Schedule E 6E Schedule F 6F	This form combines information about priority and non-priority unsecured claims.	**Schedule E/F Category: Other
Schedule J-2 Expenses for Separate Household Debtor 2 106J2	No comparable form.	In a joint case, if Debtor 1 and Debtor 2 maintain separate households, Debtor 1 must file Schedule J and Debtor 2 must file Schedule J-2.	**Schedule J-2 Expenses for Separate Household of Debtor 2 Category: Other
Declaration About An Individual Debtor's Schedules 106Dec	Declaration Concerning Debtor's Schedules 6	This form directs the debtor to file form 119 if a bankruptcy petition preparer helped the debtor fill out the forms.	**Declaration About an Individual Debtor(s) Schedules
Declaration Under Penalty of Perjury for Non-Individual Debtors 202	Declaration Under Penalty of Perjury on Behalf Of a Corporation or Partnership, and Declaration Concerning Debtor's Schedules 2 6	This form replaces official form 2 and the section of official form 6 containing a corporation's or partnership's declaration.	**Declaration Under Penalty of Perjury for Non-Individual Debtors
Attachment to Voluntary Petition for Non-Individuals Filing Bankruptcy Under Chapter 11 201A	Exhibit A	This form replaces Exhibit A which was previously incorporated into Official Form 1.	**Attachment to Voluntary Petition for Non-Individuals – Ch 11 Category: Other
For Individual Chapter 11 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims Against You and Are Not Insiders 104	List of Creditors Holding 20 Largest Unsecured Claims 4	For individual chapter 11 debtors, this form replaces form 4.	20 Largest Unsecured Creditors Category: Other

New Form Name and Number Effective December 1, 2015	Prior Form Name and Number	Court Comments	ECF Event **Denotes new event
Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders 204	List of Creditors Holding 20 Largest Unsecured Claims 4	For non-individual chapter 11 and chapter 9 debtors, this form replaces form 4.	20 Largest Unsecured Creditors Category: Other

NOTES:

A. *There are now five petition forms:

- 1) Voluntary Petition for Individuals.....Form 101
- 2) Voluntary Petition for Non-IndividualsForm 201
- 3) Involuntary Petition Against An Individual.....Form 105
- 4) Involuntary Petition Against Non-Individuals.....Form 205
- 5) Chapter 15 Petition for Recognition of a Foreign Proceeding.....Form 401

An Order Directing the Filing of Official Form(s) will be entered if a debtor files their bankruptcy case with the incorrect petition form. If the debtor fails to file the correct petition within fourteen days, the case will be dismissed.

B. In addition to the different petition forms, there are distinct forms for use by individual debtors and non-individual debtors.

- 1) The initial documents such as the schedules, statement of financial affairs for individuals and non-individuals must be filed on the correct official form. For individuals, the forms are in the 100 series and for non-individuals, the forms are in the 200 series.
- 2) The current form Declaration Concerning Debtor's Schedules (form 6) which is used for individuals and non-individuals has been separated into two forms; Declaration About an Individual Debtor's Schedules (106Dec) and Declaration Under Penalty of Perjury for Non-Individual Debtors (202).

C. All 341 Meeting Notices have been changed.

D. The standard Discharge Order has been changed.

E. Local Form, Cover Sheet for Amendments, has been revised to reflect the new official form names. The effective date for the use of this revised local form is December 1, 2015. If the incorrect local form is filed on or after December 1, 2015, a deficiency notice will be sent to the filer.

F. On Tuesday, December 1, 2015 the Bankruptcy Court will be conducting a seminar to discuss the new official forms. This is a free seminar and will be held in Room 115 of the U.S. District Court from 4:00 p.m. to 6:00 p.m. To register for the seminar, please email Janice Zielinski at janice_zielinski@mieb.uscourts.gov

Dated: November 19, 2015

Katherine B. Gullo
Clerk of Court