

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN

NOTICE REGARDING ADMINISTRATIVE ORDER 19-10 THAT ABROGATES
LOCAL BANKRUPTCY RULE 1007-1(e)

On November 4, 2019, Chief Bankruptcy Judge Phillip J. Shefferly of the United States Bankruptcy Court for the Eastern District of Michigan entered Administrative Order No. 19-10 to abrogate Local Bankruptcy Rule 1007-1(e) because it is inconsistent with Fed. R. Bankr. P. 1006(a).

Federal Rule of Bankruptcy Procedure 1006(a) states that every petition shall be accompanied by a filing fee, except as provided in Fed. R. Bankr. 1006(b) and Fed. R. Bankr. P. 1006(c). Federal Rule of Bankruptcy Procedure 1006(b) permits an individual to file with a voluntary petition an application to pay a filing fee in installments and Fed. R. Bankr. 1006(c) permits an individual to file with a voluntary petition an application to waive the fee.

Prior to the entry of Administrative Order 19-10, Local Bankruptcy Rule 1007-1(e) permitted the filing of an application for payment of the fee in installments within fourteen days of the filing of the petition. That is not permitted by Fed. R. Bankr. P. 1006(a).

Every petition must be accompanied by a filing fee except as otherwise expressly permitted by Fed. R. Bankr. P. 1006(b) and (c). Failure to comply with this rule will result in the issuance of a seven-day deficiency notice which, if not corrected, will result in dismissal of the case.

Date: November 8, 2019

Katherine B. Gullo
Clerk of Court