

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

**NOTICE REGARDING  
THE SMALL BUSINESS REORGANIZATION ACT  
EFFECTIVE FEBRUARY 19, 2020**

The Small Business Reorganization Act (SBRA) goes into effect on February 19, 2020 and amends title 11 of the United States Code to create a new subchapter V to chapter 11 for the reorganization of small business debtors. Administrative order 2020-01, entered by Chief Judge Phillip Shefferly provides for the adoption of interim bankruptcy rules in cases filed under Subchapter V of Chapter 11. The order may be viewed **here**.

A required update on CM/ECF will take place at 11:30 pm on February 18, 2020 (see the February 14, 2020 “Notice” for downtime information by clicking **here**).

The update will result in changes to Official Forms and new CM/ECF events related to SBRA.

All Official Forms can be viewed by following the link, **here**.

Description	Form Change	Clerk’s Office Procedure
Amended Official Forms 101 and 201	FORM 101 - Line 13 of the voluntary petition for individuals filing for bankruptcy was changed to allow a debtor that claims small-business status to indicate whether it elects to proceed under subchapter V of chapter 11.  FORM 201 – Line 8 of the voluntary petition for non-individuals filing for bankruptcy was changed to allow a debtor that claims small-business status to indicate whether it elects to proceed under subchapter V of chapter 11.	If the incorrect official form is filed on or after February 19, 2020, the court will enter an order directing the filing of the official form. The case may be dismissed, if the correct form is not filed.

Description	Form Change	Clerk's Office Procedure
New Official Forms 309E2 and 309F2	<p>FORM 309E2 – Form 309E2, the notice of chapter 11 bankruptcy case for individuals or joint debtors filing as a small business under subchapter V of chapter 11, was added as an official form. This new form was created to address a notice for a filing under subchapter V for a small business debtor who is an individual or joint debtor.</p> <p>FORM 309F2 – Form 309F2, the notice of chapter 11 bankruptcy case for small businesses corporation or partnership debtor under subchapter V of chapter 11, was added as an official form. This new form was created to address a notice for a filing under subchapter V for a small business who is a corporation or partnership.</p>	The Notice will include information regarding the Subchapter V Trustee appointed to the case by the United States Trustee's Office.

CM/ECF

Pleading	New CM/ECF Event Code
Chapter 11 Plan for Subchapter V	Chapter 11 Plan Small Business Subchapter V

Date: February 18, 2020

Katherine B. Gullo  
Clerk of Court