

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLORADO**

IN THE MATTER OF ESTABLISHING A
REQUIREMENT FOR CHAPTER 7 TRUSTEES
AND THE STANDING CHAPTER 13 TRUSTEE
TO PROVIDE DOCKET ENTRIES FOR EACH CASE
WHEN THE MEETING OF CREDITORS IS CONTINUED

GENERAL PROCEDURE ORDER 2006-3

Pursuant to 11 U.S.C. § 105(a), the Court determines that to assist in the appropriate administration of Chapter 7 and Chapter 13 cases, it is imperative for Court's docket sheet to clearly reflect all continued meetings of creditors and the date to which the meeting is continued. The Court has created an electronic filing event that trustees can use to create such a docket entry. Accordingly, the trustee assigned to the case shall make an electronic entry providing information on all continuances in any case where the meeting of creditors is not held on the date first set for the meeting; the entry shall be made after the scheduled hearing date: no later than three days following the date first set for the meeting of creditors, or, in the case of a continued meeting that is continued again, no later than three days following the date of the continued meeting.

The Court determines that in the interests of case administration and due process for creditors, and absent the showing of prejudice to the debtor, a debtor's discharge should only enter after the debtor's examination at a meeting of creditors. Nevertheless, the continuance of the meeting of creditors does not automatically continue the deadline to object to the discharge of a debtor in a Chapter 7 or the dischargeability of a particular debt owed by the debtor in either Chapter 7 or Chapter 13; extensions of such deadline(s) must be done upon timely motion and requires the entry of an Order. Therefore, unless there is a pending motion to dismiss, an order extending the time to object to discharge or dischargeability, or there are outstanding requirements of time or other events remaining to be satisfied under the Bankruptcy Code and Rules that prevent the entry of a discharge, the discharge of the debtor shall enter after the last date set for the meeting of creditors has passed.

ORDERED that no later than three days following the date first set for the meeting of creditors and any subsequent continued meeting date, the Chapter 7 Trustees and the Standing Chapter 13 Trustee shall file an electronic entry in PACER indicating that the meeting is continued and the date and time of the continued meeting.

FURTHER ORDERED that the discharge of the debtor shall enter after the last date set for the meeting of creditors has passed, unless there is a pending motion to dismiss, an order extending the time to object to discharge or dischargeability, or there are outstanding requirements of time or

other events remaining to be satisfied under the Bankruptcy Code and Rules that prevent the entry of a discharge.

Dated: September 26, 2006

BY THE COURT:

Sidney B. Brooks, Chief Judge
A. Bruce Campbell, Judge
Elizabeth E. Brown, Judge
Howard R. Tallman, Judge
Michael E. Romero, Judge