

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

In Re:) GENERAL ORDER NO. 06-05
)
ADOPTION OF INTERIM)
PROCEDURE RULES)
_____)

WHEREAS, on April 20, 2005, the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 (“BAPCPA”) was enacted into law; and

WHEREAS, most provisions of BAPCPA are effective on October 17, 2005; and

WHEREAS, the Advisory Committee on Bankruptcy Rules has prepared Interim Rules designed to implement the substantive and procedural changes mandated by BAPCPA; and

WHEREAS, the Committee on Rules of Practice and Procedure of the United States Judicial Conference (the “JCUS Standing Rules Committee”), and the Judicial Conference of the United States, have approved these Interim Rules

and recommended the adoption of the Interim Rules to provide uniform procedures for implementing BAPCPA; and

WHEREAS, included in the Interim Rules are Rules 8001(f) and 8003(d), both of which pertain to direct appeals to the court of appeals as authorized by 28 U.S.C. § 158(d)(2) (the “Direct Appeals Provision”); and

WHEREAS, the United States District Court for the Central District of California needs interim procedural rules in place in order to implement the Direct Appeals Provision; and

WHEREAS, the October 17, 2005, effective date of BAPCPA has not provided sufficient time to promulgate rules after appropriate public notice and an opportunity for comment;

NOW THEREFORE, pursuant to 28 U.S.C. § 2071, the final version of Interim Rules 8001(f) and 8003(d), as recommended by the JCUS Standing Rules Committee, are adopted in their entirety without change by this court, to conform with BAPCPA, for appeals arising out of bankruptcy cases filed on or after October 17, 2005.

Interim Rules 8001(f) and 8003(d) shall remain in effect until further order of the court or until permanent Rules are adopted under the Rules Enabling Act.

Dated: June 5, 2006