



## UNITED STATES BANKRUPTCY COURT

EASTERN DISTRICT OF MISSOURI  
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## PUBLIC NOTICE

### **Amendments to Federal Rules of Procedure Effective December 1, 2006**

The following rules and amendments to the Federal Rules of Appellate, Bankruptcy, and Civil Procedure **became effective December 1, 2006.**

- Appellate Rule 25 and new Appellate Rule 32.1;
- Bankruptcy Rules 1009, 5005, 7004;
- Civil Rules 5, 9, 14, 16, 24, 26, 33, 34, 37, 45, 50, and 65.1; new Civil Rule 5.1; Civil Form 35; and New Supplemental Rule G (establishing comprehensive procedures governing in rem civil forfeiture actions)

Changes that are most significant to bankruptcy practice are summarized here.

**Bankruptcy Rule 1009** (Amendments of Voluntary Petitions, Lists, Schedules and Statements). The amended rule in new paragraph 1009(c) requires a debtor to submit a corrected statement of social security number when the debtor becomes aware that the social security number previously submitted is incorrect.

**Bankruptcy Rule 5005** (Filing and Transmittal of Papers). The amended rule adds district judges and the clerk of the bankruptcy appellate panel to the list of officers authorized to transmit erroneously delivered papers to the bankruptcy court clerk or to the United States trustee. Also, the amended rule authorizes courts to require electronic filing provided reasonable exceptions are allowed. (Civil Rule 5 and Appellate Rule 25 are similarly amended to authorize district and appellate courts to require electronic filing).

**Bankruptcy Rule 7004** (Process; Service of Summons; Complaint). The amended rule adds paragraph 7004(g) and clarifies that a debtor's attorney must be served with the summons and complaint filed against the debtor.

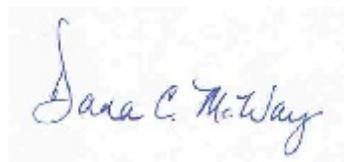
**Appellate Rule 32.1** (Citing Judicial Dispositions). This new rule allows citation of unpublished opinions. This rule applies only to opinions issued on or after January 1, 2007, and takes no position on whether unpublished opinions should have precedential value.

**Civil Rule 5.1** (Constitutional Challenge to a Statute - Notices, Certification, and Intervention). This new rule requires a party to notify the U.S. Attorney or the state Attorney General when a pleading or paper draws into question the constitutionality of a federal or state statute.

**Civil Rules 16, 26, 33, 34, 37, 45 and revised Form 35** (Pre-trial Conferences & Discovery). These amended rules and the form each implement new provisions for the disclosure and discovery of electronically stored information.

The full text of these and other federal rule amendments are available at <http://www.uscourts.gov/rules/congress0406.html>

A redline version of the amended bankruptcy rules begins at page 4 of the document available at <http://www.uscourts.gov/rules/supct1105/Combined BK Report Rules.pdf>

A handwritten signature in blue ink that reads "Dana C. McWay". The signature is written in a cursive style and is centered within a light gray rectangular box.

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Dana C. McWay  
Clerk of Court

Dated: December 1, 2006