

# Objection to Motion

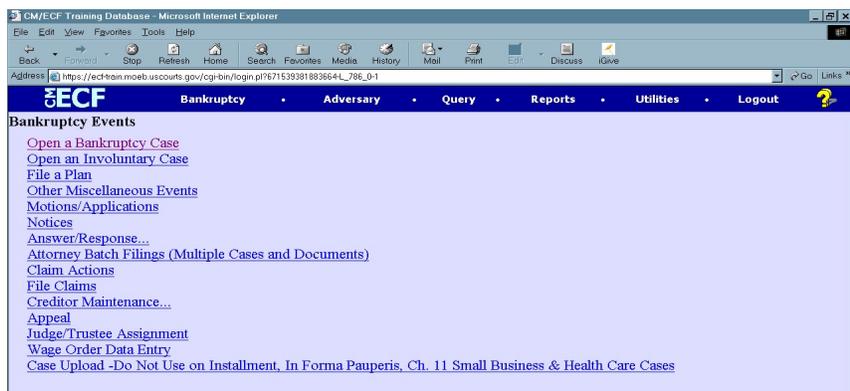
This lesson explains how to docket an objection (or a response) to a motion or application. The example used is an objection to a Motion to Avoid a Lien.

- STEP 1** Click the Bankruptcy hyperlink on the CM/ECF Main Menu. (See Figure 1.)



Figure 1

- STEP 2** The **BANKRUPTCY EVENTS** screen displays. (See Figure 2.)



- ◆ Click the Answer/Response hyperlink.

- STEP 3** The **ANSWER/RESPONSE TYPE** screen displays. (See Figure 3.)

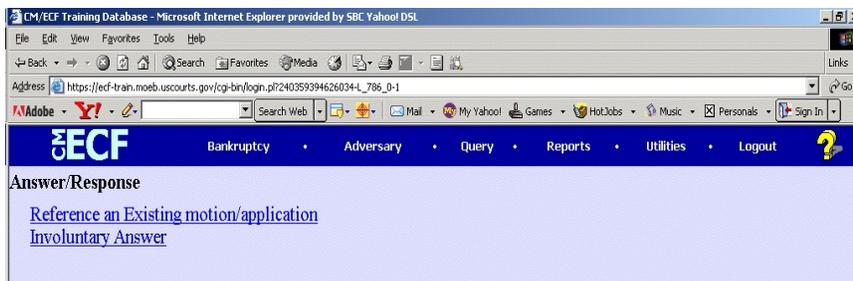


Figure 3

- ◆ Click the Reference an Existing motion/application hyperlink.

**STEP 4** The **CASE NUMBER** screen displays (See Figure 4.)



CM/ECF Bankruptcy • Adversary • Query • Reports • Utilities • Logout ?

File an answer to a motion

Case Number

02-10069 99-12345, 1-99-bk-12345 or 1-99-bk-12345

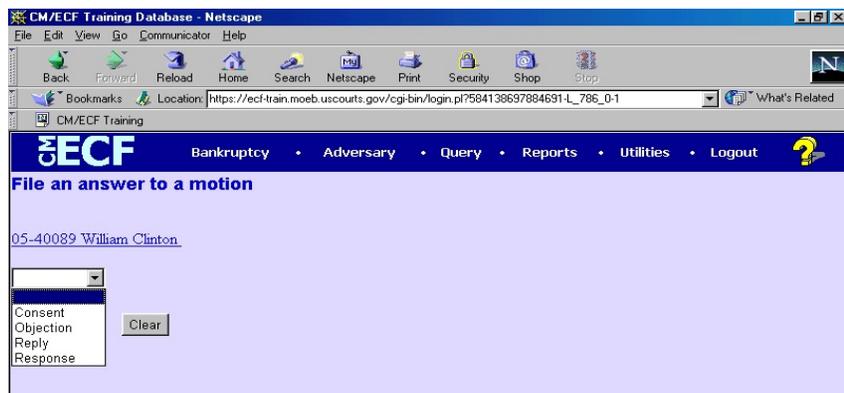
Next Clear

**Figure 4**

- ◆ Enter the correct case number, including the hyphen.
- ◆ Click [**Continue**].

The **CASE INFORMATION** screen displays. Click [**Continue**].

**STEP 5** The **DOCUMENT TYPE SELECTION** screen displays. (See Figure 5.)



CM/ECF Training Database - Netscape

File Edit View Go Communicator Help

Back Forward Reload Home Search Netscape Print Security Shop Stop

Bookmarks Location https://ecf-train.moeb.uscourts.gov/cgi-bin/login.pl?584138697884691-L\_786\_0-1 What's Related

CM/ECF Training

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File an answer to a motion

05-40089 William Clinton

Consent  
Objection  
Reply  
Response

Clear

**Figure 5**

- ◆ Click on the down arrow in the **Document Type** pick list.
- ◆ Your choices in the starter database are Consent, Objection, Reply or Response. Highlight **Objection**.

**NOTE:** Select the type of response being filed from the list of options. Options are:

- **Consent** - use “Consent” to consent to the relief in the motion;
- **Objection** - use “Objection” to file a response that is actually titled as an objection;
- **Reply** - use “Reply” to file a document that is an answer to a response.
- **Response** - use “Response” for ALL RESPONSES to motions unless the response is styled as a consent or an objection.

Answers or Responses to the following pleadings should be filed using other events under the pathways described below.

- \* **Objection to Plan** - pathway: “File a Plan” and select “Objection to Confirmation”
- \* **Answer or Response to Discovery** - pathway: “Other Miscellaneous” and select “Response.” Link to the related document.
- \* **Objection to Claim of Exemptions** - pathway: “Other Miscellaneous” and select “Objection to Debtor’s Claim of Exemptions”
- \* **Objection to Claim** - pathway to file the objection - “Claim Actions” and select “Objection to Claim.” To file a response to an objection to claim, use the “Other Miscellaneous” pathway and select “Response.”

Click **[Continue]**.

**STEP 6** The **JOINT FILING** screen displays. (See Figure 6.)



The screenshot shows the ECF interface for filing an answer to a motion. The header includes the ECF logo and navigation links for Bankruptcy, Adversary, Query, Reports, Utilities, and Logout. The main content area displays the case information and a checkbox for joint filing with other attorneys. The 'Next' and 'Clear' buttons are visible at the bottom of the form.

**Figure 6**

- ◆ This screen will only be used if another attorney is joining in this filing. If you are the only attorney filing this application, skip this screen.
- ◆ If this were a joint filing and the box were checked, a listing of attorneys presently on the case would be presented for selection.
- ◆ Click **[Continue]**.

**STEP 7**

The **SELECT PARTY** screen displays. (See Figure 7.) All participating parties on the case will appear on this list.

The screenshot shows the ECF interface for filing an answer to a motion. The header includes the ECF logo and navigation links: Bankruptcy, Adversary, Query, Reports, Utilities, and Logout. Below the header, it says "File an answer to a motion:" followed by the case number "02-10069" and the names "Frank G. Hammock and Carol A. Hammock". The main section is titled "Select the Party:" and contains a dropdown menu with the following options: "Friendly Finance [Creditor]", "Carol A. Hammock [Joint Debtor]", "Frank G. Hammock [Debtor]", and "William W. Thompson [Trustee]". To the right of the dropdown is a hyperlink "Add/Create New Party". At the bottom of the section are "Next" and "Clear" buttons.

**Figure 7**

- ◆ The party for whom you are filing the objection in this example is Householders Finance.
- ◆ Since the party name (Householders Finance) does not display in the **Select The Party** box, they need to be added to this case.
- ◆ Click the Add/Create New Party hyperlink.

**STEP 8**

The **PARTY SEARCH** screen displays. (See Figure 8.) You must first search the database to retrieve the party record. If the party is new to the court, a new party record must be created.

The screenshot shows the ECF interface for searching for a party. The header includes the ECF logo and navigation links: Bankruptcy, Adversary, Query, Reports, Utilities, and Logout. Below the header, it says "Search for a party". There are two input fields: "SSN" and "Tax Id". Below these is a "Last/Business name" field with the text "House" entered. At the bottom are "Search" and "Clear" buttons.

**Figure 8**

- ◆ It is very important to search carefully and thoroughly before adding a new party so duplicate records for the same person or entity do not reside on the database. Additional search hints are provided below.

**Search Hints:**

- Enter one field of data for each search.
- Format Social Security Number or Tax ID with hyphens.
- Include punctuation. (O'Brien, Garcia-Barrera)
- Try alternate search clues if your first search is not successful.
- Partial names using a minimum of two characters can be entered.
- Wild cards (\*) are not required at the end of search strings.
- Wild cards may be used before or within search strings. (\*son, Gr?y)

- ◆ Click in the **Last/Business name** box and enter the last (or partial) name or business name of the party. We have entered House for Household Finance.
- ◆ Click **[Search]**.

**STEP 9**

The system will search the court database and then display a list of all parties whose names match the search criteria you entered. Our search has found one party that matched our search criteria. However, in this example, Household Finance is not the correct party. (See Figure 9a.)

**Figure 9a****NOTE:**

Your name search may find more than one record having the same name as shown in **Figure 9b**. Clicking on each of the names will display a window showing the party's address information for verification.

If none of the addresses are correct for this party, you can either 1.) modify the address (for this case only) on the following **PARTY INFORMATION** screen, or 2.) click on the **[Create new party]** button to add a new person record with this address.

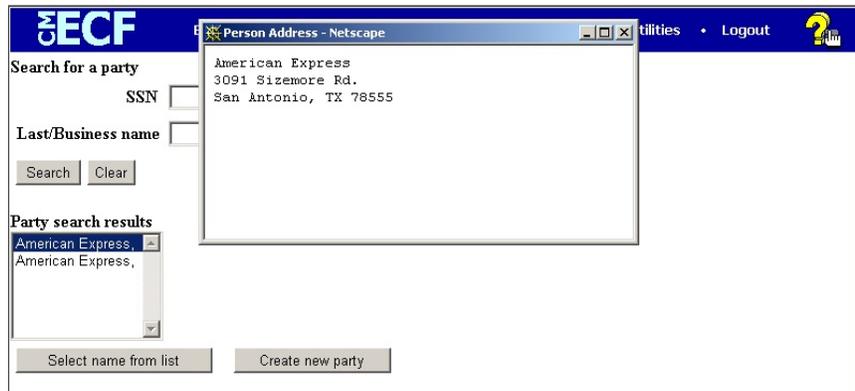


Figure 9b

- ◆ In our example we need to create a new party record in this case so click the **[Create new party]** button.

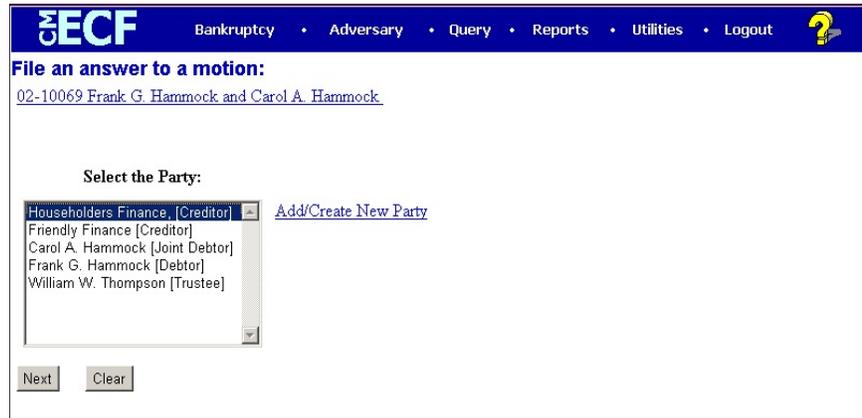
**STEP 10** The **PARTY INFORMATION** screen will then appear. (See Figure 10.)

Figure 10

- ◆ Complete all appropriate name fields. The entire business name should be entered in the Last Name field. Do not add address information unless required by the court.
- ◆ Since this party is represented by an attorney, do not change the pro se default value of No.
- ◆ Click to expand the Party Role list arrow ▼ and highlight Creditor (cr:cr).

- ◆ Click **[Submit]**.

**STEP 11** The **SELECT PARTY** screen displays again with the new party filer highlighted at the top of the list (Householders Finance). (See Figure 11.)

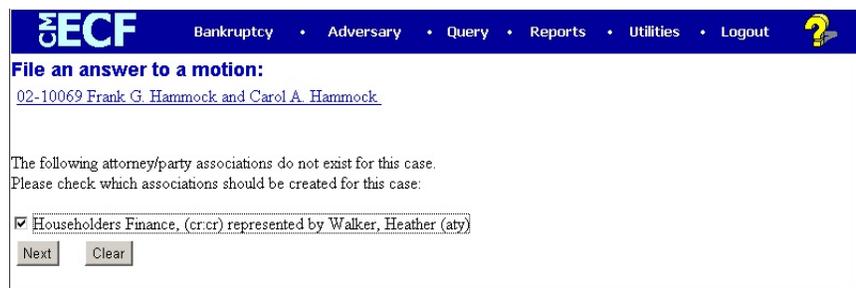


The screenshot shows the ECF interface for filing an answer to a motion. The page title is "File an answer to a motion:" and the case number is "02-10069 Frank G. Hammock and Carol A. Hammock". The "Select the Party:" section contains a dropdown menu with the following options: "Householders Finance, [Creditor]", "Friendly Finance [Creditor]", "Carol A. Hammock [Joint Debtor]", "Frank G. Hammock [Debtor]", and "William W. Thompson [Trustee]". The "Householders Finance, [Creditor]" option is selected and highlighted. To the right of the dropdown is a link "Add/Create New Party". Below the dropdown are "Next" and "Clear" buttons.

Figure 11

- ◆ Click **[Continue]**.

**STEP 12** The **ATTORNEY/PARTY ASSOCIATION** screen appears. (See Figure 12.)



The screenshot shows the ECF interface for filing an answer to a motion. The page title is "File an answer to a motion:" and the case number is "02-10069 Frank G. Hammock and Carol A. Hammock". The "ATTORNEY/PARTY ASSOCIATION" screen displays the following text: "The following attorney/party associations do not exist for this case. Please check which associations should be created for this case:". Below this text is a checkbox labeled "Householders Finance, (cr.cr) represented by Walker, Heather (aty)", which is checked. Below the checkbox are "Next" and "Clear" buttons.

Figure 12

- ◆ Since your party, Householders Finance, is new to this case, this screen will establish you as counsel for them on this case. Heather Walker is used as an example here.
- ◆ Check the box and click **[Continue]**.

**STEP 13** The **PDF DOCUMENT SELECTION** screen displays. (See Figure 13a.)

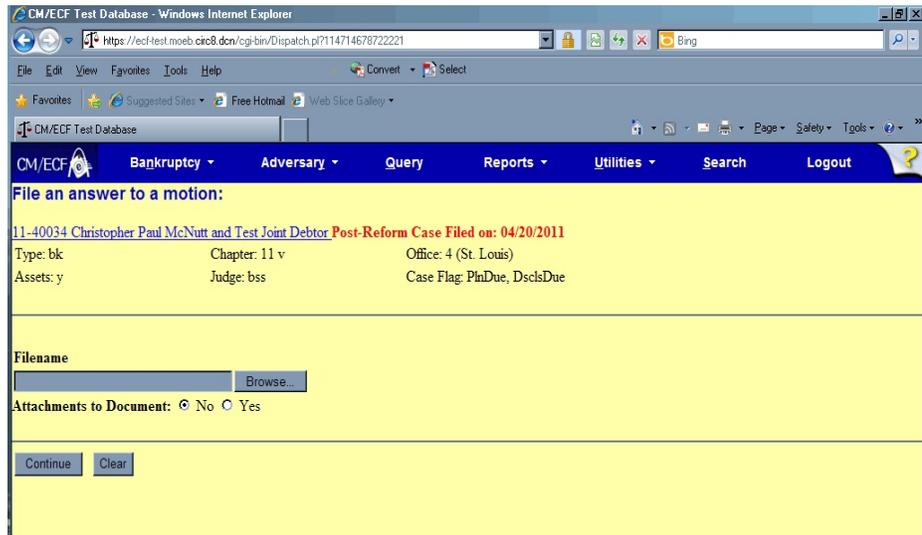


Figure 13a

- ◆ Click **[Browse]**, then navigate to the directory where the PDF file is located.
- ◆ In the **File Upload** screen, change **Files of type:** to **All Files (\*.\*)**.
- ◆ To make certain you are about to associate the correct PDF file for this entry, right click on the filename with your mouse and select **Open**. (See Figure 13b.)

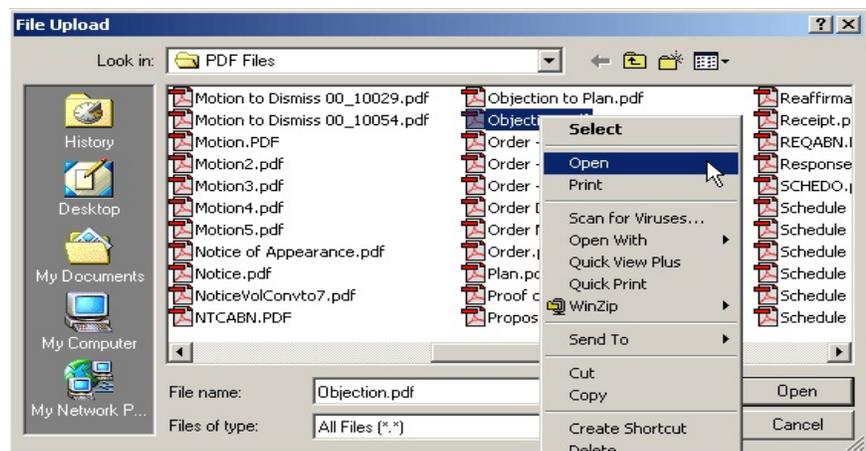


Figure 13b

- ◆ This will launch the Adobe Acrobat Reader which will display the contents of the images document. Verify that the document is correct.

- ◆ Close or minimize the Adobe application and if that is the correct file, click **[Open]** on the **FILE UPLOAD** dialogue box. (See **Figure 13c.**)



Figure 13c

- ◆ The path and name of the selected PDF file is placed in the **Filename**. The file will be associated with the current event and a hyperlink will be created to it. (See **Figure 13d.**)

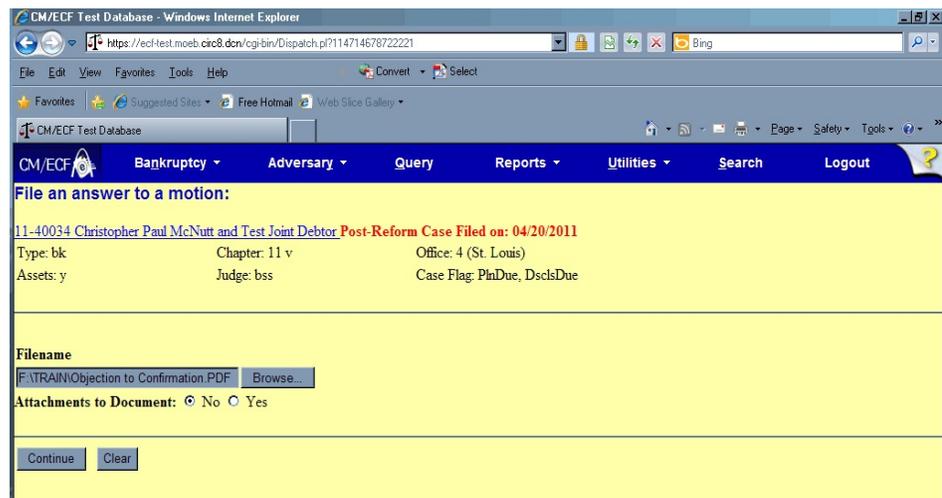
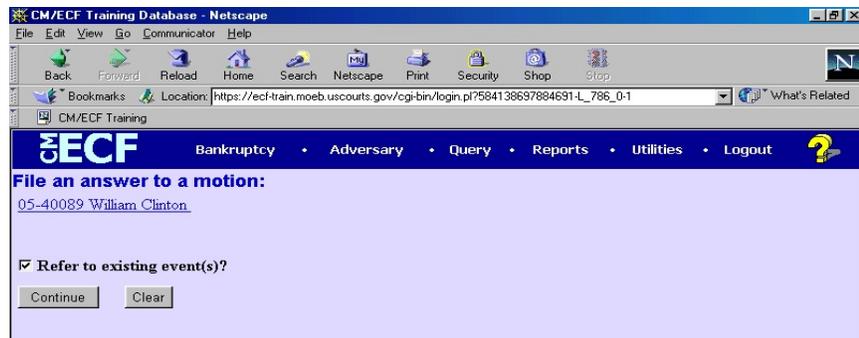


Figure 13d

- ◆ There will not be any Attachments to the objection in this lesson. Accept the **No** default radio button.

- ◆ Click [Continue].

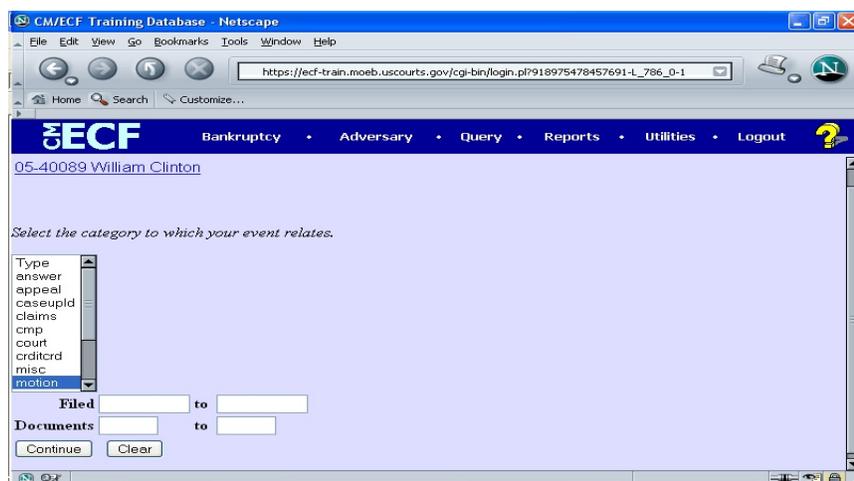
**STEP 14** The REFER TO EXISTING EVENT(S) screen appears. (See Figure 14.)



**Figure 14**

Check this box to refer to an existing event.

**STEP 15** The EVENT CATEGORY screen appears. (See Figure 15.)



**Figure 15**

- ◆ Select the category of pleading to which the event relates. To select from all documents in the case, click on the word "Type" and hold down the control key and click on the last option.
- ◆ Click [Continue].

**STEP 16** The **PENDING MOTIONS** screen appears. (See Figure 16.)

**ECF** Bankruptcy • Adversary • Query • Reports • Utilities • Logout ?

**File an answer to a motion:**  
[02-10069 Frank G. Hammock and Carol A. Hammock](#)

Select the appropriate event(s) to which your event relates:

08/20/2002 [2](#) Application to Employ Hank Schroeder as Auctioneer *For the sale of equipment.* Filed by Trustee William W. Thompson (Attachments: # (1) Schedule for Auctioneer, Hank Schroeder) (Thompson, William)

08/23/2002 [6](#) Motion for Adequate Protection, Motion for Relief from Stay. Receipt Number CC, Fee Amount \$75, Filed by Creditor Friendly Finance (Attachments: # (1) Affidavit of the creditor, Friendly Finance.) (Walker, Heather)

08/29/2002 [10](#) Motion to Avoid Lien with *Householders Finance.* Filed by Joint Debtor Carol A. Hammock, Debtor Frank G. Hammock (Walker, George)

Next Clear

**Figure 16**

- ◆ Select the appropriate motion you wish to answer by clicking in the box next to the date. If there is more than one possibility, click on the document number hyperlink to view the imaged application or motion.
- ◆ Click **[Continue]**.

**STEP 17** The **MODIFY DOCKET TEXT** screen appears. This screen will display a prefix box and a supplemental text box to add more detail to the docket text. (See Figure 17.)

**ECF** Bankruptcy • Adversary • Query • Reports • Utilities • Logout ?

**File an answer to a motion:**  
[02-10069 Frank G. Hammock and Carol A. Hammock](#)

Docket Text: Modify as Appropriate.

Objection to (related document(s): [10] Motion to Avoid Lien with *Householders Finance.* filed by Frank G. Hammock, Carol A. Hammock)

Filed by Creditor Householders Finance (Walker, Heather)

Next Clear

**Figure 17**

- ◆ Click the down arrow ▼ to display the prefix options. Select a descriptive prefix, if it is appropriate.
- ◆ If necessary, add detail to the final text.
- ◆ Click **[Continue]**.

**STEP 18** The **FINAL DOCKET TEXT** screen appears. (See Figure 18.)

**CM/ECF** Bankruptcy • Adversary • Query • Reports • Utilities • Logout ?

**File an answer to a motion:**  
[02-10069 Frank G. Hammock and Carol A. Hammock](#)

**Docket Text: Final Text**  
 Objection to (related document(s): [10] Motion to Avoid Lien with Household's Finance. filed by Frank G. Hammock, Carol A. Hammock) Filed by Creditor Household's Finance (Walker, Heather)

**Attention!!** Submitting this screen commits this transaction. You will have no further opportunity to modify this submission if you continue.

**Figure 18**

- ◆ Use caution on this screen and proof the contents of the entry carefully. Read the **Attention!!** notice.

**NOTE:** To abort or restart the transaction at any time, click the [Bankruptcy](#) hyperlink on the main menu bar.

- ◆ When you click [**Continue**], the entry is sent to the court's database.

**STEP 19** The **NOTICE OF ELECTRONIC FILING** screen appears. (See Figure 19.)

**CM/ECF** Bankruptcy • Adversary • Query • Reports • Utilities • Logout ?

**File an answer to a motion:**  
[02-10069 Frank G. Hammock and Carol A. Hammock](#)

**U.S. Bankruptcy Court**  
**Systems Development and Support Division**

Notice of Electronic Filing

The following transaction was received from Walker, Heather J. entered on 8/29/2002 at 10:26 AM CDT and filed on 8/29/2002

**Case Name:** Frank G. Hammock and Carol A. Hammock  
**Case Number:** [1:02-bk-10069](#)  
**Document Number:** [11](#)

**Docket Text:**  
 Objection to (related document(s): [10] Motion to Avoid Lien with Household's Finance. filed by Frank G. Hammock, Carol A. Hammock) Filed by Creditor Household's Finance (Walker, Heather)

The following document(s) are associated with this transaction:

**Document description:** Main Document  
**Original filename:** O:\ECF\_Students\PDF Files\Objection.pdf  
**Electronic document Stamp:**  
 [STAMP bkccfStamp\_ID=981735245 [Date=8/29/2002] [FileNumber=7600-0] [5 3481d3cd8215fd250b55d17c69cf675f489ab65efad5c63ce8613edbf624e432f56ba 036bc44e450efaa6ec435209aa7d05fd8d38f581caafe3939b2990bbe]]

**1:02-bk-10069 Notice will be electronically mailed to:**

William W. Thompson wwthompson@trustee.net,  
 George T. Walker gtwalker@atty.net  
 Heather J. Walker walkerh@atty.net

**Figure 19**