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Northern District of Georgia
Vania S. Allen, Clerk

SEP - 3 2025
By: _____
Deputy Clerk

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA

IN RE:	)	
	)	
VOLUNTARY NOTICE PROCEDURES IN CHAPTERS 7, 11, 12, AND 13	)	**GENERAL ORDER NO. 24-2018**
	)	
	)	

FOURTH AMENDED AND RESTATED ORDER

This Order establishes procedures for counsel to notice hearings and provide an opportunity to object. Unless the Court directs otherwise, counsel can use the following notice procedures without further order of the Court, in cases under Chapters 7, 11, 12 and 13, regardless of when the case was filed. These procedures are not available for use by pro se litigants. This Order supersedes the Third Amended and Restated General Order 24-2018.

A. If counsel elects to use the following procedures, the following matters may be considered by the Court without an actual hearing if (i) no party in interest objects to the relief requested in the motion prior to the objection deadline set forth below **and** (ii) an order has been entered by the Court approving the motion at least one business day prior to the hearing date. Unless the Court directs otherwise, counsel may use this notice procedure only for pleadings seeking the following relief –

(1) to use, sell (including disbursement of proceeds), or lease property pursuant to Bankruptcy Rule 6004, but excluding motions concerning substantially all of the assets in a Chapter 11 or 12 case;

(2) to abandon or dispose of property pursuant to Bankruptcy Rule 6007 filed by a party in interest other than the trustee;

(3) to approve proposed compromises and settlements pursuant to Bankruptcy Rule 9019;

(4) to extend time to object to the Debtor's exemptions pursuant to Bankruptcy Rule 4003(b);

(5) to extend time to object to the discharge of a debtor pursuant to Bankruptcy Rule 4004(a) or to file a complaint objecting to the dischargeability of a debt under 11 U.S.C. § 523(c) pursuant to Bankruptcy Rule 4007(c);

(6) to extend time to file a motion to dismiss for abuse under 11 U.S.C. § 707(b) pursuant to Bankruptcy Rule 1017(e);

(7) in a Chapter 13 case, motions by debtors to (a) modify a plan, (b) suspend, extend or excuse plan payments or excuse default on plan payments, (c) to retain a tax refund or insurance proceeds, (d) to obtain credit or incur debt, including motions to approve a loan modification filed by the debtor or the lender and (e) determine the secured status of a governmental claim or "strip" a junior lien held by a governmental claimant;

(8) in Chapter 7 and 13 cases, motions to vacate or reconsider dismissal of a case or to reopen a closed case, other than motions to (a) reopen to file personal financial management course certificates, filed by the debtor, or (b) to vacate or reconsider a dismissal to pay a filing fee or file required documents if the dismissal was based on such failure, which motions the Court may grant without hearing;

(9) to declare debtors ineligible for discharge pursuant to 11 U.S.C. § 1328(f) and Bankruptcy Rule 4004(a);

(10) to convert under 11 U.S.C. § 706(b);

(11) to dismiss under 11 U.S.C. §§ 707(a) and 707(b) or for failure to comply with 11 U.S.C. § 109(h);

(12) to object to discharge under 11 U.S.C. §§ 727(a)(8) and 727(a)(9);

(13) to approve compensation pursuant to 11 U.S.C. §§ 330 and 331 and Bankruptcy Rule 2016 in cases under Chapters 7, 11, 12, and 13;

(14) to approve a final report or to pay taxes filed by a Chapter 7 trustee;

(15) to object to proofs of claim pursuant to Bankruptcy Rule 3007 other than claims filed by the United States and its officers and agencies;

(16) in Chapter 7 and 13 cases, to seek relief from the automatic stay pursuant to 11 U.S.C. § 362 provided that the response deadline is at least 10 days after the first scheduled 341 meeting; and

(17) to seek any relief in Chapter 11 cases other than (A) relief from the automatic stay; (B) dismissal or conversion of the case; (C) approval of a disclosure statement; (D) confirmation of a plan; (E) appointment of a trustee or examiner; (F) approval and authorization of the debtor's incurrence of and entry into (but not the subsequent modification of) post-petition financing on a secured basis or otherwise for the granting of liens against assets of the estate, (G) use of cash collateral and (H) use, sale, or lease of substantially all assets.

This notice procedure may not be used if a request for one of the types of relief listed above is combined with a request for relief for which a hearing is required.

B. Notices filed pursuant to these procedures must be in the form attached to this Order as Exhibit A as it may be updated by the Court from time to time. The notice is available on the local forms page of the Court's website at www.ganb.uscourts.gov and to the extent the form of notice changes the Court will post the updated form on the Court's website.

C. If the Bankruptcy Rules or Local Rules do not specify the number of days' notice that must be given, the time for filing a required response or objection shall be 21 days from the date of service of the notice. Notwithstanding the forgoing, debtors shall provide at least 30 days for the United States Trustee to object to any request for a final decree in a Chapter 11 case.

D. The date, time, and place of the hearing shall be scheduled in accordance with procedures determined by the Court located on the Chamber's webpage.

E. With respect to motions to abandon property in Chapter 7 cases filed by a party in interest other than the trustee, no order will be entered granting such relief using these procedures unless:

(a) the Chapter 7 trustee either has (1) affirmatively (i) consented to the order or (ii) indicated no opposition to the order, both as shown by an electronic or other signature on the order (including by express permission) or (2) filed a Report of No Distribution; or

(b) the objection deadline is not less than ten (10) days after the conclusion of the Section 341 Meeting of Creditors.

F. The Chapter 13 trustee shall not be required to file an objection to any motion by the objection deadline. No order will be entered in a Chapter 13 case without a hearing using these procedures unless the Chapter 13 trustee either affirmatively consents to the order or indicates no

opposition to the order by an electronic or other signature on the order (including by express permission). If no other party in interest objects by the deadline, a proposed order may be submitted to the Court for consideration in sufficient time for it to be entered at least one business day prior to the hearing date as long as the proposed order indicates the Chapter 13 trustee's consent or no opposition as set forth above.

G. Nothing in this rule is intended to preclude the Court from hearing a matter if no objection is filed within the time permitted in the notice legend. **If a proposed order submitted pursuant to these procedures granting a motion has not been entered at least one business day prior to the hearing, counsel for the movant must attend the hearing. If the proposed order has not been entered at least one business day prior to the hearing, DO NOT call Chambers asking if you have to attend the hearing or if the Court has considered the proposed order or if the proposed order will be entered.** The Clerk typically enters orders on the docket within four business days after submission by counsel if there are no changes required. It is the responsibility of movant's counsel to present proposed orders to the Court sufficiently in advance of the hearing to ensure that the Court has adequate time to review the matter and sign the proposed order and for the Clerk to enter the order on the docket. If counsel is concerned about being able to present a proposed order in sufficient time for it to be entered at least one business day prior to a hearing, counsel should calendar the hearing for a date sufficiently after the objection deadline to permit counsel to comply with the obligations under these procedures. Proposed orders should not be submitted prior to the expiration of the objection deadline.

H. Proposed orders submitted to the Court granting relief using these procedures must expressly state that (1) notice of the opportunity to object and for hearing was provided pursuant

to the procedures in this General Order and that no objection to the motion was filed prior to the objection deadline, (2) that the Court has considered the motion and all other matters of record, including the lack of objection thereto, and (3) based on the forgoing, no further notice or hearing is required and the Court finds that good cause exists to grant the relief requested in the motion. By uploading an order to be entered pursuant to these procedures, counsel certifies to the Court that he or she has reviewed the docket and that no objections to the motion or application have been filed by any party in interest or received by counsel.

I. Use of these procedures is voluntary. If counsel elects not to use these notice procedures, counsel should **not** call Chambers asking if attendance at the hearing is necessary because no objections have been filed.

J. Notices served pursuant to these procedures shall be served in accordance with the Bankruptcy Rules, and Local Rules and General Orders of this Court.

K. This General Order supplements, rather than replaces, the procedures for notice of hearings and opportunity to object found in the Bankruptcy Rules and the Local Rules. To the extent this General Order actually conflicts with, rather than supplements, the Bankruptcy Rules or the Local Rules, the procedures in the Bankruptcy Rules or the Local Rules will control.

IT IS SO ORDERED, this 2nd day of September, 2025.

BARBARA ELLIS-MONRO, CHIEF JUDGE
United States Bankruptcy Court
for the Court

EXHIBIT A

Form of Notice for Voluntary Notice Procedures

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
[xxxxxxxx] DIVISION

IN RE:	
[NAME OF DEBTOR(s)],	CASE NO. *[XX-XXXXX-XXX]*
	CHAPTER *[XX]*
Debtor(s).	
[NAME OF MOVANT(s)],	
Movant(s),	
vs.	
[NAME OF RESPONDENT(s)],	
Respondent(s).	

NOTICE OF *[TITLE of PLEADING]*, DEADLINE TO OBJECT AND HEARING

[NAME OF MOVANT] has filed a ***[TITLE OF PLEADING]*** on ***[DATE]***. Pursuant to Fourth Amended and Restated General Order No. 24-2018, the Court may consider this matter without further notice or hearing if no party in interest files a response or objection within ***[twenty-one (21) days, but thirty (30) days for objections to claims or another time set by Bankruptcy Rules or Local Rules]*** from the date of service of this notice. **If you object to the relief requested in this pleading, you must timely file your objection with the Bankruptcy Clerk** at Clerk, U.S. Bankruptcy Court, Suite 1340, 75 Ted Turner Drive, SW, Atlanta Georgia 30303, and serve a copy on the movant's attorney, ***[NAME AND ADDRESS]***, and any other appropriate persons by the objection deadline. The response or objection must explain your position and be actually received by the Bankruptcy Clerk within the required time.

A hearing on the pleading has been scheduled for ***[DATE not less than 7 days after the objection deadline]***. The Court will hold a hearing on the [**TITLE OF PLEADING**] at [**TIME, e.g. 9:30 A. M.**] on [**DATE**] in [**LOCATION, including Courtroom**]. [**GAINESVILLE CASES ONLY add the following language:** The hearing may be attended in person or via the Court's Virtual Hearing Room. Please check the "Bankruptcy Hearing Information" link at the top of the homepage of the Court's website, www.ganb.uscourts.gov, for more information and instructions on how to participate in Court hearings. You may also review the "Hearing Information" tab on the judge's webpage for further information about the hearing.]

If an objection or response is timely filed and served, the hearing will proceed as scheduled. **If you do not file a response or objection within the time permitted, the Court may grant the relief requested without further notice and without holding the scheduled hearing** provided that an order approving the relief requested is entered at least one business day prior to the scheduled hearing. If no objection is timely filed, but no order is entered granting the relief requested at least one business day prior to the scheduled hearing, the hearing will be held as scheduled.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

Dated: ***[DATE]***.

[SIGNATURE]
[NAME OF ATTORNEY]
[Bar No. xxxxxx]
[ADDRESS]
[TELEPHONE NUMBER]
Attorney for ***[NAME OF MOVANT]***