

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA

JUN - 8 2006

W. YVONNE EVANS, Clerk
By: [Signature]
Deputy Clerk

IN RE:

CASE DISMISSAL PURSUANT TO
11 U.S.C. § 521(i)(1) OF BAPCPA

GENERAL ORDER NO. 5-2006

ORDER

In order to better implement the provisions of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, it is hereby Ordered that:

A party in interest who contends 11 U.S.C. § 521(i)(1) requires dismissal of a case may file a motion for an order dismissing the case pursuant to § 521(i)(2). Such a motion must be filed pursuant to local rules. BLR 5005-6, NDGA (2005). *See also* CM/ECF Administrative Procedures Manual, Revised March 2006. It must refer to § 521(i)(2) in both the title and the docket text entered by the Movant and must be accompanied by a statement from Movant's counsel. If the motion seeking dismissal fails to so refer to § 521(i)(2) or is not filed using the docket event code "05-Motion to Dismiss under Section 521(i)(2)," then the motion will be deemed to be a motion to dismiss for some other cause and a waiver of the Court's need to act within 5 days.

The statement accompanying the motion must (a) indicate that counsel has personally reviewed the docket and every page of every document filed in the case; (b) identify specifically what information required by § 521(a)(1)(A) and (B)(i-iii, v, vi) the debtor has failed to file; (c) describe specifically how the information that has been filed does not provide what is required; and (d) state whether the debtor has sought an extension of time to file the required documents and whether the trustee has filed a motion under § 521(i)(4) asking the Court to decline to dismiss the case.

This Order is effective as to all cases filed on or after July 1, 2006.

This 8th day of June, 2006.

[Signature]
JOYCE BIHARY
CHIEF UNITED STATES BANKRUPTCY JUDGE
FOR THE COURT