

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA**

In re:

ADMINISTRATIVE ORDER 02-2

**STATUS OF ADMINISTRATIVE ORDER 99-2
“MODIFICATION OF CHAPTER 13
CONFIRMATION PROCEDURES”**

In conjunction with the revisions to the local rules effective December 1, 2002, this court, with the exception of paragraphs 2 and 3, incorporated the provisions (or a modified version of the provisions) of Administrative Order 99-2 in the amended local rules. In accordance with the stated intent of AO 99-2 to minimize the amount of attorneys’ fees incurred in a chapter 13 case, to minimize the amount of time the court spends on uncontested matters, and to decrease the period of time from the filing of a chapter 13 petition to the disbursement of payments to creditors and pursuant to Local Rule 3015-3(B)(2), the court adopts a modified version of the chapter 13 confirmation process which shall apply to all chapter 13 cases and hereby

ORDERS as follows:

1. The chapter 13 trustee is hereby authorized to cancel the previously scheduled confirmation hearing of any chapter 13 case and submit a proposed “Order Confirming Uncontested Chapter 13 Plan” if (a) no oral or written objection to confirmation is raised at or before the first meeting of creditors; or (b) an oral or written objection to confirmation is raised at or before the first meeting of creditors but it is withdrawn or the objection is settled by the parties at or before the meeting of creditors and the plan does not seek to value collateral pursuant to local rule 3015-3(A).

2. If a chapter 13 plan is amended at or before the first meeting of creditors and neither the original plan nor the amendment results in the debtor seeking to value collateral in the plan pursuant to local rule 3015-3(A), and if no oral or written objection is raised thereto at or before the first meeting of creditors that is not withdrawn or settled by the parties, the chapter 13 trustee is authorized to cancel the confirmation hearing and submit a proposed "Order Confirming Uncontested Chapter 13 Plan and Notice of Opportunity to Object to Amended Plan". The trustee shall serve a copy of the amended plan, and a copy of the "Order Confirming Uncontested Amended Chapter 13 Plan and Notice of Opportunity to Object to Amended Plan" on all parties of record. This order and notice shall notify any creditor whose treatment under the amended plan was amended from the plan as originally filed of the right to object within 25 days of entry of the Order.

3. The provisions of this Administrative Order shall, supplement, and if in conflict with, supercede, the provisions of any Local Rule.

4. This Order shall be effective December 1, 2002 and shall apply as of that date to all pending and future cases.

ORDERED in the Southern District of Florida on October 7, 2002.

/s
CHIEF JUDGE ROBERT A. MARK
United States Bankruptcy Court

c : All SD Bankruptcy Judges
Clerk of Court
Robert Angueira, Office of the U.S. Trustee
Robin R. Weiner, Standing Chapter 13 Trustee
Nancy N. Herkert, Standing Chapter 13 Trustee