

## Local Rule 3007-1. Objections to Claims.

- (a) A proof of claim filed under the court's electronic procedures has the same evidentiary effect as one filed under FED. R. BANKR. P. Rule 3001.
- (b) An objection to claim must identify the claim by claimant, date filed, amount, secured or unsecured, and priority. The legal and factual basis for the objection must be clear from the face of the pleading objection. The objection must include an affidavit supporting the objection.
- (c) The objection must include an initial scheduling conference hearing date from the judge's web page or from the court's case manager and must state immediately below the title:

This is an objection to your claim. The objecting party is asking the court to disallow the claim that you filed in this bankruptcy case. You should immediately contact the objecting party to resolve the dispute. If you do not reach an agreement, you must file a response to this objection and send a copy of your response to the objecting party within 21 days after the objection was served on you. Your response must state why the objection is not valid. If you do not file a response within 21 days after the objection was served on you, your claim may be disallowed.

A hearing has been set on this matter on [date] at [time] in courtroom \_\_\_\_\_, [address].

- (d) The objecting party must serve the objection on the claimant, the claimant's counsel, the debtor, the debtor's counsel, and the trustee at least 30 days before the initial hearing date.
- (e) Unless otherwise ordered by the court or by consent of the parties, the initial hearing will be non-evidentiary and used as a scheduling conference. The parties should confer prior to the initial hearing regarding any required discovery and other issues necessary for a trial on the merits. Notwithstanding the foregoing, the failure of either party to appear at the initial hearing may result in the summary disposition of the objection. If no defense to the objection is raised, the court may adjudicate the claim at the initial hearing on affidavits filed by the objecting party. Agreed orders may be presented at the initial hearing or filed prior to the initial hearing, but must be submitted in court when the case is called or earlier. If a defense is raised, an evidentiary hearing will be scheduled at the initial hearing, unless the parties consent to an immediate hearing.
- (f) Omnibus objections to claims are permitted with prior court approval. A motion should be filed with a proposed procedure for the handling of omnibus objections.

- (g) Objections to certain claims in chapter 13 cases are governed by BLR 3015-1. Objections governed by BLR 3015-1 are not governed by this rule.