

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TENNESSEE

UNITED STATES BANKRUPTCY COURT
FILED

DEC 06 1993

In re

**DECEMBER 1, 1993 AMENDMENTS TO
FEDERAL RULES OF CIVIL PROCEDURE
INCORPORATED BY REFERENCE IN THE
FEDERAL RULES OF BANKRUPTCY
PROCEDURE**

Miscell. No. 93-2

**BANKRUPTCY JUDGES
WESTERN DISTRICT OF TENN.**

**INTERNAL OPERATING ORDER "OPTING OUT" OF CERTAIN NEW PROVISIONS CONTAINED
IN THE DECEMBER 1, 1993 AMENDMENTS TO THE FEDERAL RULES OF CIVIL PROCEDURE**

It appears to the Court that on December 1, 1993 certain amendments to the Federal Rules of Appellate, Civil, and Criminal Procedure became effective; and in accordance with statutory provisions and the Order of the Supreme Court, the pertinent provisions govern all cases and proceedings commenced after December 1, 1993, and insofar as just and practicable, all cases and proceedings then pending. See 28 U.S.C. §2074(a). It is observed that Rules 5, 16, 26, 28, 29, 30-34, 36-37, 52, and 58 of the Federal Rules of Civil Procedure that apply directly to bankruptcy cases and proceedings have been substantially amended.

It further appears to the Court that heretofore a Local Rules and Forms Revision Committee was appointed by this Court to undertake a study and make recommendations concerning possible amendments to the local bankruptcy rules and forms. Pending completion of such study and recommendations and/or further Order of the Court or specific Order of a Bankruptcy Judge of this Judicial District in a particular case or proceeding, this Court, to the extent allowable, "opts out" of the following new provisions contained in the December 1, 1993 amendments to the Rules of Civil Procedure (the so-called "mandatory-disclosure provisions") which are incorporated by reference in the Federal Rules of Bankruptcy Procedure: namely, the new provisions contained in Rule 26(a)(1-4) and (f) of the Federal Rules of Civil Procedure.

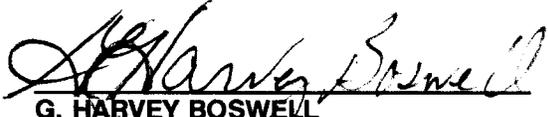
Based on the foregoing,

IT IS SO ORDERED this 6th day of December, 1993, nunc pro tunc as of December 1, 1993.


DAVID S. KENNEDY
CHIEF UNITED STATES BANKRUPTCY JUDGE


BERNICE B. DONALD
UNITED STATES BANKRUPTCY JUDGE


WILLIAM H. BROWN
UNITED STATES BANKRUPTCY JUDGE


G. HARVEY BOSWELL
UNITED STATES BANKRUPTCY JUDGE

cc: United States Trustee, Region 8