

# TNWB CLERK'S OFFICE NEWSLETTER

October 2022

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## **Chief Judge Latta's Court Hearings**

Effective October 6, 2022, Chief Judge Latta will offer in-person hearings for all calendar proceedings set for 9:30, 10:00, and 10:15 a.m. If you would prefer to appear virtually, simply notify Courtroom Deputy Debra Hayes, at (901)328-3570, no later than 4:00 p.m. on the Tuesday prior to your scheduled hearing. Ms. Hayes will provide login information for your hearing. Judge Latta asks that attorneys please continue to coordinate with one another and with the Chapter 13 Trustee's staff attorneys to resolve matters and request continuances to minimize the number of persons in the courtroom.

Judge Latta's hearing calendars may be accessed at the Court Calendars link on the court's website, [www.tnwb.uscourts.gov](http://www.tnwb.uscourts.gov), several days prior to the hearing date. **Please check the website calendar before planning to appear for a hearing.** Judge Latta reviews the matters scheduled for hearing several days in advance of the hearing and may enter a disposition at that time for uncontested matters which would negate the need for your appearance. **Matters without a disposition will be heard.**

If a Disposition has been noted on the calendar or if an Order has been entered, i.e., signed by Judge Latta and docketed to the case prior to a scheduled hearing, no appearance is required. If Judge Latta needs clarification or thinks that additional notice is needed, you will be notified to appear.

## **Reminder Regarding Motions Seeking to Modify Confirmed Plan**

The local motions you will no longer find in CM/ECF are listed below. Please be sure to notify your staff of this change.

Motion to Add Home Mortgage  
Motion to Add Home Mortgage Arrearage  
Motion to Advance Mortgage  
Motion to Cease Disbursements  
Motion to Extend Plan Payments  
Motion to Forgive Missed Payments  
Motion to Increase Assurance Payment  
Motion to Increase Payment  
Motion to Increase/Decrease Percentage

Motion to Suspend Payments  
Motion to Delete Creditor  
Motion to Pay Direct  
Motion to Reduce Payment  
Motion to Reduce Percentage Paid to Creditors  
Motion to Modify Plan Payment

The following motion events have also been retired. Please use the newer Motion to Modify Plan After Confirmation event:

Motion to Add Creditors to Plan (PLAN ONLY-Post Confirmation-No Fee Req'd) Memphis Only  
(retired 8/1/2022)

Motion for Summer Skip of Payments (retired 9/16/2022)

Please note that “pursuant to 1329” or “under 1329” are acceptable to be included in the title but are not required. However, any motion or order that does not contain Motion to Modify Plan After Confirmation or includes “f/k/a” will be rejected by the Court.

### **High-Volume Paper Notice Recipients**

Effective December 1, 2021, the Director of the Administrative Office of the United States Courts has designated any entity that has been sent 100 or more paper bankruptcy notices in a single calendar month as a high-volume paper notice recipient pursuant to Fed. R. Bankr. P. 9036(b)(2)(B) (as amended effective December 1, 2021) (the “Rule”). The threshold number of paper notices that will cause a notice recipient to be designated as a high-volume paper notice recipient pursuant to the Rule will be reviewed annually and may be adjusted once a year, effective on December 1st of each year.

Once the threshold paper notice amount is reached, the Bankruptcy Noticing Center (BNC) will notify the notice recipient that it must register for Electronic Bankruptcy Noticing (EBN) or that, if the recipient does not register within 45 days of the date of the notification, the BNC will establish an electronic address where the Director designates the recipient to receive its notices pursuant to the Rule.

To avoid any delays or inconvenience that may arise due to the enforcement of the Rule, high-volume paper notice recipients are encouraged to go [here](#) to register for EBN.