

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MONTANA**

In re

ADOPTION OF AMENDMENTS TO
INTERIM BANKRUPTCY RULES TO
IMPLEMENT SUBSTANTIVE AND
PROCEDURAL CHANGES MANDATED
BY THE BANKRUPTCY ABUSE
PREVENTION AND CONSUMER
PROTECTION ACT OF 2005

GENERAL ORDER NO. 2005-03

ORDER

At Butte in said District this 17th day of October, 2005.

On April 20, 2005, the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 (“the Act”) was enacted into law. Most provisions of the Act are effective on October 17, 2005. The Advisory Committee on Bankruptcy Rules prepared Interim Rules in August 2005, designed to implement the substantive and procedural changes mandated by the Act, together with subsequent amendments adopted in October 2005. The Committee on Rules of Practice and Procedure of the Judicial Conference of the United States has also approved these Interim Rules and amendments and recommends the adoption of the Interim Rules and amendments to provide

uniform procedures for implementing the Act. The general effective date of the Act has not provided sufficient time to promulgate rules after appropriate public notice and an opportunity for comment.

IT IS ORDERED that pursuant to 28 U.S.C. § 2071, Rule 83 of the Federal Rules of Civil Procedure and Rule 9029 of the Federal Rules of Bankruptcy Procedure, the Interim Rules and the subsequent October 2005 amendments to the rules and forms are adopted in their entirety without change to be effective October 17, 2005, to conform with the Act; that cases and proceedings not governed by the Act, the Federal Rules of Bankruptcy Procedure and the Montana Local Bankruptcy Rules, other than the Interim Rules, shall apply; and that the Interim Rules, amendments and official forms shall remain in effect until further order of the Court.

BY THE COURT



HON. RALPH B. KIRSCHER
U.S. Bankruptcy Judge
United States Bankruptcy Court
District of Montana