

6/24/2021

Clerk, U.S. Bankruptcy Court
District of Montana
Butte Division**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MONTANA****In Re: CHAPTER 13 CONFIRMATION
HEARINGS****GENERAL ORDER NO.
2021-4-BPH****ORDER**

In chapter 13 cases, 11 U.S.C. § 1324(b) provides:

The hearing on confirmation of the plan may be held not earlier than 20 days and not later than 45 days after the date of the meeting of creditors under section 341(a), unless the court determines that it would be in the best interests of the creditors and the estate to hold such hearing at an earlier date and there is no objection to such earlier date.

The Court construes § 1324(b) as requiring the confirmation hearing to be scheduled within a 20-45 day window, unless holding the hearing earlier than 20 days would be in the best interests of the estate and creditors and there is no objection.

July 16, 2021 is the scheduled date for the § 341(a) meeting for cases in the Great Falls division. The Great Falls division confirmation hearing date is July 23, 2021. If the confirmation hearing was held July 23, 2021, it would occur only 7 days after the § 341(a) meeting.

July 16, 2021 is the scheduled date for the § 341(a) meeting for cases in the Missoula division. The Missoula division confirmation hearing date is July 28, 2021. If the confirmation hearing was held July 28, 2021, it would occur only 11 days after the § 341(a) meeting.

Rather than delay the initial confirmation hearing to September 3 (Great Falls), and September 9 (Missoula), 2021, the best interests of the creditors and estate(s) will be better served by scheduling the Missoula and Great Falls division confirmation hearings less than 20 days after the § 341(a) meeting, on July 23 (Great Falls), and July 28, (Missoula), 2021.

IT IS HEREBY ORDERED that pursuant to § 1324(b), the Great Falls division confirmation hearings shall be held on July 23, 2021, and the Missoula division confirmation hearings shall be held July 28, 2021.

Dated June 24, 2021.

BY THE COURT:



Hon. Benjamin P. Hursh
United States Bankruptcy Court
District of Montana