

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF OHIO

FILED

2018 JUL 10 PM 3:58

IN RE: )  
)  
PROCEDURE REGARDING ) ADMINISTRATIVE ORDER NO. 18-06  
MOTIONS FOR RELIEF FROM ) JUDGE RUSS KENDIG  
STAY AND/OR ABANDONMENT )  
IN YOUNGSTOWN CHAPTER 13 )  
CASES )

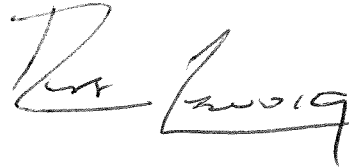
This Administrative Order supersedes and replaces Amended Administrative Order 08-03 and sets forth procedures for of motions for relief from stay and/or abandonment (“MFRS”) in chapter 13 cases filed in the United States Bankruptcy Court for the Northern District of Ohio, Eastern Division (Youngstown). The following procedure applies in administering MFRS filed on or after July 18, 2018.

1. The moving party must file the MFRS in conformance with Local Bankruptcy Rule 4001-1 and serve the MFRS with an appropriate Official Form 420A notice indicating the exact calendar date (month/day/year, not a generic number of days from receipt or service) by which objections to the MFRS must be filed and served. The deadline for objecting to the MFRS must be: (i) at least seven (7) days before the date reserved for the hearing, and (ii) not less than twenty-one (21) days after mailing the MFRS. A preliminary hearing shall be noticed in the body of the Official Form 420A. Objection and hearing dates are available on the Court’s website ([www.ohnb.uscourts.gov](http://www.ohnb.uscourts.gov)).
2. Preliminary hearings will not go forward. Absent a timely filed objection, the moving party may submit an order after the objection deadline. When an objection is filed, movant shall call the courtroom deputy, Anita Pribula, (330) 458-2478, at least two (2) days prior to the date reserved for the preliminary

hearing and obtain a final hearing date. Movant shall provide notice of the final hearing.

3. In the event this Court enters an order concerning deficiencies in the MFRS and the creditor fails to timely remedy such deficiencies, the Court may exercise its authority to prohibit the creditor from assessing against the debtor or charging the debtor's account any fees (including attorney's fees), costs, expenses or other charges associated with the MFRS or any amended MFRS.
4. This Administrative Order constitutes the Court's authority, pursuant to Federal Rule of Bankruptcy Procedure 4001(d)(2), for fixing the time in which objections may be filed and served.
5. This administrative order constitutes the Court's authority to conduct a hearing on the MFRS after expiration of the 30-day time period in 11 U.S.C. § 362. Parties who do not agree to the continuation shall file a motion for expedited hearing.

**IT IS SO ORDERED.**



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**RUSS KENDIG**  
**U.S. BANKRUPTCY JUDGE**