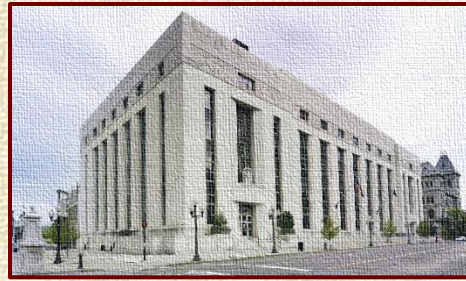


**United States
Bankruptcy Court,
NDNY
November 2024**

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Clerk's News 2024



ALBANY

James T. Foley U.S. Courthouse
445 Broadway
Albany, NY 12207

-
Clerk's Office Phone: (518) 257-1661
Clerk's Office Help Desk: (518) 257-1616



UTICA

Alexander Pirnie U.S. Courthouse
10 Broad Street
Utica, NY 13501

-
Clerk's Office Phone: (315) 793-8101
Clerk's Office Help Desk: (315) 266-1118



SYRACUSE

James M. Hanley U.S. Courthouse
100 South Clinton Street
Syracuse, NY 13261

-
Clerk's Office Phone: (315) 295-1600
Clerk's Office Help Desk: (315) 295-1618

December 1, 2024 – Changes to Local and Federal Bankruptcy Rules

By Dawn G. Simmons

On December 1, 2024, six amended Local Bankruptcy Rules go into effect. The changes were made to:

LBR 2014-2(b)(1)(B) to update the procedure for seeking *pro hac vice* admission;

LBR 3015-1(e)(2)* to reflect the increase in the amount of a tax refund a debtor may retain from \$1,500 to \$3,000;

LBR 3015-2(c) to provide the procedure for resolution of a secured creditor's outstanding objection to confirmation of a plan when an amended plan is filed and to add a comment;

LBR 5007-2 to update the procedure to reflect the current availability of audio files for most hearings and trials through PACER in all divisions;

LBR 7040-1 to update the procedure for retention and return of exhibits introduced at trial;

(article continues on next page)

Contact Information

ALBANY

U.S. Bankruptcy Court
James T. Foley U.S. Courthouse
445 Broadway, Suite 330
Albany, NY 12207

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UTICA

U.S. Bankruptcy Court
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10 Broad St.
Utica, NY 13501

Utica Clerk's Office Phone:
(315) 793-8101

Utica Clerk's Office Help Desk:
(315) 266-1118

SYRACUSE

U.S. Bankruptcy Court
James M. Hanley U.S. Courthouse
and Federal Building
100 South Clinton St. Syracuse,
NY 13261

Syracuse Clerk's Office Phone:
(315) 295-1600

Syracuse Clerk's Office Help Desk:
(315) 295-1618

Website Address:

<http://www.nynb.uscourts.gov>

LBR 9013-3(c)(30) and (31) to add to the default motion list a motion to (i) compel turnover of tangible personal property from a third party by an individual debtor (§ 542(a)) and (ii) compel filing of tax return and turnover of tax refund from the debtor by the trustee.

** The NYNB Form Chapter 13 Plan and Confirmation Order will be updated to reflect this change.*

Also on December 1, 2024, one new and five amended Federal Rules of Bankruptcy Procedure go into effect.

FRBP 1007

FRBP 1007(b)(7) is amended for substantive change in two ways. First, language is added to make the rule inapplicable to debtors who are not required to complete an instructional course concerning personal financial management as a condition to discharge. Second, the rule is amended to require an individual debtor who has completed an instructional course concerning personal financial management to file the certificate of course completion (often called a Certificate of Debtor Education) issued by the approved provider of that course in lieu of filing a Certification About a Financial Management Course (Official Form 423), if the provider has not notified the court that the debtor has completed the course. The amendment to FRBP 1007(c)(4) reflects the amendment to FRBP 1007(b)(7) as described.

FRBP 4004, 5009 and 9006

FRBP 4004(c)(1)(H) and (c)(4), 5009(b) and 9006(b)(3)(B) and (c)(2) are amended to reflect the amendment to FRBP 1007(b)(7) that replaces the requirement for submission of a statement showing that the debtor has completed a course on personal financial management with the requirement that the debtor provide the certificate of course completion issued by the approved provider of that course.

FRBP 7001

FRBP 7001(a) has been amended to create an exception for certain turnover proceedings under § 542(a) of the Code. An individual debtor may need to obtain the prompt return from a third party of tangible personal property—such as an automobile or tools of the trade—to produce income to fund a plan or to regain the use of property that may be exempted. As noted by Justice Sotomayor in her concurrence in *City of Chicago v. Fulton*, 141 S. Ct. 585, 592-95 (2021), the more formal procedures applicable to adversary proceedings can be too time-consuming in such a situation. Instead, the debtor can now proceed by motion to require turnover of such property under § 542(a), and the procedures of FRBP 9014 will apply. (*This relief may be sought on a default basis per the amendment to LBR 9013-3 (see above)*). In an appropriate case, however, FRBP 9014(c) allows the court to order that additional provisions of Part VII of the rules will apply to the matter.

FRBP 8023.1 (New)

Rule 8023.1 is new and is derived from FRAP 43 and governs substitution of parties upon death or for any other reason in appeals to the district court or bankruptcy appellate panel from a judgment, order, or decree of a bankruptcy court.

(article continues on next page)

Sites of Interest

U.S. Trustee Region 2:

<https://www.justice.gov/ust-regions-r02>

Electronic Bankruptcy Noticing:

<https://bankruptcynotices.uscourts.gov/>

Government Printing Office:

<https://www.govinfo.gov>

PACER Service Center:

<https://pacer.uscourts.gov/>

Pending Rule and Form Changes:

<https://www.uscourts.gov/rules-policies/pending-rules-and-forms-amendments>

Federal Rules and Policies:

<https://www.uscourts.gov/rules-policies>

Official Form 410 – Proof of Claim, and Director’s Form 1040 – Adversary Proceeding Cover Sheet will be amended on December 1, 2024.

Proof of Claim (Form 410). The amendment eliminates on the proof of claim form the language that restricts use of a uniform claim identifier (“UCI”) to electronic payments in Chapter 13. It would allow the UCI to be used in cases filed under all chapters of the Bankruptcy Code and for all payments whether or not electronic. Use of the UCI is entirely voluntary on the part of the creditor. The amended language allows a creditor to list a UCI on the proof of claim form in any case if it chooses to do so.

Adversary Proceeding Cover Sheet (Form 1040) is amended to bring Rule references in conformance with the standard numbering system.



Clerk’s Office Information and Tips

By Kat VanPatten and Rochelle Murine

Clerk’s Office Hours. Our public counters are open from **9:00 a.m. to 4:00 p.m.** If you need access before or after regular hours, please call us to request an accommodation. We are happy to help.

Redaction. Personal Information has no place on a public docket! We are seeing an uptick in Motions to Redact to correct inappropriate disclosure of personal identifiers. Please review your filings, including exhibits to ensure compliance with Federal Rule of Bankruptcy Procedure 9037. If you must redact a filing, refer to Local Bankruptcy Rule 9037-1 for instructions.

Identifying Part 1 Plan Treatment Selected During Plan Docketing. Creditors’ rights are impacted by the selection in Part 1 of the Local Form Plan of boxes 1.1 (valuation of collateral and interest rate), 1.2 (avoidance of lien), 1.4 (assumption or rejection of lease) and box 3.5 (surrender of collateral) in Part 3 of the Local Form Plan. While docketing Chapter 13 Plans please ensure that these selections are being made, as applicable, as it creates transparency on the docket entry.

Additional Creditors Being Added. If additional creditors need to be added to a case through Schedule(s) D, E, or F, please ensure that the correct event code is selected at Bankruptcy > Other > Amended Schedules/Mailing Matrix. Additionally, the following documents must be amended and filed: summary of assets and liabilities and certain statistical information, declaration concerning schedules, mailing matrix, and certification of a mailing matrix.

(article continues next page)

Interactive Public Calendar

By Dawn Simmons

An Interactive Public Calendar (IPC) is available on the Home Page of the Court's website on the Court/341 Meeting Calendars link and under *Judges' Information > Court/341 Meeting Calendars*. The IPC is updated via CM/ECF approximately every ten minutes and is, therefore, almost a real-time reflection of the Judge's calendar. The IPC offers on-demand viewing of current and upcoming hearings by judge and 341 meetings organized by trustee. A user may search and view calendars by judge, debtor, or case number. An attorney can search their name for a specific court hearing and 341 meetings as well as view and download custom calendars.

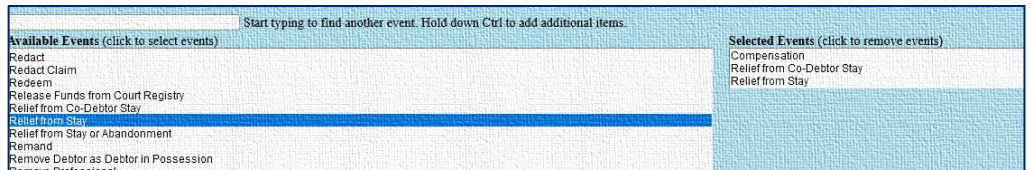
An IPC User's Guide may be found [here](#) or accessed on the Court's website via *Programs and Services > Court/341 Meeting Calendars*.

Notice of Voluntary Conversion from Chapter 12 or 13 to Chapter 7. As per Local Bankruptcy Rule 1017-3, a debtor who seeks to convert from a chapter 12 or 13 to chapter 7 need only file a Notice of Conversion signed by the debtor. A motion and/or order are not required for these specific conversions.

Notice of Voluntary Dismissal for Chapter 13. The voluntary dismissal of a chapter 13 case by a debtor requires an order. The debtor needs to file a Notice of Voluntary Dismissal and upload a proposed order via E-Orders.

Multiple Requests for Relief. When you file a pleading that contains multiple requests for relief, each type of relief (event) should be selected concurrently when the pleading is filed. A common example is a Motion for Relief from Automatic Stay with a request for Relief from Co-Debtor Stay, and fees and costs.

To select multiple events, press the CTRL key and click on (i) Relief from Stay, (2) Relief from Co-Debtor Stay, and (3) Compensation. The screen will look like this:



It is important to select all relief sought so that the Judge's calendar is accurate. If you would like assistance when filing like this for the first time, please call.

Personnel Updates from Human Resources

By Lisa Cardinal

Utica Chambers

Esteban Valtierra joined Judge Radel in August 2023, as his term law clerk. He recently extended his term for an additional year.

Dwij Patel completed his term clerkship with Judge Radel in January 2024, and began a term clerkship with Judge Cecelia Morris in the Southern District of New York Bankruptcy Court. Dwij recently joined Pashman, Stein, Walder, Hayden as an associate in the firm's Bankruptcy, Restructuring & Creditors' Rights practice group.

Brenda Robie joined Judge Radel's chambers in January 2024, as his career law clerk. Brenda transferred to the Court from the Southern District of New York Bankruptcy Court where she served as career law clerk to Judge Cecelia Morris.

(article continues next page)

Increased Debt Limit for Subchapter V Sunsets

By Cynthia Platt

When the Small Business Reorganization Act of 2019 was enacted, the debt limit for eligibility under subchapter V of chapter 11 was set at \$2,725,625. During the pandemic, Congress passed the CARES Act which increased the debt limit for eligibility to \$7.5 million for cases pending, commenced on, or after March 27, 2020. This increase was extended twice by Congress through June 21, 2024. This increase in the debt limit greatly increased the number of distressed companies and individuals that qualified for relief under subchapter V.

Due to the failure of Congress to act prior to June 21, 2024, for no clear reason, the debt limit reverted to the March 2020 limit, as adjusted under 11 U.S.C. § 104, of \$3,024,725. In a district like the Northern District of New York, where most of the businesses seeking to restructure their debts are locally owned small businesses, subchapter V provided a streamlined and relatively economical vehicle to reorganize. Subchapter V debtors can generally get to plan confirmation faster than a typical chapter 11 debtor. Many companies with debts between \$3 million and \$7.5 million cannot afford the time and expense associated with a traditional chapter 11 case. There is hope that bipartisan legislation will be passed to increase the debt limit again.

Keyashia Willis finished her term clerkship with Judge Kinsella in May 2024, and joined Barclay Damon as an associate. She concentrates her practice on commercial litigation, restructuring, creditors' rights, and bankruptcy matters.

Howard Poon joined Judge Kinsella's chambers in June 2024, as a term law clerk. Howard graduated from St. John's University School of Law in May 2024.

Clerk's Office

Judy Bazan retired from the Clerk's Office after 35 years of service. Judy worked in the Albany division and while at the court served in many capacities including intake clerk, electronic court recorder operator, procurement, and case administrator.

Trevor Goodemote joined the Clerk's Office in November 2023, as a Financial and Procurement Specialist. Trevor graduated in 2019 from the College of St. Rose with a Bachelor of Science in finance. Prior to joining the court, Trevor worked in a law firm as a claims manager.

Kate Sitcer joined the Clerk's Office in May 2024, as a Case Administrator in the Albany division. Kate holds an associate degree in criminal justice from Hudson Valley and a paralegal certificate from Boston University. Prior to joining the Court, Kate worked as a paralegal in both real estate and bankruptcy.

Lucy Villanueva joined the Albany division of the Clerk's Office in September 2024, as a Case Administrator. Lucy is a 2022 graduate of Siena College. She holds a Bachelor of Science in psychology and earned the seal of biliteracy in college for English and German. After graduating from Siena, Lucy earned a digital media certificate from Hudson Valley Community College

Awards

Each year the Court recognizes employees who reach a significant milestone anniversary in their career at the Court. This year's service award is being given to **Tasha Shariff**. Tasha is the Budget and Administrative Analyst in the Clerk's Office and will be recognized for 5-Years of service at the Court as of September 2024.

Hybrid Hearing Information

By Dawn Simmons

Personal appearances are currently permitted and encouraged in all three divisions. Telephonic appearances are permitted in the Syracuse and Albany divisions, and currently in the Utica division. On December 1, 2024, the Utica division will require appearances to be made in person or by video. See below for details particular to each Judge.

Appearances before Chief Judge Kinsella in all cases and adversary proceedings

Trials and Evidentiary Hearings will be conducted in-person at the James M. Hanley U.S. Courthouse, Syracuse, New York.

(article continues next page)

Recognition of *Pro Bono* Service Providers

October 1, 2023 to September 30, 2024

Chief Judge Wendy Kinsella, Judge Robert E. Littlefield, Jr., and Judge Patrick Radel wish to recognize and thank the members of the CNY BBA and CRBBA listed below and the students from the Bankruptcy Law Clinic at Syracuse University College of Law and their professors, Lee Woodard and Edward Fintel, for their pro bono legal services. The Judges applaud the commitment of these attorneys and law students to assisting the ever-growing unmet legal needs of low-income, vulnerable populations. During the last 12 months, these 28 individuals assisted 117 debtors who otherwise would not have been able to afford legal representation. The Court is grateful for the willingness of these attorneys and students to selflessly set aside time to give back.

Honor Roll

Andrew William Kramer
Michael Jude O'Connor
Marc S. Ehrlich
Lee E. Woodard *
Michael J. Toomey
Christian H. Dribusch
Paula M. Barbaruolo
R.P. Andrew McNee I
Kate Ernst
Edward Jack Fintel*
Peter C. Schaefer
Christiaan Van Niekerk
Kristie H. Hanson
Nancy Baum Delain
Guy J. Criscione Jr.

The notice of hearing for matters assigned to Chief Judge Kinsella must indicate that the hearing will be held in-person at the James M. Hanley U.S. Courthouse and Federal Building, 100 South Clinton Street, Syracuse, New York, and advise recipients that appearances may be made in-person at the courthouse **OR** by telephone call-in number:

315-691-0477; and Conference ID: 932081324#

Appearances before Judge Littlefield in all cases and adversary proceedings

Trials and Evidentiary Hearings will be conducted in-person at the James T. Foley U.S. Courthouse, Albany, New York.

The notice of hearing for matters assigned to Judge Littlefield must indicate that the hearing will be held at the James T. Foley U.S. Courthouse, 445 Broadway, Albany, New York, and advise recipients that appearances may be made in-person at the courthouse **OR** by telephone call-in number:

518-217-2288; and Conference ID: 939500229#

Appearances before Judge Radel in all cases and adversary proceedings

Trials and Evidentiary Hearings will be conducted in-person at the at the Alexander Pirnie U.S. Courthouse and Federal Building, 10 Broad Street, Utica, New York.

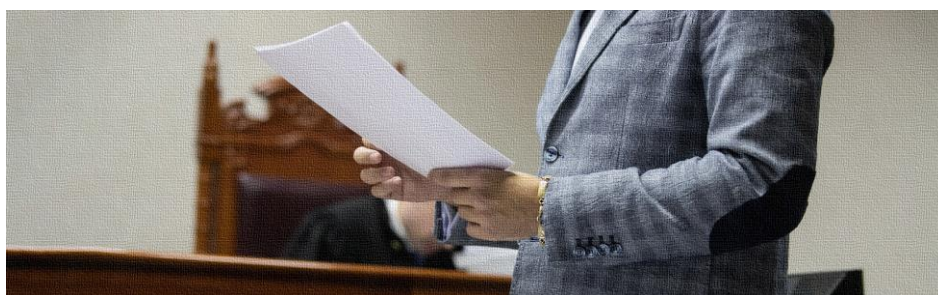
The notice of hearing for matters assigned to Judge Radel must indicate that the hearing will be held at Alexander Pirnie U.S. Courthouse and Federal Building, 10 Broad Street, Utica, New York, and advise recipients that appearances may be made in-person at the courthouse **OR**:

For hearings scheduled **PRIOR** to December 1, 2024, by telephone call-in-number:

315-691-0477; and Conference ID: 751448185#

For hearings scheduled **ON OR AFTER** December 1, 2024, by video via Teams, for which pre-registration is required by 3:00 PM one business day before the hearing.

Go to <https://www.nynb.uscourts.gov/judge/judge-patrick-g-radel> to register.



Maxsen D Champion
 Raymond P. Weiss Jr
 L. David Zube
 Brandi Burns
 Mary Lannon Fangio
 William F. Berglund
 Robert L. Katzman
 Dan P Cullen
 Craig C. Humpleby
 Samuel B. Warner
 Arlene Sanders
 Cindy Domingue-Hendrickson
 Mark H Wattenberg

*Director and Adjunct Professor,
 Syracuse University College of Law
 Bankruptcy Clinic

*Adjunct Professor, Syracuse
 University College of Law
 Bankruptcy Clinic



Annual Loss Mitigation Statistics: October 1, 2023 to September 30, 2024

By Kat VanPatten

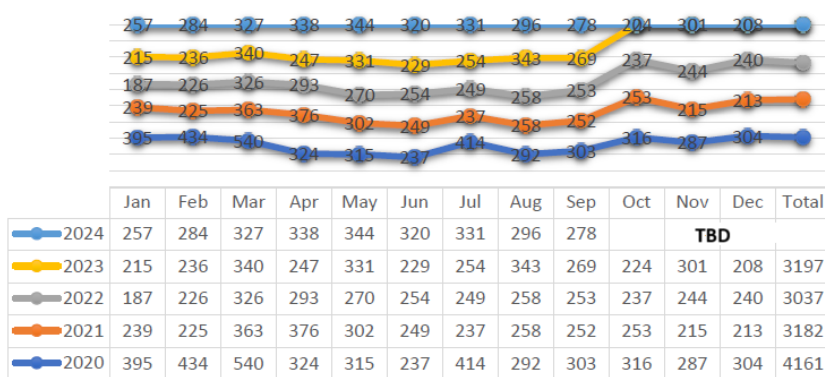
The Court's Loss Mitigation Program, which began in July 2013, continues to be an important and useful tool for debtors and creditors alike. Mortgage modifications, as a percentage of Loss Mitigation requests, averaged 65% and in the past 12 months, 64 mortgage modifications were approved.

District Wide	10/01/23- 09/30/24	10/01/22 - 09/30/23	10/01/21 - 09/30/22	10/01/20 - 09/30/21
Number of Loss Mitigation Requests Filed	98	97	110	108
Number of Loss Mitigation Proceedings Closed	92	90	111	113
Number of Loan Modifications Granted	64	64	75	86

Northern District of New York Bankruptcy Court Case Filing Statistics

By Kat VanPatten

U.S. Bankruptcy Court NDNY Case Filings by Month 2020-2024



Upcoming Court Holiday Closing Dates

Veterans Day – Monday,
November 11, 2024

Thanksgiving – Thursday,
November 28, 2024 and
Friday, November 29, 2024*

Christmas – Tuesday,
December 24, 2024* and
Wednesday, December 25, 2024

New Year's Day – Tuesday,
December 31, 2024* and
Wednesday, January 1, 2025

Martin Luther King Jr. Day –
Monday, January 20, 2025

Presidents Day – Monday,
February 17, 2025

Memorial Day – Monday,
May 26, 2025

Juneteenth National Independence
Day – Thursday, June 19, 2025

Independence Day – Friday,
July 4, 2025

Labor Day – Monday,
September 1, 2025

Columbus Day – Monday,
October 13, 2025

*Pursuant to administrative
Order 24-05

Mandatory Electronic Bankruptcy Noticing

By Cynthia Platt

Federal Rule of Bankruptcy Procedure 9036(b) allows the Clerk to send notice to or serve a paper electronically on an entity designated by the Director of the Administrative Office of the United States Courts as a “high-volume paper-notice recipient” at an address designated by the Director unless the entity has designated an address under 11 U.S.C. § 342(e) or (f). As of December 1, 2023, the number of paper notices mailed by the Bankruptcy Noticing Center (BNC) in a single calendar month that will earn an entity, including creditors, law firms, attorneys, and trustees, a “high-volume paper-notice recipient” designation is 25. This number may be reviewed annually by the Director and adjusted once a year, effective December 1 of each year.

Once the threshold number of paper notices is reached, the BNC will notify the notice recipient that it must register for Electronic Bankruptcy Noticing (EBN). The recipient will have 45 days to register for EBN. If the recipient does not timely register a preferred electronic address for noticing, the BNC will establish an electronic address where the Director designates the recipient to receive its notices. The recipient will be provided with instructions on how to access the electronic address and will then need to check that electronic address every day for new notices.

There are advantages to using the free EBN service. EBN is faster, more reliable than mail, and convenient. It also affords a creditor or law firm to list all iterations of their name and multiple mailing addresses and thereby funnel notices to one or more email addresses designated to receive the Court’s electronic notices.

The link to register for EBN is available on the Court’s website under *Programs & Services > Bankruptcy Noticing Center*.

Meet the Northern District of New York Bankruptcy Court Law Clerks

By Lisa Cardinal

Utica Chambers

Brenda Robie



Brenda started as Career Law Clerk for Judge Radel in January 2024.

Brenda transferred from the Southern District of New York where she was the Career Law Clerk for Judge Cecelia Morris from 2010-2023. She graduated from Hofstra University Maurice A. Deane School of Law in 2010, and Fordham University at Lincoln Center in 2004.

(article continues next page)

- 1) Q: What was your first job? A: My first job was working at a farm stand in NJ when I was about 14. I would sort through and restock displays of produce and act as cashier. It was a lot of fun because I worked there with other highschoolers, and we goofed around when there were no customers. We would always get in trouble for changing the radio station from the owner's Christian rock/Country station to the pop station.
- 2) Q: What book or movie have you recently read/seen and why would you recommend it? A: I recently watched the movie "American Fiction," which is a comedy about a fictional author who is upset about how race is portrayed in popular novels. One of the things that I really liked about this movie was that so much of the communication was non-verbal, which made it hard to watch the movie and look at my phone. I really liked having to pay full attention to what was happening on the screen. I actually started re-watching episodes of "My So Called Life" and found the same thing to be true. You have to watch the show to be able to figure out what is going on. It feels really nice to not have my phone on—even if I am watching a different, bigger screen.
- 3) Q: What is something you're planning on doing or would like to do in the next year that you have never done before? A: I travel a lot. I am planning a trip to Bali in January. It will be the longest I have ever been on a plane and the furthest I have ever been from home. I am looking forward to the beautiful beaches.

Esteban Valtierra



Esteban graduated from Chicago-Kent College of Law in 2023, and University of Illinois Chicago in 2018. In August 2023, Esteban started his Term Law Clerkship with Judge Radel.

- 1) Q: What was your first job? A: When I was about 16, I was hired as a paperboy for the Chicago Daily Law Bulletin (lawyers needed their news lol)
- 2) Q: What book or movie have you recently read/seen and why would you recommend it? A: I started re-watching Breaking Bad. Never underestimate anyone.
- 3) Q: What is something you're planning on doing or would like to do in the next year that you have never done before? A: I am planning to run the 2025 Boilermaker Road Race in Utica!

(article continues next page)

Syracuse Chambers**Kelly Griffith**

Kelly started as a Career Law Clerk for Judge Kinsella in August 2022. Prior to coming to the Court, she was Senior Counsel at Harris Beach where she worked from 2004-2022.

Kelly graduated from St. John's University School of Law in 1997 and State University of Binghamton in 1989.

1. Q: What was your first job? A: My first job was working at a family-owned men's clothing store in Cortland, NY. We sold primarily professional attire such as suits, sport coats, dress shirts, ties etc. – that was WAY before offices transitioned to “business casual”.
2. Q: What book or movie have you recently read/seen and why would you recommend it? A: I just watched “Inside Out 2” – even though it is an animated movie, it deals with anxiety – something we all experience. I think the creators did a great job of making the message very relatable.
3. Q: What is something you're planning on doing or would like to do in the next year that you have never done before? A: I would like to travel to Greece – I've been told it's a one-of-a-kind place to visit.

Howard Poon

Howard graduated from St. John's University School of Law in May 2024, and Fordham University at Lincoln Center in May 2020. In May 2024, Howard started his Term Law Clerkship with Judge Kinsella.

- 1) Q: What was your first job? A: My first real job was in college when I was an assistant lifestyle editor for a fashion magazine.

(article continues next page)

- 2) Q: What book or movie have you recently read/seen and why would you recommend it? A: [Klara and the Sun](#) by Kazuo Ishiguro is a novel I read recently that I highly enjoyed. It's a book about giving all that you can to those you love, sometimes at the expense of one's own health.
- 3) Q: What is something you're planning on doing or would like to do in the next year that you have never done before? A: [Something I'd like to do in the next year is to go camping.](#) I've never done it before, but as I'm in Syracuse, I think it'd be the perfect time to try!

Albany Chambers

Barbara Whipple



Barb started as a Career Law Clerk for Judge Littlefield in June 2020. Prior to coming to the Court, she was of counsel to Robertson, Anschutz, Schneid & Crane from 2012-2020.

Barb graduated Albany Law School in 1998, and State University of New York, Albany in 1995.

- 1) Q: What was your first job? A: [My first job was babysitting.](#)
- 2) Q: What book or movie have you recently read/seen and why would you recommend it? A: [Gone Girl](#) the movie and yes, I would recommend.
- 3) Q: What is something you're planning on doing or would like to do in the next year that you have never done before? A: [I plan on going to Yosemite and Sequoia National Parks in April 2025.](#)

Cameron Krause



Cam graduated from William & Mary Law School in May 2023, and Rutgers University in May 2020. In October 2023, he started his Term Law Clerkship with Judge Littlefield.

- 1) Q: What was your first job? A: I was an assistant counselor at my childhood summer camp.
- 2) Q: What book or movie have you recently read/seen and why would you recommend it? A: I recently read *Fools Crow* by James Welch, which offers an exciting yet sobering look into Native American life in the late 1800s
- 3) Q: What is something you're planning on doing or would like to do in the next year that you have never done before? A: I will be officiating my first wedding for two of my close friends next summer.

Civics Outreach and Education

By Kelly Griffith

Throughout the year, the Bankruptcy Judges work closely with our District Court and Magistrate Judges to host many civic and educational outreach programs in continued support of our communities. Through September 2024, our Bankruptcy Judges had presided over Naturalization Ceremonies on three separate occasions. In total, 140 new citizens took the Oath of Allegiance to the United States.

Last fall, Judge Littlefield participated in the reenactment of the historical case, *Chy Lung v. Freeman*. The reenactment of this historic court proceeding was open to the Albany community. In May, the Judges participated with District Court and Magistrate Judges in the "Voices of Democracy" program for Law Day, welcoming local high school students to our courthouses and visiting them at high schools throughout the Northern District. They presented at various programs at law schools and universities where they discussed their pathways to the bench, their professional lives prior to being appointed as federal judges and issues they have encountered in those roles. These discussions exposed numerous law school and undergraduate students, both domestic and international, to Bankruptcy and Federal Court practice. The Judges were also actively involved with the local K-12 schools and hosted many events that showcase for students the various career opportunities available throughout the federal system. In addition, Judge Radel served as a high school mock trial coach and welcomed over 200 students from Perry Jr. High School to the trial of the Big Bad Wolf for the alleged arson of the three Little Pigs' houses. Judge Kinsella hosted a chambers' visit for the students from Syracuse University College of Law's Bankruptcy Clinic and their professor, and Judge Radel spoke with students at the school's JD Interactive program. Planning is already underway to continue with these programs throughout the remainder of 2024 and 2025.

The Bankruptcy Judges also participated in panels designed to educate members of the bar on various bankruptcy topics. In May, Judges Kinsella and Radel spoke at the Western District of New York bankruptcy conference. Judge Littlefield spoke on a Judges' panel at Albany Law School and presented at a NYS Bar Association program on bankruptcy. Judge Radel participated in a "Meet the Judges of NDNY" panel and presented the Annual Supreme Court and Second Circuit case law update for the Central New York Bankruptcy Bar Association. Judges Littlefield and Radel will participate in the Capital Region and Central New York Bankruptcy Bar Associations' 28th Annual Conference where they will be joined by their colleagues, Bankruptcy Judges Heather Cooper of Vermont and Kyu (Mike) Paek from the Southern District of New York.



Big Bad Wolf on Trial, May 30, 2024

Recall Status of Hon Robert E. Littlefield, Jr.

By Cynthia A. Platt

Although the Hon. Robert E. Littlefield, Jr. retired eight years ago on September 30, 2016, he has remained on the bench as a recall judge. Notwithstanding his recall designation, Judge Littlefield continued in his role as the Albany division judge with a full caseload. Judge Littlefield recently requested that the Judicial Council of the Second Circuit Court of Appeals approve a fifth recall term for a one-year period. Judge Littlefield also advised the Judicial Council that this will be his last term. The Judicial Council approved Judge Littlefield's request and extended his recall status for a one-year final term to run October 1, 2024 – September 30, 2025. When Judge Littlefield leaves the bench next September, he will have served the Bankruptcy Court for the Northern District of New York for over 30 years, making him the longest serving bankruptcy judge in the Northern District.

Transcript Rates as of October 1, 2024

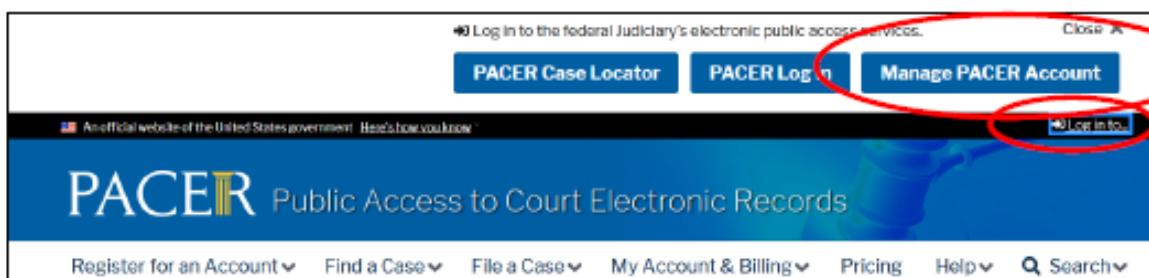
Written transcripts are prepared within the Judicial Conference's guidelines on page format, page rates, and delivery schedules. The maximum per page transcript rates increased as of October 1, 2024. The chart below sets forth the new rates. Instructions on how to obtain a transcript of a court proceeding are available on the Court's website via *For Attorneys > Transcript Information*.

TRANSCRIPTS	ORIGINAL	FIRST COPY TO EACH PARTY	EACH ADDITIONAL COPY TO THE SAME PARTY
30-Day Transcript (Ordinary) A transcript to be delivered within 30 calendar days after receipt of an order	\$4.40	\$1.10	\$.75
14-Day Transcript A transcript to be delivered within 14 calendar days after receipt of an order.	\$5.10	\$1.10	\$1.10
7-Day Transcript (Expedited) A transcript to be delivered within seven calendar days after receipt of an order.	\$5.85	\$1.10	\$.75
3-Day Transcript A transcript to be delivered within three calendar days after receipt of an order	\$6.55	\$1.30	\$.90
Next-Day Transcript (Daily) A transcript to be delivered on the calendar day following receipt of the order (regardless of whether that calendar day is a weekend or holiday), prior to the normal opening hour of the clerk's office.	\$7.30	\$1.45	\$1.10
2-Hour Transcript (Hourly) A transcript of proceedings to be delivered within two hours from receipt of the order.	\$8.70	\$1.45	\$1.10
Realtime Transcript* A draft unedited transcript produced by a certified realtime reporter as a byproduct of realtime to be delivered electronically during proceedings or immediately following receipt of the order. <i>*Not currently available for Bankruptcy Court proceedings, which are electronically recorded.</i>	One feed, \$3.70 per page; two-to-four feeds, \$2.55 per page; five or more feeds, \$1.80 per page. Orders placed on or before the day of the proceeding will be batched together for purposes of determining the number of feeds; subsequent orders will be charged at the lowest page rate assessed on the previous orders.	N/A	N/A

United States Bankruptcy Court, Northern District of New York
"How To" change or update your Bankruptcy CM/ECF Account (NextGen Edition)

Rule: Use PACER to change or update your personal account information.
Exception: Use CM/ECF > *Maintain User Account* to add or modify the *secondary* e-mail address.

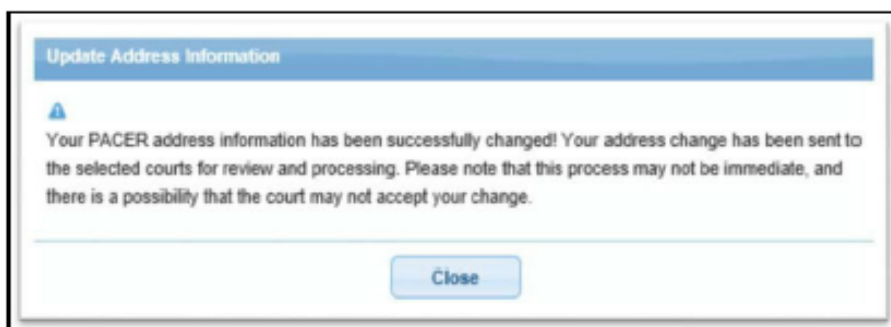
- Go to PACER (www.pacer.uscourts.gov)
- In the upper right corner, click on: "Log in to..." or "Menu"
- Click on: **Manage PACER Account**
- Log-in to PACER



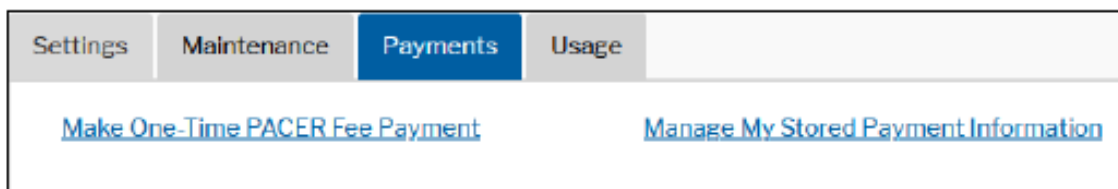
Choose from these four tabs:

- Settings
- Maintenance
- Payments
- Usage

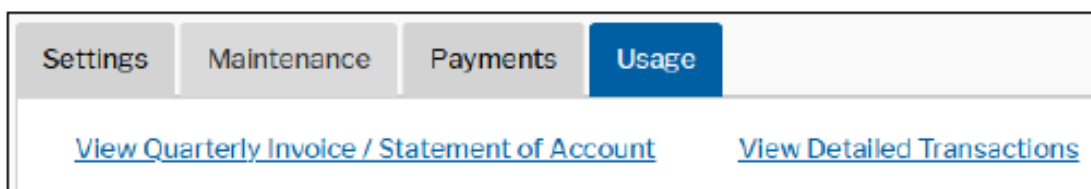
Once the submission is made, you will see the following message:



Payments Tab: Use this tab to make a one-time PACER payment or change your stored credit card information.



Usage Tab: From this tab, you may view your PACER statement or transaction report.

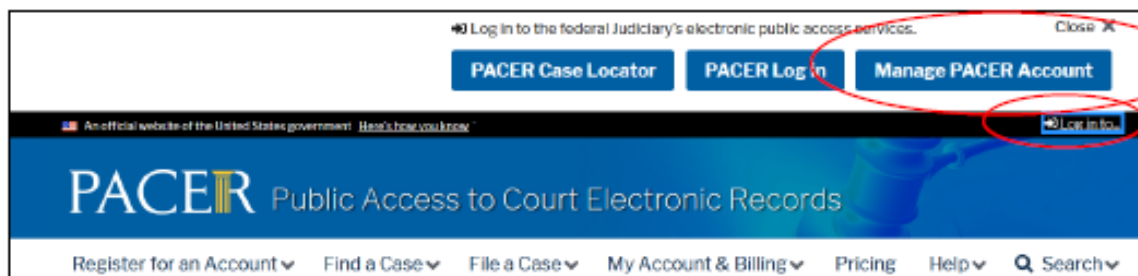


United States Bankruptcy Court, Northern District of New York

“How To” Apply for Attorney E-Filing Registration

Rule: Use PACER to apply to courts, change or update your personal account information.

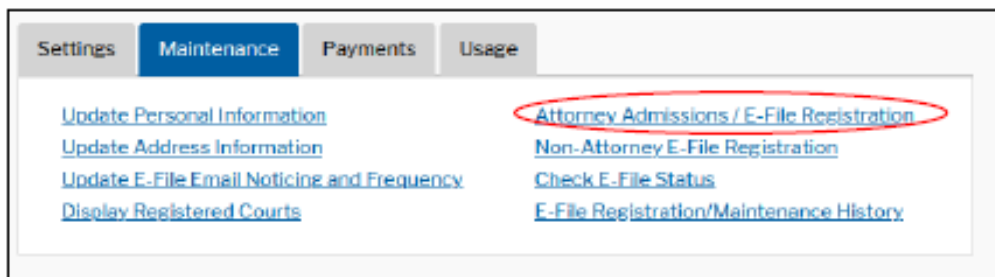
- Go to PACER (www.pacer.uscourts.gov)
- In the upper right corner, click on: “Log in to...” or “Menu”
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Choose from these four tabs:

- Settings
- Maintenance
- Payments
- Usage

Choose **Maintenance Tab**: Select Attorney Admission/E-File Registration



Settings Maintenance Payments Usage

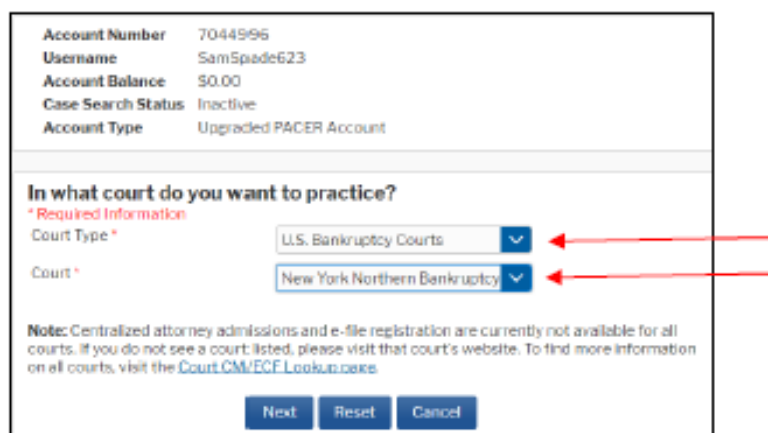
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[Display Registered Courts](#)
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Select **U.S. Bankruptcy** Courts from the *Court Type* dropdown, and **New York Northern Bankruptcy** from the Court dropdown



Account Number 7044996
Username SamSpade623
Account Balance \$0.00
Case Search Status Inactive
Account Type Upgraded PACER Account

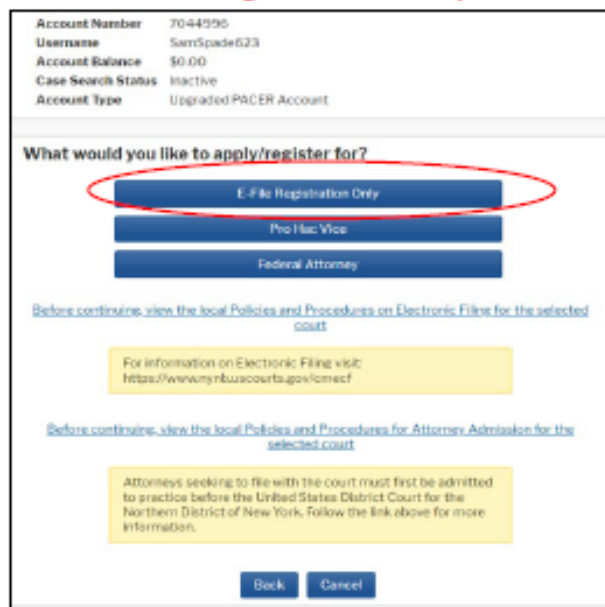
In what court do you want to practice?
* Required Information

Court Type * 

Court * 

Note: Centralized attorney admissions and e-file registration are currently not available for all courts. If you do not see a court listed, please visit that court's website. To find more information on all courts, visit the [Court CM/ECF Lookup page](#).

Select **E-File Registration Only**



Account Number 7044996
Username SamSpade623
Account Balance \$0.00
Case Search Status Inactive
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What would you like to apply/register for?

[Before continuing, view the local Policies and Procedures on Electronic Filing for the selected court.](#)

For information on Electronic Filing visit:
<https://www.nydccourts.gov/cmecf>

[Before continuing, view the local Policies and Procedures for Attorney Admission for the selected court.](#)

Attorneys seeking to file with the court must first be admitted to practice before the United States District Court for the Northern District of New York. Follow the link above for more information.

Complete all required sections of E-File Registration and Submit. Once submission is made, you will see the following message:

