

## FILED

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J. BARRY DUNFORD, CLERK UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF LOUISIANA

## UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF LOUISIANA LAFAYETTE-OPELOUSAS AND LAKE CHARLES DIVISIONS

99MC-5001

GENERAL ORDER REGARDING THE COMMENCEMENT
OF THE 60 DAY PERIOD FOR FILING COMPLAINTS
TO DISCHARGE AND DISCHARGEABILITY

Rules 4004 and 4007, Federal Rules of Bankruptcy Procedure, provide that the deadline for filing complaints objecting to the debtor's discharge or to determine dischargeability of a debt is 60 days following the date first set for the meeting of creditors held pursuant to 11 U.S.C. § 341. In those cases where the § 341 meeting is not held when first scheduled, the court concludes that the commencement date provided by Rules 4404 and 4007 should be automatically extended to the date when the debtor actually attends such meeting.

Accordingly,

IT IS HEREBY ORDERED that the 60 day period for filing complaints (a) objecting to the debtor's discharge under 11 U.S.C. § 727(a), or (b) seeking a determination of the dischargeability of a debt under 11 U.S.C. § 523(c), shall commence upon the debtor's actual attendance at the § 341 meeting of creditors, provided that, in the event the debtor does not attend such meeting and such absence is excused by the court, such period shall commence upon the entry of an order excusing the debtor's appearance at the § 341 meeting;

IT IS FURTHER ORDERED that this General Order shall apply to all cases filed on and after March 1, 1999.

THUS DONE AND SIGNED in Chambers, at Opelousas, Louisiana, this 8th day of February, 1999.

Gerald H. Schiff

United States Bankruptcy Judge

ATTEST: A TRUE COPY

DATE: 0 8 FEB 1999 CLERK OF COURT

Deputy Clerk, U.S. Bankruptcy Court WESTERN DISTRICT OF LOUISIANA