

## Rule 1015 - 1

### Joint Administration/Consolidation

#### (a) Joint Cases

- (1) The estates of debtor spouses filing a joint petition shall be jointly administered unless at or before the Meeting of Creditors the trustee or other party in interest objects.
- ~~(2) A debtor in a joint case desiring that the case be divided shall file a motion, with ten (10) days notice and hearing to a non-joining debtor, attorney for the debtor and the trustee. The motion shall be accompanied by the requisite fee and affidavit or unsworn statement under penalty of perjury supporting the motion and describing the effect on the administration of either of the cases or estates that the granting of the motion would likely have.~~

*Note: Paragraph (2) of this rule would be relocated to new proposed local 1017-4 concerning dividing joint cases.*

#### (b) Non-Joint Related Cases

- (1) A motion for an order that two or more cases be jointly administered or consolidated shall be on twenty (20) days notice and hearing to the case trustee, Debtor in Possession, United States trustee and any entity that filed a request to receive notices.
- (2) The motion shall include an affidavit or unsworn statement under penalty of perjury supporting the motion and describing the effect the granting of the motion will have on any of the cases to be jointly administered or consolidated.
- (3) The motion shall include a statement as to which case is to be designated as the lead case. Except for proofs of claim, transfers of claims, objections to proofs of claim and responses, all documents filed in a jointly administered or consolidated case shall be filed in the lead case, however, reference in the caption shall be made to the non-lead case or cases. Proofs of Claim, transfer of claims, objections to proofs of claim and responses are to be filed in the case in which the claim arose.
- (4) The moving party shall provide notice in the manner required by FRBP 2002 of an order of joint administration or consolidation to the Master Mailing List (MML) promptly upon its entry. The notice shall include the requirements set out in subparagraph (b)(3) above.

## **Related Provisions**

FRBP 1015

FRBP 3001

Consolidation or Joint Administration

Proof of Claim

LBR 1017-1

LBR 1017-2

LBR 1017-3

[LBR 1017-4](#)

LBR 2002-1(d)(2)

Conversion or Dismissal of Joint Cases

Conversion of Chapter 11 Case to Chapter 12 or Chapter 13 Case

Conversion of Chapter 11 Case

[Dividing of Joint Cases](#)

Notice in non-lead Consolidated or Joint Administration Cases

11 USC 302

Joint Cases

**LBR 1015 - 1**

**SEPTEMBER 1, 2007**