

JUDGE GROSSMAN'S PROCEDURES

Procedures for obtaining hearing dates and filing motions

All matters: Hearing dates may be requested by emailing the courtroom deputy at REG_Hearings@nyeb.uscourts.gov. The courtroom deputy will email a response to confirm the date and time for the scheduled hearing.

Final meeting. Unless the Court directs otherwise, the Court will excuse the appearance of chapter 7 trustees and their retained professionals at the final meeting of creditors if neither the trustee nor any of the professionals is requesting compensation, including commissions or fees and expenses, in excess of \$10,000.00. If an objection to such a motion is timely filed, or if the Court so directs, the trustee and/or his counsel shall attend the hearing. If a party fails to interpose a timely objection, but appears at the final meeting of creditors, then the Court may adjourn the matter to a new hearing date and require an appearance.

Motions to sell the estate's interest in a motor vehicle. Unless the Court directs otherwise, the Court will excuse the appearance of chapter 7 trustees and their counsel at hearings on motions by the chapter 7 trustee to sell the estate's interest in a motor vehicle. If an objection to such a motion is timely filed, or if the Court so directs, the chapter 7 trustee and/or his counsel shall attend the hearing. If a party fails to interpose a timely objection, but appears at the hearing to object and the chapter 7 trustee or his counsel are not present, the Court may adjourn the matter to a

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new hearing date and require an appearance.

Motions must be filed at least two weeks prior to the hearing date to ensure that the matter is included in the calendar.

Chapter 13 confirmation hearings generally will be held on the first and third Thursday of each month at 9:30 a.m. The following chapter 13 motions will be heard on the first and third Thursday of each month at 11:00 a.m.: (a) motions to dismiss by the chapter 13 trustee, (b) motions to refinance or sell real property, (c) motions to modify a plan postconfirmation, (d) motions to vacate an order of dismissal, and (e) motions to incur debt. All other chapter 13 motions, including but not limited to, motions for relief from stay and claim objections, will be heard on a regular Monday or Wednesday morning calendar.

Emergency motions and orders to show cause: The moving party must contact the courtroom deputy by phone at 631-712-6276 prior to filing any emergency motion or proposed order to show cause.

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<p>Policies regarding chambers copies</p>	<p>Chambers copies will not be required after June 1, 2009 for motions scheduled for a hearing in chapter 7 or chapter 13 cases, provided that the motion papers, including affidavits and exhibits, total fewer than 50 pages. Chambers copies will continue to be required for all motions made in chapter 11 cases, and for memoranda of law filed in all cases.</p>
<p>Procedures for seeking an adjournment</p>	<p>Calendared matters may be adjourned by the moving party by calling the courtroom deputy at 631-712-6276 or by email at REG_Hearings@nyeb.uscourts.gov only if (i) all parties have been advised of and consent to the adjournment, (ii) the matter has not been previously adjourned, and (iii) the adjournment is requested no later than two business days before the scheduled calendar event. An appearance is required whenever a party is unable to satisfy these requirements. No telephone requests for an adjournment will be accepted on the day of the hearing. If the requested adjournment is granted, a follow-up letter must be filed with the Court docket and served on all parties in interest.</p>

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<p>Procedures for requesting telephone appearances</p>	<p>A party, other than the moving party, may appear by phone if they make arrangements with the Conference Call Service (1-800-778-6338), and notify the courtroom deputy by phone at 631-712-6276 at least 48 hours prior to the hearing. The moving party may not appear by phone. If a party appears by phone, the hearing will automatically be rescheduled to begin no earlier than 10:00 a.m. (if a Chapter 7 or Chapter 13 motion), and 2:00 p.m. (if a Chapter 11 motion). Because of the change in time of the hearing, the party who wishes to appear by phone is responsible for notifying the Court and all other necessary parties to advise them of the change of time and to obtain their consent. If the party wishing to appear by phone is unable to obtain the consent of the other parties to change the time of the hearing, the party cannot utilize the Conference Call Service but must appear in person.</p>
<p>Procedures for requesting video appearances</p>	<p>To arrange for a video appearance from the Conrad B. Duberstein United States Bankruptcy Courthouse, call the courtroom deputy at 631-712-6276, at least five days in advance of the hearing.</p>
<p>Procedures for submission of proposed orders</p>	<p>Proposed orders should be submitted in Word or WordPerfect format and may be transmitted electronically to REGOrders@nyeb.uscourts.gov. Detailed instructions for submission of proposed orders via email are available on the Court's website.</p> <p>Proposed orders may also be submitted by</p>

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	<p>sending a hard copy of the proposed order together with a disk containing an electronic copy in Word or WordPerfect format to:</p> <p>Clerk of the Court Alfonse M. D'Amato Federal Courthouse 290 Federal Plaza Central Islip, New York 11722</p>
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<p>Policy regarding emails and letters to chambers concerning pending cases</p>	<p>Judge Grossman does not accept requests for relief in pending cases via email or letter.</p>
<p>Policy regarding monthly compensation requests</p>	<p>Judge Grossman will entertain requests for monthly compensation in appropriate cases. Requests should be made in accordance with General Order No. 538, which is available on the Court's website.</p>