

1 UNITED STATES BANKRUPTCY COURT
2 DISTRICT OF NEVADA

EFFECTIVE
December 1, 2022

3 * * * * *

4
5 In re:

6 **FEDERAL RULE CHANGES ON**
7 **DECEMBER 1, 2022 TO SUPERSEDE**
8 **ADMINISTRATIVE ORDER 2020-01**

9 } **ADMINISTRATIVE ORDER 2022-06**

10 On August 23, 2019, the President signed into law the Small Business Reorganization Act
11 of 2019 (“SBRA”), which created a new subchapter V of chapter 11 for the reorganization of small
12 business debtors.

13 Upon recommendation of the Judicial Conference Committee on Rules of Practice and
14 Procedure, on December 16, 2019, the Executive Committee, acting on an expedited basis on
15 behalf of the Judicial Conference, authorized distribution of interim rules and forms to the courts
16 so they could be adopted locally prior to the February 19, 2020, effective date of the SBRA.

17 On February 19, 2020, this Court issued Administrative Order 2020-01 adopting Interim
18 Rules relating to the SBRA, including interim FED. R. BANKR. P. 1020.

19 On June 21, 2022, the Bankruptcy Threshold Adjustment and Technical Corrections
20 Act (“Corrections Act”) was signed into law, temporarily amending various provisions of the
21 Bankruptcy Code for a two-year period. Among other things, the Corrections Act reinstated
22 the definition of the term “debtor” under the Coronavirus Aid, Relief, and Economic Security Act,
23 as applicable to cases filed under subchapter V of chapter 11 of the Bankruptcy Code. The Court
24 issued Administrative Order 2022-04 in order to adopt amended interim FED. R. BANKR. P. 1020,
25 as was necessary to implement the terms of the Corrections Act.
26
27
28

1 The Judicial Conference of the United States at its March 16, 2021 and September 28, 2021
2 sessions approved all the proposed amendments and the proposed new rules of Federal Bankruptcy
3 Procedure, including amendments related to the SBRA.


4 Pursuant to 28 U.S.C. §§ 2074, 2075, and in the absence of Congressional action, the
5 amended and new rules will take effect on December 1, 2022.

6
7 **IT IS THEREFORE ORDERED** that pursuant to 28 U.S.C. § 2071, FED. R. CIV. P. 83,
8 and FED. R. BANKR. P. 9029, Administrative Order 2020-01 is **SUPERSEDED** by the Federal
9 Rules changes described herein effective December 1, 2022.

10 **IT IS FURTHER ORDERED** that Administrative Order 2022-04, which adopted
11 amended interim FED. R. BANKR. P. 1020 as necessary to implement the Corrections Act, remains
12 in effect absent further order of the Court.

13
14 **IT IS SO ORDERED.**

15
16 Dated this 1st day of December 2022.

17
18
19 
20 _____
21 August B. Landis, Chief Judge
22 United States Bankruptcy Court
23 District of Nevada
24
25
26
27
28