

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA**

**PUBLIC NOTICE**

**AMENDMENTS TO THE FEDERAL RULES OF PRACTICE AND PROCEDURE**

Congress has taken no action on the proposed amendments to the Federal Rules of Appellate, Bankruptcy, Civil, and Criminal Procedure adopted by the Supreme Court and transmitted to Congress on April 11, 2022. Under the Rules Enabling Act, 28 U.S.C. §§ 2071-75, the following take effect on December 1, 2022:

Federal Rules of Appellate Procedure

- Rule 25 Filing and Service
- Rule 42 Voluntary Dismissal

Federal Rules of Bankruptcy Procedure

- Rule 1007 Lists, Schedules, Statements, and Other Documents; Time Limits
- Rule 1020 Chapter 11 Reorganization Case for Small Business Debtors
- Rule 2009 Trustees for Estates When Joint Administration Ordered
- Rule 2012 Substitution of Trustee or Successor Trustee; Accounting
- Rule 2015 Duty to Keep Records, Make Reports, and Give Notice of Case or Change of Status
- Rule 3002 Filing Proof of Claim or Interest
- Rule 3010 Small Dividends and Payments in Cases Under Chapter 7, Subchapter V of Chapter 11, Chapter 12, and Chapter 13
- Rule 3011 Unclaimed Funds in Cases Under Chapter 7, Subchapter V of Chapter 11, Chapter 12, and Chapter 13
- Rule 3014 Election Under § 1111(b) by Secured Creditor in Chapter 9 Municipality or Chapter 11 Reorganization Case
- Rule 3016 Filing of Plan and Disclosure Statement in a Chapter 9 Municipality or Chapter 11 Reorganization Case
- Rule 3017.1 Court Consideration of Disclosure Statement in a Small Business Case or in a Case Under Subchapter V of Chapter 11
- Rule 3017.2 Fixing of Dates by the Court in Subchapter V Cases in Which There Is No Disclosure Statement
- Rule 3018 Acceptance or Rejection of Plan in a Chapter 9 Municipality or a Chapter 11 Reorganization Case

- Rule 3019 Modification of Accepted Plan in a Chapter 9 Municipality or a Chapter 11 Reorganization Case
- Rule 5005 Filing and Transmittal of Papers
- Rule 7004 Process; Service of Summons, Complaint
- Rule 8023 Voluntary Dismissal

### Federal Rules of Civil Procedure

- Rule 7.1 Disclosure Statement

### *Supplemental Rules for Social Security Review Actions Under 42 U.S.C. § 405(g)*

- Rule 1 Review of Social Security Decisions Under 42 U.S.C. § 405(g)
- Rule 2 Complaint
- Rule 3 Service
- Rule 4 Answer; Motions; Time
- Rule 5 Presenting the Action for Decision
- Rule 6 Plaintiff's Brief
- Rule 7 Commissioner's Brief
- Rule 8 Reply Brief

### Federal Rules of Criminal Procedure

- Rule 16 Discovery and Inspection

Under 28 U.S.C. §§ 2074(a) and 2075, and the Supreme Court orders dated April 11, 2022, the amendments govern all proceedings commenced on or after December 1, 2022, and all proceedings then pending “insofar as just and practicable.” Links to the text of the amended rules, and the accompanying committee notes—along with extensive supporting documentation related to their adoption—are posted on the [Current Rules](#) page of the Judiciary’s website.

In addition, three amended official bankruptcy forms became effective on December 1, 2022. As approved by the Judicial Conference, amendments to official bankruptcy forms govern all proceedings in bankruptcy cases thereafter commenced and, insofar as just and practicable, all proceedings then pending. The forms are posted on the [Bankruptcy Forms](#) page of the Judiciary’s website.

Official Bankruptcy Forms

Official Form 101 Voluntary Petition for Individuals Filing for Bankruptcy Official  
Form 309E1 Notice of Chapter 11 Bankruptcy Case (For Individuals or  
Joint Debtors)

Official Form 309E2 Notice of Chapter 11 Bankruptcy Case (For Individuals or  
Joint Debtors under Subchapter V).

William C. Redden  
Clerk of Court

Date: December 1, 2022