

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

**PUBLIC NOTICE**

**PENDING CHANGES TO THE OFFICIAL AND DIRECTOR'S BANKRUPTCY FORMS  
SMALL BUSINESS REORGANIZATION ACT OF 2019; MANDATORY USE OF OFFICIAL  
BANKRUPTCY FORM 425A BY CHAPTER 11 SUBCHAPTER V DEBTORS**

Several Official Bankruptcy and Director's forms changes are due to take effect February 19, 2020, resulting from the August 23, 2019, enactment in law of the Small Business Reorganization Act of 2019, (the "Act") P. L. No. 116-54.

The Judicial Conference Advisory Committee on Bankruptcy Rules recommended needed conforming changes to various Official Bankruptcy and Director's forms to implement the Act's substantive and procedural requirements. These forms are: Official Forms 101, 201, 309E (renumbered 309E1), 309F (renumbered 309F1), 314, 315, and 425A. The Advisory Committee further recommended the creation of new Official Bankruptcy forms 309E2 and 309F2. The Judicial Conference Committee on Rules of Practice and Procedure has since agreed to the Advisory Committee's recommendations. See the [Pending Changes in the Bankruptcy Forms](#) page accessible on [uscourts.gov](http://uscourts.gov), which provides links to the forms and to their accompanying Committee Notes. The Director's Form 2000 does not have an accompanying Committee note. The one change to the form is described in the above-linked Forms page.

Effective February 19, 2020, Official Bankruptcy Form 425A must be used by chapter 11 subchapter V debtors consistent with the requirements set forth in that subchapter, the Interim Rules adopted by the Court pursuant to the Court's Standing Order No. 20-2, and pursuant to the Court's Standing Order No. 20-3, wherein the Court adopted Interim Procedures. These standing orders are accessible on the Court's internet web site at <https://www.vaeb.uscourts.gov/> under the Virginia Eastern News header, as is this Public Notice. Since Official Bankruptcy Form 425A is designed for use by chapter 11 small business debtors and those debtors eligible to proceed under subchapter V of chapter 11, debtors electing to proceed under subchapter V of chapter 11 must adapt the form to meet their needs consistent with the above-noted requirements and as set forth in the form itself.

Official Form 425A is being placed on the [Court's internet web site's Forms](#) page with a proviso that the form must not be used by chapter 11 subchapter V small business debtors before February 19, 2020.

William C. Redden  
Clerk of Court

Date: February 6, 2020