

UNITED STATES BANKRUPTCY COURT

DISTRICT OF HAWAII

In re:

TRANSCRIPTS.

ADMINISTRATIVE ORDER

Dated: February 23, 2009

ORDER REGARDING TRANSCRIPTS

In order to comply with policy set by the Judicial Conference of the United States, the following policy regarding transcripts is adopted effective March 1, 2009. This order will cease to be effective upon adoption of a local rule governing the court's policy on transcripts.

- (a) **Requests for Transcripts.** A transcript of a court proceeding may be ordered by filing a request substantially conforming to the local form (Request for Transcript [hib_5077-1a1]), attached as Exhibit 1.
- (b) **Delivery of Transcript to Clerk.** The transcriber may deliver a certified copy of a transcript to the clerk in accordance with 28 U.S.C. § 753 by filing such a copy electronically in the court's Case Management/Electronic Case Files system.
- (c) **Restricted Access Period.** Unless the court orders otherwise, a transcript will not be made electronically available to the general public via the Internet until at least 90 days after the date the transcript is filed. During the 90-day restricted access period, a printed copy of the transcript may be obtained directly from the transcriber. After the 90-day period, the transcript will be available for printing for a fee at public computer terminals in the Clerk's Office, and may be viewed for a fee through the Internet using the federal judiciary's Public Access to Court Electronic Records ("PACER"). The transcript may be viewed at public computer terminals in the Clerk's Office at any time without a fee.

- (d) **Notice of Filing.** Upon the electronic filing of a transcript, the clerk will serve a notice of filing of transcript on each party noted in the transcript as making an appearance.
- (e) **Responsibility to Review.** Each party attending the hearing is responsible for reviewing the transcript for compliance with Fed. R. Bankr. P. 9037(a). A party is responsible for reviewing the following:
- (1) opening and closing statements made on the party's behalf;
 - (2) statements of the party;
 - (3) the testimony of any witnesses called by the party; and
 - (4) any other portion of the transcript as ordered by the court.
- (f) **Request for Redaction.**
- (1) ***Personal Data Identifiers.*** A party may request redaction of the information described in Fed. R. Bankr. P. 9037(a) by filing a request substantially conforming to the local form (Request for Redaction of Personal Data Identifiers [hib_5077-1f]), attached as Exhibit 2, not later than 21 days after the date of filing of the transcript.
 - (2) ***Other Information.*** A party may request redaction of additional private or sensitive information by filing a motion not later than 21 days after the date of filing of the transcript.
- (g) **Redaction by Transcriber.** If a request for redaction is timely filed under paragraph (f)(1) of this order, the transcriber must file a redacted version of the transcript not later than 28 days after the date of filing of the original transcript. If a motion is timely filed under paragraph (f)(2) of this order, the transcriber must file a redacted version of the transcript not later than 14 days after the court grants the motion. The court may extend or shorten these time periods. If a redacted version is filed, only the redacted version

will be available via the Internet. The original unredacted transcript will remain available for viewing at public computer terminals in the Clerk's Office.

(h) Use of Transcript as Exhibit. A party attaching a copy of a transcript or a portion thereof as an exhibit to another filing at any time must ensure that all personal information protected under Fed. R. Bankr. P. 9037 is redacted.

(i) Limitations. Nothing in this rule:

- (1)** creates a private right of action or a claim against the United States or any of its employees;
- (2)** changes any other rules, policies, or procedures with respect to the sealing or redaction of court records for any other purpose; or
- (3)** affects or limits the right of any party, or any other person to request a transcript on an expedited basis.



/s/ Robert J. Faris

United States Bankruptcy Judge

Dated: 02/23/2009

Filer's Name, Address, Phone, Fax, Email:



UNITED STATES BANKRUPTCY COURT
DISTRICT OF HAWAII
1132 Bishop Street, Suite 250L, Honolulu, HI 96813

Debtor:	Case No.:
Joint Debtor: (if any)	Chapter:
[If adversary proceeding, complete the information below. Use "et al." if multiple parties.] Plaintiff(s): vs. Defendant(s):	Adversary Proceeding No.:

REQUEST FOR TRANSCRIPT

[Complete a separate request for each hearing date.]

Is this request for an appeal? Yes No	Date of hearing: (one date per request)
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Matter which you wish transcribed: (title of motion, etc.)	Docket No.:
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Do you wish the entire hearing transcribed? Yes No
If you wish less than the entire hearing transcribed, clearly describe the portion which is being requested.

FEES

Transcript fees are charged per page for the number of copies and delivery time requested. You will be charged for an original transcript provided to you and any additional copies ordered. There is no charge for the copy provided to the court. Please see the maximum rates printed on the reverse side of this form. Fees must be paid directly to the transcriber. The transcriber will contact you to make payment arrangements. Delivery times commence on the date that payment arrangements are made.

	30-day rate	14-day rate	7-day rate
Number of copies requested, i.e. original + additional copies: (Do not include the copy provided to the court)			

Contact the Electronic Court Recorder Operator at (808) 522-8100 x 110 or calendar@hib.uscourts.gov for any questions concerning transcripts. Note that audio recordings of hearings are also available at \$26 for a CD or tape. Order forms are available at the court's website: <http://www.hib.uscourts.gov>.

Party requesting transcript:
[Name, address, phone, fax, email]

Dated: _____	I agree to pay all transcript fees. /s/ _____ Signature (Print name if original signature)
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MAXIMUM TRANSCRIPT RATES <i>Per Page</i> (As approved by the Judicial Conference of the United States, September, 2007)			
Type	Original	First Copy to Each Party	Each Add'l Copy to the Same Party
Ordinary Transcript A transcript to be delivered within thirty (30) calendar days after receipt of an order	3.65	.90	.60
14-Day Transcript A transcript to be delivered within fourteen (14) calendar days after receipt of an order	4.25	.90	.60
Expedited Transcript (7-Day) A transcript to be delivered within seven (7) calendar days after receipt of an order	4.85	.90	.60
Daily Transcript A transcript to be delivered following adjournment and prior to the normal opening hour of the court on the following morning whether or not it actually is a court day	6.05	1.20	.90
Hourly Transcript A transcript of proceedings ordered under unusual circumstances to be delivered within two (2) hours	7.25	1.20	.90
Realtime Transcript A draft unedited transcript produced by a certified realtime reporter as a byproduct of realtime to be delivered electronically during proceedings or immediately following adjournment	3.05	1.20	n/a

Note: Generally, only ordinary and expedited transcripts are available in the bankruptcy court.

Filer's Name, Address, Phone, Fax, Email:



**UNITED STATES BANKRUPTCY COURT
DISTRICT OF HAWAII**
1132 Bishop Street, Suite 250L, Honolulu, HI 96813

<i>Debtor:</i>	<i>Case No.:</i>
<i>Joint Debtor: (if any)</i>	<i>Chapter:</i>
<i>[If adversary proceeding, complete the information below. Use "et al." if multiple parties.] Plaintiff(s):</i>	<i>Adversary Proceeding No.:</i>
<i>vs. Defendant(s):</i>	

REQUEST FOR REDACTION OF PERSONAL DATA IDENTIFIERS

[Use this form to request redaction of personal data identifiers only. A motion is required for redaction of any additional information.]

The undersigned hereby requests redaction of personal data identifiers as indicated below.

<i>Date transcript filed:</i>	<i>Docket No.:</i>
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Transcriber:

<i>Type of Personal Data Identifier to be Redacted (pursuant to Fed. R. Bankr. P. 9037(a))</i> <i>[Check which boxes apply. Do not enter any confidential information. This form will be viewed by the public.]</i>	<i>Page(s)</i>	<i>Line(s)</i>
Full Social Security Number appears. <u>Show only last 4 digits</u> on these page(s)/line(s).		
Individual's full birth date appears. <u>Show only year of birth</u> on these page(s)/line(s).		
Minor's full name appears. <u>Show only initials</u> on the page(s)/line(s).		
Full financial account number appears. <u>Show only last 4 digits</u> on these page(s)/line(s).		

<i>Dated:</i> _____	<i>/s/</i> _____ Signature (Print name if original signature)
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