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**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF HAWAII  
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Honolulu, Hawaii 96813**

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Dec 4, 2013

**NOTICE OF PROPOSED AMENDMENTS TO LOCAL BANKRUPTCY RULES**

Two amendments to the Local Bankruptcy Rules are proposed:

Amended LBR 2016-1 - Compensation of Professionals: Subdivision (a) of the amended rule would make applicable the recently promulgated United States Trustee Program Guidelines for Reviewing Applications and Reimbursement of Expenses Filed by Attorneys in Larger Chapter 11 Cases. These guidelines would apply in chapter 11 cases with \$50 million or more in assets and \$50 million or more in liabilities, aggregated for jointly administered cases.

New LBR 3002-1 - Electronic Filing of Proof of Claim. The new rule provides that proofs of claim and certain other claim-related documents may be filed electronically using an application at the court's website. If the submission complies with all instructions and procedural requirements, the submission will have the same force and effect as if the submitting individual had signed a paper copy of the document.

The proposed amendments are attached to this notice. Any comments on the proposals should be emailed to [michael\\_dowling@hib.uscourts.gov](mailto:michael_dowling@hib.uscourts.gov) by December 20, 2013.

## **Proposed Amendment to LBR 2016-1. Compensation of Professionals.**

**(a) Application Requirements.** Unless these rules provide otherwise, an application for compensation for services or reimbursement of expenses under § 330, 331, or 503(b)(4) must include the following:

(1) the information about the applicant and the application, case status, project billing, and actual, necessary expenses as set forth in the *Guidelines for Reviewing Applications for Compensation and Reimbursement of Expenses Filed Under 11 U.S.C. § 330, 28 C.F.R. Pt. 58, App. A (“U.S. Trustee’s Guidelines”)*, ~~except that the project billing format is required only if the professional’s compensation is anticipated to exceed \$10,000;~~ contained in:

(A) Appendix A – Guidelines for Reviewing Applications for Compensation filed under 11 U.S.C. § 330 in (1) larger chapter 11 cases by those seeking compensation who are not attorneys, (2) all chapter 11 cases below the larger case thresholds, and (3) cases under other chapters of the Bankruptcy Code, (except that the project billing format is required only if the professional’s compensation is anticipated to exceed \$10,000); and

(B) Appendix B – Guidelines for Reviewing Applications for Compensation and Reimbursement of Expenses Filed under 11 U.S.C. § 330 for Attorneys in Larger Chapter 11 Cases (including Exhibits A - E).

(2) a summary sheet substantially conforming to the local form (Compensation Summary Sheet [hib\_2016-1a]);

(3) detailed time records unless the professional is an auctioneer, real estate agent, or other professional whose compensation is based on a commission percentage; and

(4) a certification by the applicant that:

(A) the applicant has reviewed the application;

(B) the amounts being requested are billed at rates no less favorable than those customarily employed by the applicant and generally accepted by the applicant’s nonbankruptcy clients; and

(C) to the best of the applicant’s knowledge, information, and belief, the application conforms to the U.S. Trustee’s Guidelines - Appendix A and Appendix B, this rule, and any order of the court, except as specifically noted in the certification.

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## **Proposed New LBR 3002-1. Electronic Filing of Proof of Claim.**

A proof of claim submitted under Bankruptcy Rule 3002 and documents submitted in compliance with Bankruptcy Rule 3002.1 may be filed electronically using the electronic proof of claim application at the court's website. Documents submitted using this system and in compliance with all instructions and procedural requirements issued by the clerk shall have the same force and effect as if the submitting individual had signed a paper copy of the document.