

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

In Re:)

ORDER IN AID OF CASE ADMINISTRATION:)
PROCEDURES FOR THE ELECTRONIC FILING)
OF PROOFS OF CLAIM)

FILED
David E. Welch

JAN - 7 2005

Clerk, U.S. Bankruptcy Court
Western District of NC//ASW

JUDGMENT ENTERED ON JAN - 7 2005

ADMINISTRATIVE ORDER DIRECTING
ELECTRONIC FILING OF PROOFS OF CLAIM

Pursuant to Federal Rule of Civil Procedure 83 and Federal Rules of Bankruptcy Procedure (FRBP) 5005(a)(2) and 9011 authorizing the Court to establish practices and procedures for the filing, signing and verification of papers and pleadings, including proofs of claim, by electronic means,

And pursuant to the prior administrative order entered by the Court on February 2, 2001 establishing such practices and procedures, the Court finds and concludes that as a natural progression in the implementation of CM/ECF, the electronic filing of proofs of claim directly with the Clerk of Court according to guidelines prepared by the Clerk is appropriate and should be required in all bankruptcy cases filed on or after January 1, 2005.

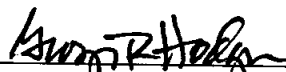
Based upon the foregoing, **IT IS HEREBY ORDERED** as follows:

1. Effective with all cases filed under all Chapters of the Bankruptcy Code **on or after January 1, 2005**, proofs of claim shall be filed by electronic means directly with the Clerk of Court according to those guidelines established and published by the Clerk.
2. When filing proofs of claim by electronic means directly with the Clerk, the claimant shall comply with the requirements of FRBP 3001(c) and (d) regarding the attachment of documentation in electronic format sufficient to establish the validity and status of the claim asserted, pursuant to the Clerk's guidelines.
3. The filing of a proof of claim by electronic means directly with the Clerk shall constitute the filing claimant's approved signature by law and the provisions of 18 U.S.C. Section 152(4) shall apply to the filing of a proof of claim under this procedure.
4. The filing of a proof of claim by electronic means in accordance with the Clerk's procedures shall constitute entry of the proof of claim pursuant to FRBP 5003.

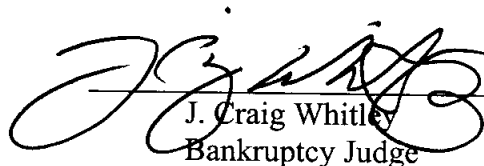
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5. Any paper "hard copy" proof of claim filed with the Clerk, or with one of the Chapter 13 trustees that has subsequently been scanned and reduced to electronic image may be destroyed at any time thereafter.

6. The Court shall monitor the implementation of the procedures for the filing of proofs of claim by electronic means directly with the Clerk and shall hereafter enter such additional orders, as it deems necessary and appropriate.



George R. Hodges
Bankruptcy Judge



J. Craig Whitley
Bankruptcy Judge