



The Docket Electric

CM/ECF Newsletter for the
Northern District of Oklahoma

Bankruptcy Court February 2009

CM/ECF IS 5 YEARS OLD

Five years on CM/ECF

Wow! Has it been that long? Five years. And CM/ECF has really come into its own. We knew there would be possibilities and problems, and we have experienced both, but I believe we have all been able to capitalize on the possibilities of electronic filing and electronic case files, both available 24 hours a day 7 days a week. Along with the hard work by employees and Judges at the Court, we realize there has been a lot of hard work on the part of attorneys, legal assistants, etc. out in the firms. It has been a pleasure working with the Bankruptcy Bar in the Northern District of Oklahoma on this project and I want to take this opportunity to thank all of you for your efforts and cooperation in making this system the best it could be. By the way, although some courts still receive up to 35% of their new case filings in paper, in the Northern District of Oklahoma every case is filed electronically (other than those filed *pro*

se). This means that cases are available on the system to all users the minute they are filed.

But, CM/ECF is never finished. The Court has a Local Modification Request process with weekly meetings to produce monthly updates to the system. Suggestions for updates and fixes come from Judges, employees, attorneys and their staffs. We welcome your comments, suggestions, wishes and complaints regarding the system. We want the system and each process to be as beneficial to you as it can be. Please call, drop by, or send us an email to tell us about your experiences on CM/ECF. On behalf of everyone in the Court, we look forward to working with you over the next five years. Send your CM/ECF email to cmecf@oknb.uscourts.gov.

Michael Williams, Bankruptcy Clerk
Northern District of Oklahoma
918-699-4040

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LINKS:

[Bill of Costs](#)
[CM/ECF Training](#)
[CM/ECF Email](#)

Bill of Costs Procedures

There is a newly posted procedure for Bill of Costs on our Internet site. It can be referenced from the main page by clicking on [Clerk's Office / Rules / Bill of Costs](#).

Included in this procedure are: a link to Official Form 263, CM/ECF filing instructions, and deadlines for filing responses and objections.



Training Opportunities

CM/ECF Training will be held at the Bankruptcy Court

1:00 pm to 4:30 pm on:

February 25, 2009

March 25, 2009

April 22, 2009

Please register online at

<http://www.oknb.uscourts.gov/cmreg/>

CM/ECF 3.2 Supported Browsers



The browsers supported by CM/ECF Version 3.2 are Internet Explorer 6 or 7 and Firefox 2.

Netscape is no longer supported by CM/ECF.

Scanned Document Legibility

We would like to remind filers to ensure the legibility of documents before filing them.

If you can't read the scanned copy prior to filing it, then we can't read it once it is filed in a case.

Filing Fees Reminder: All filing fees are due on the date of filing. If you are unable to pay the filing fee on the date of filing, you must call the Financial Department of the Clerk's Office on that day to report the reason for the non-payment and arrange other means of payment. Issues of non-payment will be referred to the Judge.

JUDGE RASURE'S POLICY REGARDING UNOPPOSED MOTIONS FOR RELIEF FROM STAY

Even in the absence of an objection, a Motion for Relief from Stay pending before Judge Rasure will not be granted unless the movant establishes a *prima facie* case for such relief. As a threshold matter, the Motion must establish that the movant has standing and is the real party in interest. If the movant requests modification of the stay in order to enforce remedies under a note and mortgage or other security instrument, the movant must establish that it is the holder of the original note and is the original mortgagee or the ultimate assignee of the mortgage or security agreement. If a copy of the original note is attached to the Motion, such note should contain all indorsements; generally, attaching a note payable to the movant, or a note indorsed to the movant or in blank will be sufficient to establish a *prima facie* case that the movant is the holder for the purposes of granting an unopposed motion. If the original noteholder has merged with another institution, a certificate of merger may be attached to the Motion. If the movant is a mortgage servicer, the Motion must establish by documentation that the noteholder has granted/assigned to the servicer the right to enforce the note and mortgage on its behalf; however, in such case, the real party in interest (the noteholder) must also be joined as a party to the Motion. See, e.g., In re Hwang, 396 B.R. 757 (Bankr. C.D. Cal. 2008); In re Hayes, 393 B.R. 259 (Bankr. D. Mass. 2008).

3.2 Event Search Options

Is searching for the appropriate event in CM/ECF a frustration for you? We would like to point out that version 3.2 added new options to search menus and events: The **Search Tab** and the **Docket Event Search**.

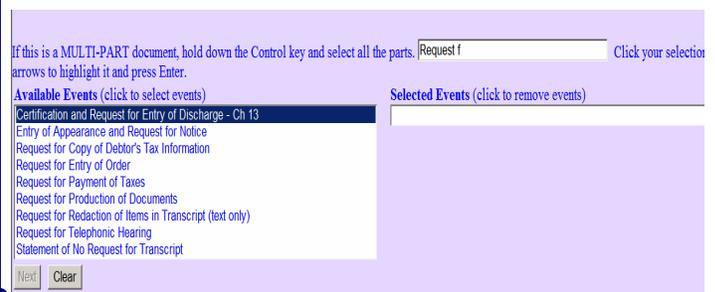
Search Tab

The search tab is located on the main blue menu bar. When a user clicks it, a small pop-up window appears for entering the text to be searched. Enter a word or phrase from the pleading title in the search box and click the magnifying-glass icon (or press the *Enter* key). The results are displayed on the screen with the search characters highlighted. Each item is a link to the corresponding menu item or event, so you can go directly to it. Only letters and numbers are searched; other characters are ignored.



Docket Event Search

When you must choose from a long list of events to docket (as in the Motions/Applications category on the Bankruptcy Events menu), it is no longer necessary to scroll through the list to find the desired event. A text box is provided above the list. Entering some characters from the event description will result in the full list being replaced by a list of just those events which match. Multiple events can be selected by holding the Ctrl key and clicking each event, and the events will appear in the "Selected Events" list.



If this is a MULTI-PART document, hold down the Control key and select all the parts. Request f Click your selection arrows to highlight it and press Enter.

Available Events (click to select events) Selected Events (click to remove events)

Certification and Request for Entry of Discharge - Ch 13	
Entry of Appearance and Request for Notice	
Request for Copy of Debtor's Tax Information	
Request for Entry of Order	
Request for Payment of Taxes	
Request for Production of Documents	
Request for Redaction of Items in Transcript (text only)	
Request for Telephonic Hearing	
Statement of No Request for Transcript	

Next Clear