

LAC MINUTES FOR MEETING ON FEBRUARY 8, 2011

Location of Meeting: Steakhouse 85, 85 Church Street, New Brunswick, NJ

Telephone Number: 732-247-8585

Attendees: Warren Martin, James Waldron, Scott Liddle, Jeanne Naughton, Frances Gambardella, Chris Gravelle, Albert Russo, Mark Hall, Mark Politan, William Mackin, Herbert Raymond, Bruce Truesdale, Robert J. Schneider (for Roberta DeAngelis & Martha Hildebrandt), Wendy Gardner, Jaimie Finberg, Honorable Kathryn C. Ferguson, Honorable Judith Wizmur.

- I. **Call to Order**—Warren J. Martin called the meeting to order.

- II. **Local Rules Subcommittee Report/Presentation of Phase 2 of compliance with Judicial Conference Guidelines, Henry Karwowski, Chair**—Henry led a discussion and update of recommendations on the Application of Guidelines for Distinguishing Between Matters Appropriate for Standing Orders and Matters for Local Rules. Copies the final versions/recommendations were previously circulated to all members of the LAC prior to the LAC meeting. The Subcommittees, led by their respective sub-chairs, examined the following areas:
 - (A) Chapter 11 Rules – Henry Karwowski
 - (B) Chapter 13 Rules – Jamie Finberg
 - (C) Miscellaneous Rules – Jeanne Naughton

- III. **Chapter 13 Sub-Committee Report – Herb Raymond, Chair**
 - (A) Proposal regarding uniform Strip-off Order to be recognized by NJ recorders and registrars. Bruce Truesdale & Herb Raymond – form order providing for discharge or mortgage or Judgment Lien once stripped off under a plan [long form motion or application] or short form; Herb favored the long; Bruce favored the short. Al Russo – pointed out how mortgage companies change. Might not need to be a discharge.

(B) Discussion regarding expressly including Chapter 13 Confirmation Orders within the seven (7) day Rule.

(C) Discussion regarding potential filing of distribution reports, prior to distribution. Noted- Often times a mass of confirmation orders submitted to the Court →you only get it once it is entered by the Court.

(D) Discussion regarding amending the form Confirmation Order to make clear that avoided liens remain extant until completion of the plan.

(E) Discussion regarding specific notice issues and ID

→non-debtor obligor is intended to receive notice even if current;

→If entirely current, but there is litigation in state court. The commencement notice contains a social security number. Argument is they need it for ID purposes; individual receives debtors' social security #→could go on line to mar the credit; should move to seal/redact

IV. Chapter 11 Sub- Committee – Mark Hall, Chair

(1) Proposal regarding Combined Plan and Disclosure Statement for small business debtors.

V. Approval of Minutes of February 8, 2011 Meeting—Warren moved to approve the minutes from last meeting.

VI. Clerk's Report - Jim Waldron reported that new filings were up.

VII. Liaison's Reports:

(A) District Court – Mike Sirota-nothing to report

(B) U.S. Trustee – Robert J. Schneider

(C) IRS - Wendy D. Gardner-nothing to report

(D) N.J. Attorney General - Ramanjit Chawla-nothing to report

(E) N.J. State Bar – Jerry Poslusny-nothing to report.

VII. New Business

VIII. Next Meeting Date—Warren and Jim to coordinate and circulate proposed dates in September/October 2011.