AO 72
(Rev. 8/82)

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NOV 26 1994
AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

IN RE: ORDER REFERRING BANKRUPTCY CASES AND PROCEEDINGS TO BANKRUPTCY JUDGES AND AUTHORIZING BANKRUPTCY APPEALS TO BE DECIDED BY THE NINTH CIRCUIT BANKRUPTCY APPELLATE PANEL	GENERAL ORDER

PART I: REFERRAL OF BANKRUPTCY CASES AND PROCEEDINGS

1.01 CASES AND PROCEEDINGS UNDER TITLE 11, UNITED STATES CODE

This court hereby refers to the bankruptcy judges of this district all cases under title 11, and all proceedings arising under title 11 or arising in or related to cases under title 11.

1.02 CASES AND PROCEEDINGS UNDER THE BANKRUPTCY ACT OF 1898

The bankruptcy judges of this district shall hear and determine cases and proceedings arising under the Bankruptcy Act of 1898, as amended, pursuant to sec. 403(a) of the Bankruptcy Reform Act of 1978.

PART II: BANKRUPTCY APPEALS

2.01 BANKRUPTCY APPELLATE PANEL

(a) Pursuant to 28 U.S.C. § 158(b)(2), this court hereby authorizes a bankruptcy appellate panel to hear and determine

appeals from judgments, orders, and decrees entered by bankruptcy judges from this district, subject to the limitations set forth in subparagraphs (b)-(d).

(b) The bankruptcy appellate panel may hear and determine only those appeals in which all parties to the appeal consent thereto pursuant to paragraph 2.02 of this order.

(c) The bankruptcy appellate panel may hear and determine appeals from final judgments, orders, and decrees entered by bankruptcy judges and, with leave of this court or the bankruptcy appellate panel, appeals from interlocutory orders and decrees entered by bankruptcy judges.

(d) The bankruptcy appellate panel may hear and determine appeals from judgments, orders, and decrees entered by bankruptcy judges after July 20, 1984, and appeals transferred to this court from the previous Ninth Circuit bankruptcy appellate panel by sec. 115(b) of The Bankruptcy Amendments and Federal Judgeship Act of 1984, P.L. 98-353. The bankruptcy appellate panel may not hear and determine appeals from judgments, orders, and decrees entered by bankruptcy judges between December 25, 1982, and July 10, 1984, under the Emergency Bankruptcy Rule of this district.

2.02 FORM AND TIME OF CONSENT

(a) The consent of a party to allow an appeal to be heard and determined by the bankruptcy appellate panel shall be in writing and shall be filed within 30 days after entry of the appeal on the docket pursuant to Rule 8007 of the Rules of Bankruptcy Procedure. This district or the bankruptcy appellate panel, however, may liberally excuse compliance with this time limit where no substantial delay or prejudice to a party will result.

(b) Consents involving appeals transferred to the district court from the previous Ninth Circuit bankruptcy appellate panel

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by sec. 115(b) of the P.L. 98-353 shall be filed with the clerk of the district court within 30 days from the effective date of this order. This district or the bankruptcy appellate panel, however, may liberally excuse compliance with this time limit where no substantial delay or prejudice to a party will result.

2.03 JURISDICTION OVER APPEAL BEFORE PARTIES CONSENT

This court shall have jurisdiction over all aspects of an appeal until each party to the appeal has filed a consent to allow the appeal to be heard and determined by the bankruptcy appellate panel.

2.04 RULES GOVERNING BANKRUPTCY APPEALS

(a) Practice in bankruptcy appeals before this court shall be governed by Part VIII of the Rules of Bankruptcy Procedure, except as provided in this order or in rules subsequently adopted by this court.

(b) Notwithstanding subparagraph (a), the time for filing appellant's, appellee's, and reply briefs shall be 40 days, 30 days, and 14 days, respectively, in lieu of the time limits specified in Rule 8009(a) of the Rules of Bankruptcy procedure, provided, however, that the district court or the bankruptcy appellate panel may shorten these time limits in appropriate cases.

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PART III: EFFECTIVE DATE

This order shall become effective immediately and supersede all previous orders of this court regarding bankruptcy cases, proceedings, and appeals.

IT IS SO ORDERED.

Dated this 26th day of November, 1984.

Chief United States District Judge

United States District Judge

United States District Judge

United States District Judge

United States District Judge