

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

NOTICE

On April 5, 2004, pursuant to 28 U.S.C. §2071(e), the judges of the United States District Court, determining that there is an immediate need, amended Local Rule of Bankruptcy 2090-1(c) to provide for the imposition of a pro hac vice admission fee in non-adversary matters, effective immediately. The court further determined that there shall be public notice and an opportunity for comment for a period of forty-five (45) days following the court's amendment of this Rule.

Those counsel wishing to comment on amended Local Rule of Bankruptcy 2090-1(c), may do so by submitting their comments in writing to Michael E. Kunz, Clerk of Court, United States Courthouse, 601 Market Street, Room 2609, Philadelphia, PA 19106, no later than close of business, Friday, May 21, 2004.

Those counsel wishing to obtain copies of the amended Rule may do so by accessing the District Court's website at <http://www.paed.uscourts.gov>. Copies may also be obtained by writing to Michael E. Kunz, Clerk of Court, United States Courthouse, 601 Market St., Room 2609, Philadelphia, PA, 19106, obtaining them in person at the Clerk's Office, or submitting a faxed request to the Clerk's Office at 215-597-6390.

FOR THE COURT:

JAMES T. GILES,
Chief Judge

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: Amendment to Local Rule of Bankruptcy 2090-1(c)

O R D E R

AND NOW, this 5th day of April, 2004, it appearing that this Court is vested with authority, pursuant to 28 U.S.C. §§2071(e), 2077 and Federal Rule of Civil Procedure 83, to promulgate Local Civil Rules not inconsistent with the Federal Rules of Civil Procedure and applicable statutes,

AND, it appearing that the judges of the court, on April 5, 2004, amended Rule 2090-1 (c) of the Local Rules of Bankruptcy Procedure to provide for the imposition of a pro hac vice admission fee in non-adversary matters,

AND, it further appearing that the judges of the court determined that there was immediate need for amending the Rule without public notice and opportunity for comment, the amendment to the Rule became effective immediately on April 5, 2004, with public notice to published in the legal publications of the nine counties which comprise the Eastern District of Pennsylvania soliciting comment for a period of forty-five (45) days following the court's amendment of the Rule, it is hereby

ORDERED that, in accordance with the approval of the judges of this Court on April 5, 2004, Rule 2090-1 (c) of the Local Rules of Bankruptcy Procedure will read as follows (with deletions crossed out and additions underlined):

"(c) Admission Pro Hac Vice. An attorney who is a member in good standing of the bar of any United States District Court or the highest court of any state or of the District of Columbia may be admitted to practice before this court in a particular case.

(i) *Adversary Proceedings.* A request for admission pro hac vice to appear in an adversary proceeding shall be made by verified application and upon motion of a member of the bar of this court and shall be accompanied by an admission fee established by the district court. The motion may be granted without hearing under L.B.R. 9014-2; however, no such admission shall be effective until such time as the fee has been paid.

(ii) *Non-Adversary Proceedings.* A request for admission pro hac vice to appear in any matter other than an adversary proceeding shall be made as set forth in subparagraph (c)(i) above, except that:

~~(A) No admissions fee is required; and
(B) The court, in its discretion, may waive the requirement of a written application and motion, and in lieu thereof may permit same to be made on the record by a member of the bar of this court.~~

the court, in its discretion, may waive the requirement of a written application and motion, and in lieu thereof may permit same to be made on the record by a member of the bar of this court; however, no such admission shall be effective until such time as the admission fee established by the district court has been paid."

Therefore, this 5th day of April 5, 2004, it is further

ORDERED that Rule 2090-1 (c) of the Local Rules of Bankruptcy Procedure is approved and adopted, effective April 5, 2004. It is further

ORDERED that notice be published in the legal publications of the nine counties which comprise the Eastern District of Pennsylvania soliciting comment for a period of forty-five (45) days following the court's amendment of the Rule, with said comments submitted to the attention of the Clerk of Court no later than close of business, Friday, May 21, 2004. It is further

ORDERED that the Clerk of Court transmit a copy of Rule 2090-1 (c) of the Local Rules of Bankruptcy Procedure to the Director of the Administrative Office of the United States Courts and the Judicial Council of the Third Circuit Court of Appeals and make said Rule available to the bar and public.

FOR THE COURT:

JAMES T. GILES,
Chief Judge