

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA

NOV 24 2014 *DA*

THERESA BUTHOD, CLERK  
United States Bankruptcy Court  
Eastern District of Oklahoma

IN RE:

AMENDMENTS TO BANKRUPTCY )  
RULES 8009 AND 8010 )  
EFFECTIVE DECEMBER 1, 2014 )

General Order No. 14-08


**ORDER REGARDING AMENDMENTS TO BANKRUPTCY RULES 8009 AND 8010  
EFFECTIVE DECEMBER 1, 2014**

On April 25, 2014, the Supreme Court approved amendments to Rules 8009 and 8010 of the Federal Rules of Bankruptcy Procedure which will take effect on December 1, 2014. As a result, the Bankruptcy Court for the Eastern District of Oklahoma ORDERS the following to accommodate these new rules:

- 1) Amended Bankruptcy Rule 8009(c) allows the filing of a Statement of the Evidence when a transcript is unavailable. This court has determined that unavailable means that the court does not have a recorded record of the proceedings.
- 2) Amended Bankruptcy Rule 8009(d) allows an Agreed Statement as the Record on Appeal instead of the Record on Appeal as defined in 8009(a) As a result, parties may file a Statement pursuant to 8009(c) or (d) only upon Motion and Order allowing such filing; and
- 3) Amended Bankruptcy Rule 8010 requires that if a party moves in the district, BAP, or court of appeals for any of the following: leave to appeal; dismissal; a stay pending appeal; approval of a supersedeas bond, or additional security on a bond or undertaking on appeal; or any other intermediate order, the bankruptcy clerk must transmit to the clerk of the court where the relief is sought any parts of the record designated by a party to the appeal or a notice that those parts are available electronically. As a result, the movant shall notify the Bankruptcy Court of the filing of any such motion, as well as the disposition of the motion to identify what records need to be transmitted by the Bankruptcy Court.

**IT IS SO ORDERED.**

Dated this 24<sup>th</sup> day of November, 2014.

  
Tom R. Cornish  
United States Bankruptcy Judge