

UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA

In re: )  
) Standing Order No. 09-05  
Filing of Pleadings and Other )  
Papers in the Electronic Filing ) REFUND OF FILING FEES PAID  
System ) ELECTRONICALLY  
)

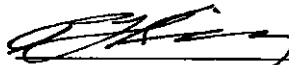
The Judicial Conference of the United States' current policy, JCUS-MAR 49, generally prohibits refunds of fees due upon filing, even if a party filed the case or the document in error or the court dismissed the case or proceeding. However, in March 2005, the Judicial Conference of the United States approved guidance for the courts regarding the refund of fees that are paid electronically. Said guidance provides: "Courts should develop procedures for addressing refunds of electronic payments; refunds should be requested by motion or application; the decision whether to refund is a judicial determination that may be delegated to the clerk, as long as procedures clearly address the types of refunds clerks may authorize; and refunds should be processed electronically, not through checks."

**THEREFORE, IT IS HEREBY ORDERED** that:

1. The Clerk of the United States Bankruptcy Court, Northern District of Iowa, or his designee, has the authority to approve refunds for fees paid electronically to the Court for monies collected by or paid to the Court either
  - a. without authority; or
  - b. in error caused by electronic systems errors.

2. In instances where the Court discovers such an error, the Clerk may automatically initiate a refund.
3. Refunds will be processed through the electronic credit card system. Refund checks will not be issued.
4. Claimants seeking a refund for other reasons (such as duplicate charges or filings in wrong cases) must file a request for a fee refund in the form of a motion to that effect. An order will be issued either granting or denying the motion.
5. In the event that a particular attorney or law firm continues to make repeated mistakes when submitting fees and repeatedly requests refunds, the Court will consider remedial action and may issue an order to show cause as to why further requests for refund should be considered.

ORDERED: 4-15-09, 2009.



---

PAUL J. KILBURG  
CHIEF BANKRUPTCY JUDGE