

UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA

In re: )  
 ) Standing Order No. 14  
Bankruptcy Abuse Prevention and )  
Consumer Protection Act of 2005 ) MOTIONS TO DISMISS RE: FAILURE TO  
 ) PROVIDE FEDERAL INCOME TAX RETURN  
 )


The Court determines that amendments to Bankruptcy Code §521, pursuant to the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, make necessary the use of a standardized procedure for entry of dismissal orders for cases in which the debtor(s) fail to timely provide requisite federal income tax returns to the trustee in a Chapter 7 or 13 case. Accordingly,

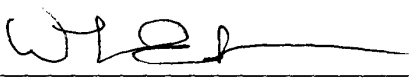
**IT IS HEREBY ORDERED**, effective October 17, 2005, that:

1. Individual debtors who are unable to fulfill their obligations under 11 U.S.C. § 521(e)2(i) shall file with the Court, not later than seven (7) days prior to the first date set for the meeting of creditors, a Motion for Exception from Dismissal. This motion shall include detailed explanation why the debtor(s) is/are unable to provide the requisite federal tax returns to the trustee as required under the Bankruptcy Code.
2. A Motion to Dismiss pursuant to 11 U.S.C. § 521(e)2(i), filed by the case trustee not earlier than 6 days prior to the first date set for the meeting of creditors, shall be granted by Order of this Court, without further notice and hearing, if the debtor(s) fails to take such action as identified in paragraph #1 of this Order. Trustees filing a Motion to Dismiss pursuant to 11 U.S.C. § 521(e)2(I) shall provide notice of said Motion to the debtor and United States Trustee.
3. Cases in which the trustee files a Motion to Dismiss pursuant to 11 U.S.C. 521(e)2(i) and a Motion for Exception from Dismissal has been timely filed by the debtor pursuant to paragraph #1 of this Order shall be set for telephonic hearing.
4. Cases in which a creditor files a Motion to Dismiss pursuant to 11 U.S.C. 521(e)2(ii) shall be set for telephonic hearing.

The Clerk of Court is directed to place a copy of this order in the Public Administrative Orders file. The Clerk also is directed to post a copy of this Administrative Order to the Court's web site so that it is available to all attorneys who are admitted to practice before this court, either as a member of the bar of the district or *pro hac vice* in a pending case.

Dated: 10/13/05

  
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PAUL J. KILBURG  
CHIEF BANKRUPTCY JUDGE

  
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WILLIAM L. EDMONDS  
BANKRUPTCY JUDGE