

## Errata – Redline Version of Local Bankruptcy Rules Effective August 2, 2010

It has come to the Court’s attention that the redline version of the new local bankruptcy rules posted on the court’s website did not exactly reflect the rules as adopted and posted. The “plain” version of the rules as adopted and posted has been correct.

The incorrect text from the redline version and the corresponding correct text from the rules as adopted and posted appear in the table below.

We apologize for the errors and any resulting inconvenience. Questions regarding this problem should be directed to Margaret Grammer Gay, senior advisor to the clerk, at 505-348-2438 or 866-291-6805, ext. 2438.

NM LBR #	Incorrect Text	Correct Text
1001-1	<b>(c) Application.</b> These rules govern all actions pending on or filed after the effective date, unless the court orders otherwise.	<b>(c) Application.</b> These rules govern all cases and adversary proceedings pending or filed on or after the effective date, unless the court orders otherwise.
1009-1	<p style="text-align: center;"><b>(b) Notice of Amendment.</b> When a debtor amends a schedule, the debtor shall file a notice of amendment which specifies the amended or new information and sets forth a brief explanation of the reason for the amendment. The notice of amendment shall conform substantially to the local form. If schedule C is amended, NM LBR 4003-1.2(a) applies.</p> <p><i>Note: Form NM LF 16 was created by the clerk for compliance with section (b) of this rule. Form NM LF 16C was created for compliance with section (b) of this rule and with NM LBR 4003-1.2 when Schedule C is amended.</i></p>	<p style="text-align: center;"><b>(b) Notice of Amendment.</b> When a debtor amends a schedule, the debtor shall file a notice of amendment which specifies the amended or new information and sets forth a brief explanation of the reason for the amendment. The notice of amendment shall conform substantially to the local form. If schedule C is amended, NM LBR 4003-1.2 applies.</p> <p><i>Note: Form NM LF 16 was created by the clerk for compliance with section (b) of this rule. Form NM LF 16C was created for compliance with section (b) of this rule and with NM LBR 4003-1.2 when Schedule C is amended.</i></p>
7026-1	<p><del>c-</del><b>(d) Non-filing of Discovery Materials Documents.</b> (†)Discovery requests, responses thereto, and certificates of service thereof, including iInterrogatories, requests for production</p>	<p style="text-align: center;"><b>(d) Filing of Discovery Documents.</b></p> <p>(1) Discovery requests and responses thereto, including</p>

	<p>or inspection of documents, requests for admission and notices of deposition, responses thereto are served upon other parties but are shall not be filed with the court except in connection with a motion to compel, for a protective order, or for discovery sanctions.</p> <p><del>(2) Notice to take a deposition or proof of service of such a notice is not filed with the clerk except when the adequacy or content of the notice is the basis for a motion, or response to a motion, relating to Bankruptcy Rule 7030 or 7031.</del></p> <p><del>(3) Deposition transcripts are not filed unless otherwise ordered.</del></p> <p><del>(4) A certificate of completion of deposition is not filed unless otherwise ordered.</del></p>	<p>interrogatories, requests for production or inspection of documents, and requests for admission, are served upon other parties but shall not be filed with the court except in connection with a motion to compel, for a protective order, or for discovery sanctions.</p> <p>(2) Certificates of service of discovery requests and responses thereto and of notices of depositions shall be filed with the court within a reasonable time after service is made.</p>
7030-1	<p><b>(a) Notice of Deposition; Notice Not Filed.</b> Counsel <del>must</del> shall confer in good faith regarding scheduling of depositions before serving notice of deposition. Service of notice of deposition in accordance with Fed. R. Bankr. P. 7030 <del>must</del> shall be made at least <del>14</del> ten calendar days before the scheduled deposition. The time for serving notice may be shortened by agreement of all parties or by court order. Notices of depositions and proof of service thereof shall not be filed, except as attachments to motions to compel or to quash.</p>	<p>(a) Notice of Deposition. Counsel shall confer in good faith regarding scheduling of depositions before serving notice of deposition. Service of notice of deposition in accordance with Fed. R. Bankr. P. 7030 shall be made at least ten days before the scheduled deposition. The time for serving notice may be shortened by agreement of all parties or by court order.</p>