

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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S. DISTRICT COURT
FILED
JAN 5 1998
S. D. N. Y.

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In the Matter of :
DISPOSITION OF ALL PENDING CASES :
UNDER THE BANKRUPTCY ACT of 1898 :
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AMENDED ORDER

Whereas, by operation of §311 of the Bankruptcy Judges, United States Trustees, and Family Farmer Act of 1986, Pub. L. No. 99-554 (hereafter the "1986 Act"), this Court was directed to withdraw the reference to the Bankruptcy Court of all cases pending under the Bankruptcy Act of 1898 (the "1898 Act"); and

Whereas, the Bankruptcy Court continues to administer and monitor the 1898 Act cases and subject them to a repetitive calendar call review (see Local Civ. Rule 27) at not more than 30-day intervals, and

Whereas, an Ad Hoc Committee of the Board of Judges designated for the purpose of complying with the 1986 Act met and reviewed the reports compiled by the Bankruptcy Court, setting forth the current status of pending Act cases, and has recommended to the Board of Judges that pending Act cases be remanded to the Bankruptcy Court for all purposes including status calls and monitoring, and

Whereas, the report of the said Committee was ratified and approved at a meeting of the Board of Judges held December 17,

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1987, it appearing that no further notice and hearing is deemed necessary, it is hereby

ORDERED, that all 1898 Act cases are remanded to the Bankruptcy Court for administration and disposition until further order of this Court, and it is further

ORDERED, that on or before March 1, 1988, the Bankruptcy Court by one or more of its Judges shall submit to the District Court a status report for all 1898 Act cases then pending, and it is further

ORDERED, that pending the March 1, 1988 report date, for those particular 1898 cases, the administration of which is delayed by failure to promptly dispose or conclude outstanding issues with the various taxing authorities, the Chief Judge of the District Court, upon receiving notice of such administrative delay, may in his discretion withdraw the reference of such case for prompt scheduling for trial or other appropriate disposition, including expedited determination in the District Court.

Dated: White Plains, New York
January 5, 1988

Charles L. Briant

Charles L. Briant
Chief Judge