

FILED

APR 4 2001

KEVIN E. O'BRIEN, CLERK
UNITED STATES
BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA

In the Matter of)	
)	
AMENDING GENERAL ORDER 59)	
RE APPLICABILITY OF INITIAL)	GENERAL ORDER 81
DISCLOSURE RULE TO ADVERSARY)	
PROCEEDINGS AND CONTESTED)	
MATTERS)	

Purpose. Since the amendments to the Federal Rules of Civil Procedure that became effective on December 1, 2000, the reference in General Order 59 to those rules "as amended effective December 1, 1993" could be interpreted to render the 2000 amendments inapplicable to adversary proceedings. To eliminate any such interpretation and to eliminate outdated references, General Order 59 is rescinded and replaced in its entirety by this Order.

General Applicability of Federal Rules. Except as otherwise provided in this Order and unless the Court otherwise directs, the Federal Rules of Civil Procedure, as they may be amended from time to time, shall apply to adversary proceedings, contested matters and contested involuntary petitions in this District to the extent made applicable by the Federal Rules of Bankruptcy Procedure. A Federal Rule of Civil Procedure that is not otherwise applicable shall not be deemed applicable simply because it is referred to in an applicable Rule.

Contested Matters and Contested Involuntary Petitions. Under the authority to "otherwise direct" in Bankruptcy Rule 9014, the following Federal Rules of Civil Procedure shall not apply in contested matters or contested involuntary petitions, unless the Court otherwise directs: Rule 26(a)(1), the first sentence of Rule 26(d), Rule 26(f) and Rule 37(g).

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IT IS SO ORDERED.

DATED this 4th day of April, 2001.



George B. Nielsen, Jr.
Chief United States Bankruptcy Judge



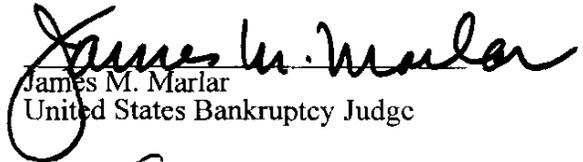
Lawrence Ollason
United States Bankruptcy Judge



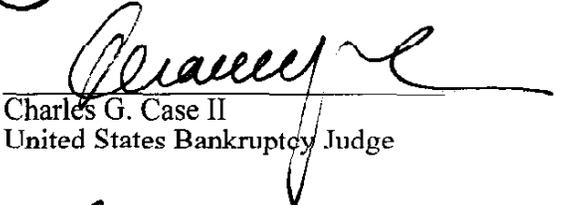
Sarah Sharer Curley
United States Bankruptcy Judge



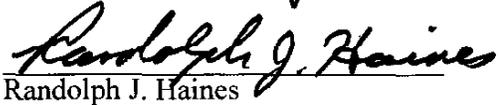
Redfield T. Baum
United States Bankruptcy Judge



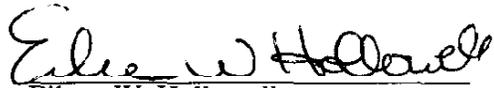
James M. Marlar
United States Bankruptcy Judge



Charles G. Case II
United States Bankruptcy Judge



Randolph J. Haines
United States Bankruptcy Judge



Eileen W. Hollowell
United States Bankruptcy Judge