

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

In Re:

PROCEDURE ORDER RE: MOTIONS
FOR SUMMARY JUDGMENT

ORDER SETTING
BRIEFING SCHEDULE

A motion for summary judgment having been filed,

IT IS HEREBY ORDERED AS FOLLOWS:

1. Both the moving and responding parties shall comply fully with the requirements of Rule 9013-1(g) of the Local Rules of Bankruptcy Procedure for the District of Arizona. This means, in part, that both parties must file separate statements of facts and memoranda of points and authorities in support of their respective positions as set forth in the Rule. A responsive memorandum shall be filed no later than thirty (30) days after service of the motion. A reply memorandum shall be filed no later than fourteen (14) days after service of a responsive memorandum.

Failure to timely file a responsive memorandum shall constitute consent to the granting of the motion. Failure to timely file a reply memorandum shall constitute grounds for the court's disregarding of the memorandum.

2. Stipulation or motions for altering the above briefing schedule shall be filed on or before the date on which the response or the reply is due.

3. Any motion or stipulation to shorten the time for hearing shall set forth a proposed altered briefing schedule.

4. A copy of this order MUST be attached to the notice of hearing for notice to be effective.

DATED: 2/15/13

/s/ Eddward P. Ballinger, Jr.
EDDWARD P. BALLINGER, JR.
U.S. BANKRUPTCY JUDGE