

**United States Bankruptcy Court  
Eastern and Western Districts of Arkansas**

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In re  
SUMMARY JUDGMENT MOTIONS

General Order No. 37

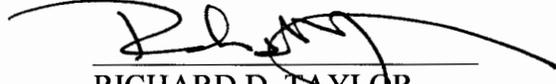
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**WHEREAS**, the United States Bankruptcy Court for the Eastern and Western Districts of Arkansas (“the Court”) has reviewed its General Orders and finds that it would be beneficial to adopt certain procedures regarding motions for summary judgment, it is hereby **ORDERED**, as follows:

- (a) Any party moving for summary judgment pursuant to Federal Rule of Bankruptcy Procedure 7056 and Federal Rule of Civil Procedure 56 shall annex to the motion a separate and concise statement of the material facts as to which it contends there is no genuine dispute to be tried.
- (b) If the non-moving party opposes the motion, it shall file, in addition to any response and brief, a separate and concise statement of the material facts as to which it contends a genuine dispute exists to be tried.
- (c) All material facts set forth in the statement filed by the moving party pursuant to paragraph (a) shall be deemed admitted solely for the purposes of the motion for summary judgment unless controverted by the statement filed by the non-moving party under paragraph (b). If no response is filed, any facts alleged to be undisputed in the moving party’s motion and supporting affidavits may be taken as true. If the motion requires consideration of facts not appearing of record, the parties may serve and file copies of all photographs, documents, or other evidence deemed necessary in support of or in opposition to the motion, in addition to affidavits required or permitted by the Federal Rules of Bankruptcy Procedure and the Federal Rules of Civil Procedure.
- (d) The non-moving party has twenty-eight (28) days to respond to a motion for summary judgment. The moving party has fourteen (14) days to reply after the response is served. Once the time has elapsed, the Court will consider the motion and supporting affidavits, along with any response and supporting documents that are filed.

**Dated: December 3, 2012, effective February 1, 2013**

**FOR THE COURT**



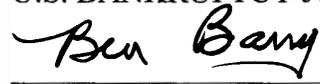
RICHARD D. TAYLOR  
CHIEF U.S. BANKRUPTCY JUDGE



JAMES G. MIXON  
U.S. BANKRUPTCY JUDGE



AUDREY R. EVANS  
U.S. BANKRUPTCY JUDGE



BEN T. BARRY  
U.S. BANKRUPTCY JUDGE