

**Local Rule of Bankruptcy Procedure 4002. ACCESS TO TAX INFORMATION.**

**(a) Request for Debtor to File Tax Information with Court**

1. Any request by a party-in-interest to compel a individual debtor in a case under Chapter 7, 11, or 13 to file a copy of a federal tax return with the Court pursuant to §521(f) shall be in writing and filed with the Clerk. Such request shall not require negative notice language, but shall require a certificate of service evidencing service upon the debtor(s) and his/her counsel of record, and shall be accompanied by a proposed order.
2. An individual debtor who is directed to file tax information with the Court shall redact from such tax information all personal identifiers pursuant to LBR 1007(c) prior to filing.

**(b) Motion to Obtain Access to Debtor's Tax Information**

A motion by party-in-interest to obtain access to a debtor's tax information tendered to the Court pursuant to §521(f) must:

- (1) contain the following 10-day negative notice language:

**NO HEARING WILL BE CONDUCTED ON THIS MOTION UNLESS A WRITTEN OBJECTION IS FILED WITH THE CLERK OF THE UNITED STATES BANKRUPTCY COURT AND SERVED UPON THE PARTY FILING THIS PLEADING WITHIN TEN (10) DAYS FROM THE DATE OF SERVICE UNLESS THE COURT SHORTENS OR EXTENDS THE TIME FOR FILING SUCH OBJECTION. IF NO OBJECTION IS TIMELY SERVED AND FILED, THIS APPLICATION SHALL BE DEEMED TO BE UNOPPOSED, AND THE COURT MAY ENTER AN ORDER GRANTING THE RELIEF SOUGHT. IF AN OBJECTION IS FILED AND SERVED IN A TIMELY MANNER, THE COURT WILL THEREAFTER SET A HEARING. IF YOU FAIL TO APPEAR AT ANY SCHEDULED HEARING, YOUR OBJECTION MAY BE STRICKEN. THE COURT RESERVES THE RIGHT TO SET A HEARING ON ANY MATTER.**

- (2) describe the movant's status in the case in order to allow the Court to ascertain whether the movant may properly be given access to the requested information;
- (3) contain a description of the specific tax information sought;
- (4) contain a statement indicating that the tax information sought cannot be obtained by the movant from any other source;
- (5) contain a statement showing a demonstrated need for the tax information sought;

- (6) contain a certificate of service reflecting service of the motion upon the debtor and any counsel for the debtor; and
- (7) be accompanied by a proposed order.

Any party obtaining tax information from the Court through this process must safeguard the confidentiality of the information provided and sanctions may be imposed for any improper use, disclosure or dissemination of the tax information provided.