

Rule 3007-1 *Claims - Objection.*

- (a) *Contents.* An objection to a claim must list in the caption or the pleading the claim number recorded on the claims register and state particular grounds for the objection, including, but not limited to:
- (1) whether the claim should be disallowed in its entirety;
 - (2) whether the claim should be allowed in an amount different from that requested; or
 - (3) whether the classification of the claim (secured, priority unsecured, general unsecured) is incorrect.
- (b) *Separate Objection.* A separate objection must be filed for each claim objected to, except for omnibus objections filed pursuant to [F.R.B.P. 3007\(d\)](#).

~~(c) *Notice of Objection.*~~

- ~~(1) The objection, with a notice advising the claimant of the opportunity to request a hearing, must be served on the claimant, the debtor, and any other affected party in interest.~~
- ~~(2) The notice, conforming substantially to [L.B.F. 3007-1](#), must be dated as of the date of mailing and must advise the claimant that:~~
- ~~(A) the claimant may file an amended proof of claim, a response to the objection, or a request for hearing with the court within thirty (30) days after the date of the notice;~~
 - ~~(B) the claimant is entitled to have a hearing on the objection if the claimant has filed a written response to the objection, or a written request for a hearing with the court within thirty (30) days after the date of the notice;~~
 - ~~(C) the court may sustain the objection and disallow or modify the claim without further notice or hearing if the claimant does not file an amended proof of claim, a response to the objection, or a request for hearing within thirty (30) days after the date of the notice.~~
- ~~(d) *Hearing.* If the claimant files either a timely answer or a request for hearing on the objection to claim, the clerk will set a date for the hearing on the objection.~~
- ~~(e) *Entry of Default Judgment.* If the claimant does not file an amended claim, an answer, or request for hearing on the objection to claim within thirty (30) days of~~

~~the date of the notice, the party filing the objection may move the court for a default judgment without further notice to the claimant.~~

- (c) *Filing and Hearing Notice for ECF Filers.* An objection to claim must be filed using the self-scheduling procedures set forth in L.B.R. 9002-1. Unless service is made electronically through the ECF system, the objector must serve the objection and notice ([L.B.F. 3007-1](#) - Notice of Objection to Claim and Hearing Date) upon the persons specified under [F.R.B.P. 3007\(a\)](#). The ECF filer must also file a certificate of service which complies with L.B.R. 9013-2.
- (d) *Filing and Hearing Notice for Non-ECF Filers.* A non-ECF filer must file an objection to claim with the clerk's office. When the objection to claim is filed, the non-ECF filer must, within five (5) days, mail a copy of the objection to claim to the claimant and the trustee. The non-ECF filer must also file a certificate of service which complies with L.B.R. 9013-2. After the certificate of service is filed, the clerk will then issue and send a notice, at least thirty (30) days prior to the hearing, setting a claim objection hearing date.
- (e) *No Response Required: Hearing.* No response is required to an objection to a claim. There will be a hearing on an objection to a claim.

COMMENTS: *L.B.R. 3007-1 was amended effective July 1, 2015, it having been determined that provisions of the prior rule authorizing entry of a default judgment against a claimant on a claim objection if the claimant did not: (1) file an answer; (2) file an amended claim; or, (3) request a hearing, conflicts with provisions of 11 U.S.C. § 502(b) and F.R.B.P. 3007.*