

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ALASKA

In the Matter of the Adoption)
of Local Bankruptcy Rules)
_____)

GENERAL ORDER NO. 04- 09

FILED
DEC 10 2004
CLERK
U.S. BANKRUPTCY COURT
BY _____
DEPUTY CLERK

ORDER ABROGATING LOCAL BANKRUPTCY RULE 1005-1(c)(2)

In light of amendments to Official Forms 1 (Voluntary Petition) and 9 (Notice of Commencement of Case Under the Bankruptcy Code, Meeting of Creditors, and Deadlines), it has come to the court's attention that the provisions of AK LBR 1005-1(c)(2),¹ which were implemented several years ago to avoid confusion regarding the identity of the debtor, are no longer necessary. Therefore, in accordance with the October 26, 1998, Order of the United States District Court granting this court authority to amend local bankruptcy rules and forms,

IT IS ORDERED that subsection (c)(2) of AK LBR 1005-1 is hereby abrogated.

Subsection (c)(1) becomes subsection (c), to read as follows:

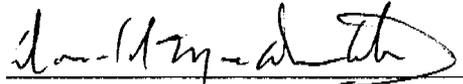
(c) **Individual with Business Entity.** An individual having an ownership interest in a corporation or partnership must file a separate petition for the corporation or partnership entity if bankruptcy relief is desired for that entity.

DATED: December 9, 2004

BY THE COURT



HERBERT A. ROSS
United States Bankruptcy Judge



DONALD MacDONALD IV
Chief United States Bankruptcy Judge

Serve: W. Wolfe, Clerk of Court
C. Davidson, Librarian
T. Yerbich, Esq. (for distribution)

¹Subsection (c)(2) provides:

[A] A petition captioned "John Smith and Mary Smith d/b/a ABC Company" will be treated as a partnership petition.

[B] If ABC Company is a sole proprietorship of John Smith and a joint filing of husband and wife is intended, then the petition should be captioned "John Smith d/b/a ABC Company and Mary Smith."