

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

9-F

G.O.A. #83-2

ORDER DIRECTING CLERK TO SUSPEND APPOINTMENT OF CASES
TO CERTAIN TRUSTEES UNDER SPECIFIED CIRCUMSTANCES

WHEREAS, the court has identified a substantial number of Pittsburgh Division cases which apparently have not progressed satisfactorily because trustees have not expeditiously administered them;

WHEREAS, justice may be delayed or denied if cases are not administered expeditiously; and

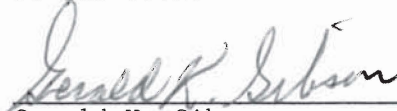
WHEREAS, trustees should not be appointed to additional cases if they are not administering their current caseloads expeditiously;

IT IS HEREBY DIRECTED AND ORDERED:

1. The Clerk, or a Deputy Clerk under the Clerk's supervision, shall periodically review all Chapter 7 code cases filed at least 18 months prior to the review date to determine whether such cases have not progressed satisfactorily because trustees have not expeditiously administered them;
2. The Clerk, or a Deputy Clerk under the Clerk's supervision, shall notify each trustee who is appointed to any cases identified by the Clerk pursuant to Paragraph 1, supra, of those cases so identified. Further, the Clerk shall request from the trustee on behalf of the court a written explanation of why each such case apparently has not progressed, what action the trustee plans to take to move the case forward, and when that action will be taken.
3. Any trustee who receives a request pursuant to Paragraph 2, supra, shall within 20 days of receipt of the request provide to the Clerk the explanation referenced in Paragraph 2, supra;
4. The Clerk, or a Deputy Clerk under the Clerk's supervision, shall monitor the cases after receipt of the explanations referenced in Paragraph 2, supra, to ensure that the trustees take the appropriate follow-up action;
5. The Clerk shall assess trustee performance and report to the court any trustee who in the Clerk's opinion is not making a satisfactory effort to (a) respond to the Clerk's request(s) for explanation(s) or (b) administer cases appointed to the trustee. Any failure to timely respond to a request for an explanation shall be reported to the court;
6. With the court's approval, the Clerk shall suspend the appointment of additional cases to any trustee reported to the court pursuant to Paragraph 5, supra.

DATED: 1/11/83

BY THE COURT



Gerald K. Gibson
Bankruptcy Judge



Joseph L. Cosetti
Bankruptcy Judge