

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA

IN RE:)
)
EVIDENCE AT TELEPHONIC) GENERAL ORDER 20-0004
HEARINGS)

ORDER

Given that the Court has transitioned to telephonic hearings, the Court now ORDERS as follows concerning the presentation of evidence at those hearings:

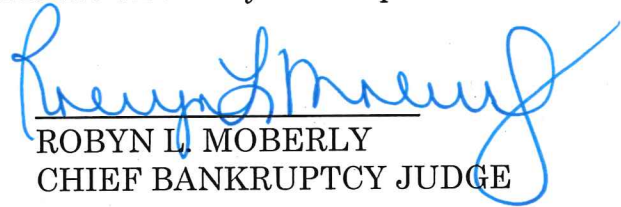
1. Exhibits: Any attorney or pro se litigant wishing to submit and introduce exhibits during a telephonic hearing should take the following steps:
 - a) As soon as possible, email the Courtroom Deputy and advise you intend to submit exhibits. The email address for each Judge's Courtroom Deputy appears on the Judge's page in the "Judges' Info" section of the Court's website.
 - b) At least one business day before the hearing, email pre-marked exhibits with the case name and number in the subject line to the appropriate Courtroom Deputy and any party participating in the hearing in PDF form.

Emailing an exhibit to the Court for purposes of a hearing does not render the exhibit admitted or admissible. Failure to follow these procedures may result in the exhibit not being admitted, even if otherwise admissible.

2. Declarations: Direct evidence may be offered by a declaration complying with 28 U.S.C. §1746 to the extent that the declaration contains admissible evidence from a competent witness with personal knowledge. Objections to the admissibility of the evidence in the declaration and the competency of the witness shall be preserved. Such declarations shall be signed in compliance with the Court's General Order 20-0002 entered on March 18, 2020. (That order is hereby expanded to include non-debtor declarants.) To the extent that any party in interest wishes to cross-examine the declarant, the Court will determine appropriate procedures on a case-by-case basis.

3. Testimony: Upon request, the Court may accept live testimony by telephone if it is in the best interests of all parties or necessary for the administration of the case. Given the challenges presented by the COVID-19 pandemic, the Court finds good cause and compelling circumstances to permit live testimony via telephone under FRCP 43(a) and FRBP 9017.

Date: March 26, 2020


ROBYN L. MOBERLY
CHIEF BANKRUPTCY JUDGE