

Local Bankruptcy Rules -- Northern District of Ohio

Rule 3011-1 UNCLAIMED FUNDS

(a) *General Requirements.* A request for unclaimed funds must be made by using the ~~form~~ Petition Application for Payment of Unclaimed Funds and Order Thereon (Form 1340) and Exhibit A, available from the Clerk. Any deviation from the standardized petition and exhibit must be explained in bold-faced type within the body of the submitted document.

(b) *Filing Procedures.*

(1) *By an Attorney.* If the claimant or the person authorized to act on behalf of the claimant is an attorney, the ~~petition~~ application, exhibit, and all other pleadings and papers shall be filed electronically according to the procedures established by the Court, as ~~prescribed by~~ prescribed by LBR 5005-4.

(2) *By a Non-attorney Registered for Electronic Case Filing.* If the claimant or the person authorized to act on behalf of the claimant is not an attorney, but is registered with this Court as an electronic case filing user, the ~~petition~~ application, exhibit, and all other pleadings and papers shall be filed electronically according to the procedures established by the Court, as prescribed by LBR 5005-4.

(3) *By a Non-attorney Not Registered for Electronic Case Filing.* If the claimant or the person authorized to act on behalf of the claimant is not an attorney, and is not registered with this Court as an electronic case filing user, the ~~petition~~ application, exhibit, and all other pleadings and papers must be filed on paper.

(c) *Payment.* ~~Any~~ The payment instrument will be ~~issued~~ made payable to the claimant only. The claimant must be the sole payee even if a power-of-attorney authorizes payment to a claims locator. The payment instrument will be delivered by mail to the claimant directly unless the claimant ~~is represented, in which case~~ directs that the payment ~~will~~ be mailed to the claimant's ~~representative~~ attorney, agent, or claims locator.