

**MOTION TO ESTABLISH VALUE
(WITH PASSIVE HEARING NOTICE)**

Updated 11/23/2020

Description: There are two processes that may be utilized to file a “Motion to Establish Value.”

Process 1, as outlined in this Participant’s Guide, “**Motion to Establish Value (with passive hearing notice)**”, should be used for the filing of a valuation motion as to one creditor only, and it allows for entry of passive hearing notice information. If this event is used for multiple creditors, it requires multiple entries of the motion to establish value, including passive notice hearing information and an attached proposed order, for each creditor.

Process 2, as outlined in the Participant’s Guide, “**Motion to Establish Value (without passive hearing notice)**” with multiple creditors, requires preparation of one “pdf” including the names of all creditors listed in the motion. Docket this “pdf” using the event “Motion to Establish Value (without passive hearing notice)” separately for each creditor, then enter a “Hearing Notice (Passive)” once, using the same “pdf”, and link it to all of the motions entered. This process will allow passive hearing notice information to be entered only once, with only one attached proposed order (referencing all creditors). To utilize this second process, see the specific section of the Participant’s Guide Re: “Motion to Establish Value (without passive hearing notice)”.

STEP 1 – Click on the **Bankruptcy** hyperlink on the CM/ECF Main Menu Bar.

STEP 2 – The BANKRUPTCY EVENTS screen displays.

- Select the **Motions/Applications** hyperlink.
- Enter the case number for the appropriate case.
- Click the **[Next]** button.
- For further information on each of these categories, click the Help hyperlink on the CM/ECF Main Menu Bar.

STEP 3 – The AVAILABLE EVENTS screen displays.

- Scroll to select **Establish Value (with passive hearing notice)** from the events list or start typing “Establish” in the text box to find the event.
- Click the **[Next]** button.

STEP 4 – The JOINT FILING screen displays.

- Click in the box to associate the filing attorney with the filing party.
- Click the **[Next]** button.
- Select any additional attorneys if applicable.
- Click the **[Next]** button.

STEP 5 – The SELECT PARTY screen displays.

- Select the party that the filing attorney is representing from the list.
- If the correct party does not appear in the drop-down box, click **Add/Create New Party** and complete the information. For this instance, the party will usually be the trustee or debtor.
- Click the **[Next]** button.

STEP 6 – The ASSOCIATION screen displays.

- Click in the box if the document is being filed with another attorney.
- Click the **[Next]** button.

STEP 7 – The VERIFICATION screen displays.

- Verify case name and number is correct.
- Select **[Next]** to proceed with the filing.

STEP 8 – The NOTICE screen displays.

- Please read the displayed Notice to certify that the filing complies.
- If the filing complies, click inside the radio button indicating the following certification:
 - **I certify that I have read and meet the above-listed requirements.**
- Click the **[Next]** button.

STEP 9 – The SELECT PDF screen displays.

- Select the .pdf file to associate with this event.
- If additional documents need filing or a proposed order needs attaching, select Yes and Skip to **STEP 10** to attach the document(s). If no attachments, continue with the filing with **STEP 11**.

- Click the **[Next]** button.

STEP 10 – The ATTACHMENTS SELECTION screen displays.

- Select Yes to attachment additional documents or a proposed order, Select **[Next]**.
- Click **[Browse]** to locate and attach the proposed order.
- From within the **Category** list of options, select **Proposed Order**.
- If necessary, enter a **Description**.
- Click **[Add to List]**.
- Click the **[Next]** button.

STEP 11 – The PROPERTY and SCHEDULING screen displays.

- Enter the Property, Value and On Whom (Creditor's Name) to establish value.
- Enter the possible hearing date, time, and location.
- Enter the date the document was served.
- Click the **[Next]** button.

STEP 12 – The OBJECTIONS DEADLINE screen displays.

- The Objections Due Deadline will automatically appear.
- Click the **[Next]** button.

STEP 13 – The REVIEW TO PROCESS ORDERS screen displays.

- The Review to Process the Order Deadline will automatically appear.
- Click the **[Next]** button.

STEP 14 – The CERTIFICATE OF SERVICE screen displays.

- If Certificate of Service is included, select **yes** from the drop-down list; otherwise, select **no**.
- Click the **[Next]** button.

STEP 15 – The REFERENCE AMENDED MOTION screen displays.

- Is this Motion Amending a Previous Motion? Select either Yes or No. (**NOTE:** It is necessary to select the box in order to establish the correct linkages). If Yes is selected, continue with Step 16. If no is selected, skip to Step 17.
- Click the **[Next]** button.

STEP 16 – The SELECT RELATED EVENTS screen displays.

- If Yes was selected, select the appropriate event(s) to which your filing relates.
- Click the **[Next]** button.

STEP 17 – The VERIFICATION screen displays.

- Verify case name and number is correct.
- Click the **[Next]** button.

STEP 18 – The FINAL DOCKET TEXT screen displays.

- This is the last opportunity to verify the accuracy of the information. Submission of this screen is final.
- If the final docket text is incorrect, click the browser **[Back]** button to find the screen needed to modify.

NOTE: If the **[Back]** button is used and case information is altered, you must use the **[Next]** button and resubmit for each screen or the changes will not take effect. In other words, do not use the **[Forward]** button on the browser if you alter information on a previous screen.

- To abort or restart the transaction, click the Bankruptcy hypertext link on the Menu Bar.
- Click the **[Next]** button if correct.

Sample Docket Text: Final Text

Motion to Establish Value Of 2019 Ford Mustang With Proposed Secured Value of 7,500.00 On ABC Bank, Notice of Possible Hearing (21 days objection time given) with Certificate of Service. Filed by Bill Attorney on behalf of Joe Debtor. If a response, return, and/or objection is timely filed, a hearing will be held on 12/18/2020 at 1:00 PM at Columbia. Date Served 11/23/2020. Last day for objections is 12/14/2020. (Attorney, Bill)

Attention!! Submitting this screen commits this transaction. You will have no further opportunity to modify this submission if you continue.

Have you redacted?

Sample Docket Text: Final Text – Amended

Amended Motion to Establish Value Of 2019 Ford Mustang With Proposed Secured Value of 7,500.00 On ABC Bank, Notice of Possible Hearing (21 days objection time given) with Certificate of Service. Filed by Bill Attorney on behalf of Joe Debtor (related document(s) [4]). If a response, return, and/or objection is timely filed, a hearing will be held on 12/31/2020 at 10:00 AM at Columbia. Date Served 11/23/2009. Last day for objections is 12/14/2009. (Attorney, Bill)

Attention!! Submitting this screen commits this transaction. You will have no further opportunity to modify this submission if you continue.

Have you redacted?

STEP 19 – The NOTICE OF ELECTRONIC FILING screen displays.

- The Notice of Electronic Filing is the verification that the filing has been sent electronically to the court's database. It certifies that the document filed is now an official court document. It is recommended that you print this screen for your records because it also includes the date, time, case number, and document number.