

Deficiency Notices and Show Cause Orders

Who's making the Grade?

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What is the issue?

- * All too often attorneys are burdening the courts with having to file Deficiency Notices and schedule Show Cause hearings.
- * This not only wastes the Court's time and resources, it also promotes the public's lack of confidence in the bankruptcy system and is an inefficient use of counsel's time.

How do we know an issue exists?

- The UST's office conducted a study of five local attorneys, using 100 randomly selected cases filed by each attorney. The study included cases filed in 2016 and 2017.
- The study tracked the number of Deficiency Notices issued in each case and those that required the scheduling of Show Cause hearings.
- This information was then summarized and used to compare the efficiency of the five attorneys reviewed.

First to Worst Attorney A



- * 100 Cases reviewed
 - 2 Cases had Deficiency Notices Filed
 - Total of 2 Deficiency Notices and Show Cause Orders
 - 0 Cases were dismissed

Attorney B

- 100 cases reviewed
- 16 cases with Deficiency Notices or Show Cause Orders
- Total of 21 Deficiency Notices and Show Cause Orders
 - 1 Case Dismissed



Attorney D

- 100 Cases reviewed
- 45 Cases with Deficiency Notices or Show Cause Orders
- Total of 67 Deficiency Notices and Show Cause Orders
 - * 0 Cases Dismissed



Attorney D-

- 100 Cases reviewed
- 51 Cases had Deficiency Notices or Show Cause Orders
- Total of 87 Deficiency Notices and Show Cause Orders
- 11 Cases were Dismissed



Attorney F

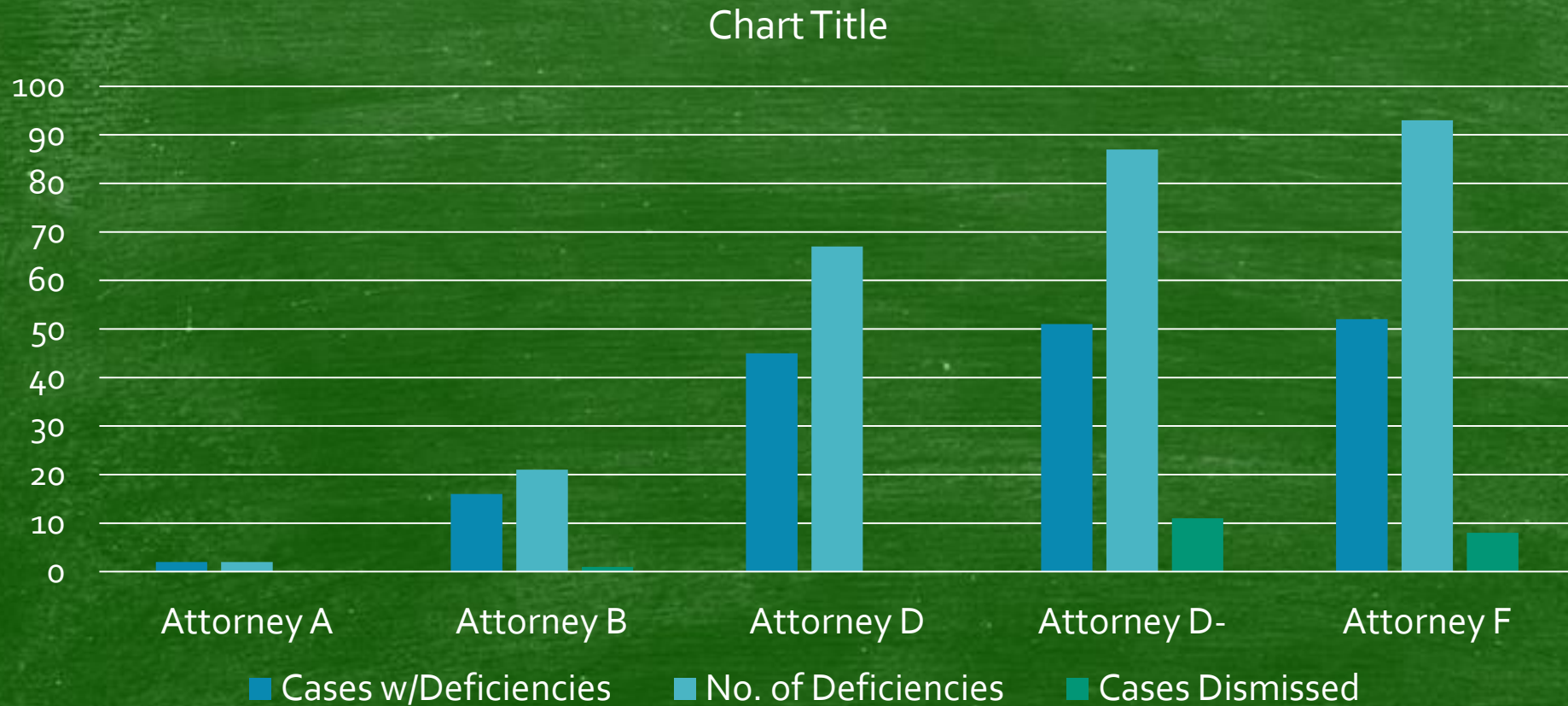
- 100 Cases Reviewed
- 52 Cases with Deficiency Notices or Show Cause Orders
- Total of 93 Deficiency Notices and Show Cause Orders
- 8 Cases Dismissed



Number of Deficiency Notices and Show Causes Issued in 100 Sample Cases

	<u>Deficiency Notices</u>	<u>Show Causes</u>
Attorney A	2	0
Attorney B	17	4
Attorney D	14	53
Attorney D-	15	72
Attorney F	51	42

100 Case Sample from 2016 - 2017



Highest Percentages of Reasons for Deficiencies

