

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO

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In re

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Court Administrative Matters: Amendment of
Local Bankruptcy Rule 5073-1, Photography,
Recording Devices and Broadcasting.

U.S. BANKRUPTCY COURT
ALBUQUENQUE, N.M.

Case No. MP 03-001 M A

ORDER AMENDING LOCAL BANKRUPTCY RULE 5073-1

It appears to the Court that due to the availability and proliferation of cellular telephones with built-in cameras, there is an immediate need for amendment of Local Bankruptcy Rule 5073-1, such that this change to the local rules should be made without public notice and opportunity for comment, as authorized by 28 U.S.C. § 2071(e).

THEREFORE, in accordance with Fed. R. Bankr. P. 9029(a) and the March 19, 1992, Administrative Order of the United States District Court for the District of New Mexico (Misc. No. 84-0234; Addendum A to the Local Rules of the United States Bankruptcy Court for the District of New Mexico, October 1, 1996),

IT IS ORDERED that New Mexico Local Bankruptcy Rule 5073-1 be amended to read as follows:

RULE 5073-1 PHOTOGRAPHY, RECORDING DEVICES AND BROADCASTING

Subject to any specific order of the court to the contrary:

a. Prohibition Against Cameras, Transmitters, Receivers and Recording Equipment. No cameras, transmitters, receivers or recording equipment may be brought into or used in any courtroom or court environs. Environs include:

the entire floor where a bankruptcy courtroom is located;

the entire floor where a bankruptcy judge's chambers are located; and

the entire floor where any meeting of creditors is located.

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b. Authority to Impound Equipment. The U.S. Marshal Service may impound the above-described equipment brought into the courtroom or court environs.

c. Exemptions from Prohibition. The prohibitions of this rule do not apply to:

a stenographic or recording device used by an official court reporter, trustee, or other authorized court personnel or personnel of the Office of United States Trustee;

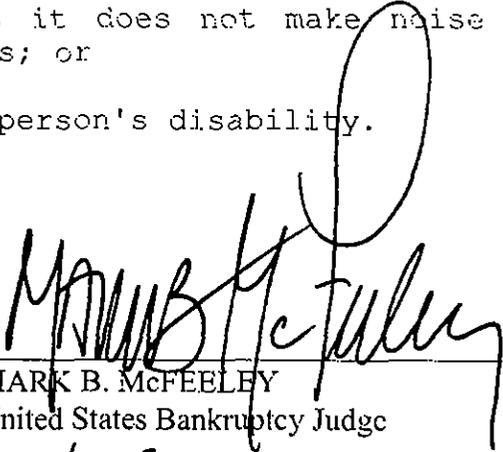
equipment brought into court during investitive, ceremonial or naturalization proceedings;

a telephone, pager, personal digital assistant or any other device, including any device which includes a camera component (for still or video photography or recording) if the device (including the camera component) is turned off while court is in session; however, at no time may the camera component be activated while in the courthouse unless in connection with an investitive, ceremonial or naturalization proceeding;

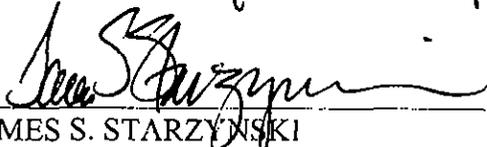
a lap-top computer as long as it does not make noise or interfere with court proceedings; or

a device required because of a person's disability.

This amendment is effective January 1, 2004.



MARK B. McFEELEY
United States Bankruptcy Judge



JAMES S. STARZYNSKI
United States Bankruptcy Judge

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