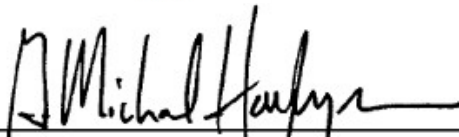




So Ordered.

Dated: January 9, 2023


G. Michael Halfenger
Chief United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF WISCONSIN

In re:

Scott W. Charmoli
and Lynne M. Charmoli,

Case No. 22-24358-gmh

Debtors in possession.

Chapter 11

Address: 565 Cottonwood Lane
Grafton, WI 53024

Last four digits of Social Security Nos. 6819 & 3234

**ORDER (1) SETTING DEADLINE FOR FILING PROOFS OF CLAIM; (2) LIMITING
WRITTEN NOTICE IN THIS PROCEEDING; AND (3) ESTABLISHING CASE
MANAGEMENT PROCEDURES**

The debtors filed a chapter 11 petition on October 3, 2022, and elected to proceed under subchapter V. The official court matrix lists over 4,000 addresses for notice. On November 10, 2022, the court entered an interim case management order instructing the clerk not to send written notices or serve other documents in this proceeding, given the length of the matrix and costs for service. ECF No. 56, at 2. The court ordered the

debtors, in the interim, to “serve all notices listed in Rule 2002 and serve notice of all filings by the debtors that require notice” and further ordered “a party other than the debtors who files a request for relief or a notice [to] serve the request or notice” as required by the Bankruptcy Code and Federal Rules of Bankruptcy Procedure. *Id.* The court’s interim case management order also required the debtor to file a prehearing report that “outline[d] the debtors’ proposal for managing service of pleadings and notices in this case and . . . setting a claims-bar deadline . . .” *Id.* at 3.

The debtors filed a prehearing report and proposed employing Stretto, Inc., as their administrative agent to assist them with providing interested parties with notice of events occurring in this proceeding. ECF No. 62, at 1. The debtors also proposed creating a master service list for this proceeding and, with the court’s permission, hiring Stretto to create a website so that parties in interest who are not on the master service list may monitor the proceedings directly. *Id.* at 1–2.

The court held a December 2, 2022 hearing on the status of the chapter 11 case and the debtors’ motion to establish a deadline for creditors to file proofs of claim. ECF Nos. 81 & 83. For the reasons stated on the record at the December 2 hearing, the court granted the motion in part and stated that it would “enter an order setting the claims-bar deadline after adjudication of the debtors’ forthcoming application to employ Stretto, Inc., as their administrative agent.” ECF No. 83, at 2.

The debtors filed their application to employ Stretto on December 9. ECF No. 90. No objections were filed, and on January 4, 2023, the court entered an order approving the application and a separate order requiring the debtors to provide the Website address. ECF Nos. 112 & 113. On January 9, 2023, the debtors filed correspondence providing that address. ECF No. 117.

Based on the record, the debtors' prehearing report, and the court's approval of Stretto's employment to, among other things, create and maintain a website for parties in interest to monitor these proceedings, IT IS HEREBY ORDERED AS FOLLOWS:

1. **Proof of claim deadline.** Pursuant to Federal Rule of Bankruptcy Procedure 3003(c)(3), the deadline to file proofs of claim is **March 13, 2023**, except for claims of governmental units, the deadline for which is governed by 11 U.S.C. §502(b)(9).
2. **Service of notice of this order.** The debtors must serve all parties in interest with a copy of the Notice of Limited Written Notice of this Proceeding and Deadline to File Proofs of Claim attached to the end of this order by no later than January 12, 2023, and must file proof of service no later than January 17, 2023.
3. **Service of future pleadings in this proceeding.** The clerk is instructed **not** to send written notices or serve other documents in this proceeding except (i) on those parties who receive electronic notice by operation of CM-ECF and (ii) when specifically directed by subsequent order. The debtors, through the employment of Stretto, Inc., or otherwise, must establish and maintain a website making accessible to all parties in interest copies of all documents filed in this case and all docket text, including specifically all text-only orders. The website is available at: <https://cases.stretto.com/charmoli> (Website).
 - a. The debtors must serve all notices listed in Rule 2002 and serve notice of all filings by the debtors that require notice, except the debtors need not serve notice of any request for relief or a notice filed by a non-debtor; notice of any such request must be served by the non-debtor making the request.
 - b. In all instances, notice must be served in the manner required by the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and the Local Rules for the United States Bankruptcy Court for the Eastern District

of Wisconsin, except as modified by this order or as subsequently otherwise ordered.

- c. If a notice or other document is required by the Code, Rules, or Local Rules to be served on all creditors and other parties in interest, then unless otherwise ordered, **service of it is limited to (1) service of the notice or other document on the Master Service List (as defined below), and (2) posting it on the Website.**
 - i. The debtors are ordered to create a “Master Service List” comprised of the following parties:
 1. the debtors and their counsel;
 2. the subchapter V trustee;
 3. the United States Trustee;
 4. all entities who file a proof of claim;
 5. all parties to any adversary proceeding related to debtors’ bankruptcy case; and
 6. all other parties requesting service of papers.
 - ii. The Master Service List must be filed with the court and posted to the Website and accessible to all parties in interest. The debtors are required to update the Master Service List, both with the court and on the Website, as expeditiously as possible but no later than 7 days after any party in interest qualifies for addition to the list and no later than 21 days after any party in interest qualifies for deletion from list.
4. **Parties in interest are responsible for monitoring the Website to obtain information about this case.** Creditors’ and other parties’ **rights may be adjudicated** or otherwise compromised **without further notice other than that posted on the Website.**

5. **Maintenance of Website.** The debtors and Stretto, Inc. (and any successor) must ensure that the Website is regularly and contemporaneously updated and that all documents and docket text are available on the Website no later than one day after they are filed, docketed, or otherwise accessible on CM-ECF, calculated in the manner provided in Federal Rule of Bankruptcy Procedure 9006(a).

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**NOTICE OF LIMITED WRITTEN NOTICE OF THIS PROCEEDING AND
DEADLINE TO FILE PROOFS OF CLAIM**

TO ALL INTERESTED PARTIES: You are hereby notified that pursuant to court order, the clerk has been instructed **not** to send written notices or serve other documents in this proceeding. By virtue of court order, the debtors have obtained approval to establish and maintain a website containing copies of all pleadings filed in this case (the "Website"). The Website is available at: <https://cases.stretto.com/charmoli>. **Creditors and other participating and interested parties are responsible for monitoring the Website to obtain information about this case. The rights of creditors and other parties may be adjudicated or otherwise compromised without further notice other than that posted on the website.**

TO PERSONS AND ENTITIES WITH CLAIMS AGAINST SCOTT W. CHARMOLI OR LYNNE M. CHARMOLI: You are hereby notified that, pursuant to Federal Rule of Bankruptcy Procedure 3003(c)(3), the United States Bankruptcy Court for the Eastern District of Wisconsin entered an order establishing the deadline for non-governmental creditors to file proofs of claim as **March 13, 2023**.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one. (If you do not have an attorney, you may wish to consult one.) Filing a proof of claim submits a creditor to the jurisdiction of the bankruptcy court and has other legal consequences.

If you do not file a proof of claim by the deadline, you might not be paid on your claim. A proof of claim is a signed statement describing a creditor's claim and it must conform substantially to Official Form 410. You may file your claim online, by mail, or by bringing your claim to the Courthouse.

The Bankruptcy Court for the Eastern District of Wisconsin has an online claim filing system. For detailed instructions and to electronically file your claim, visit the court's website at www.wieb.uscourts.gov; under the tab "Creditor Resources" click on "File a Claim On-line."

To file your claim by mail or in person, a proof of claim form may be obtained at www.uscourts.gov or the bankruptcy court clerk's office. Alternatively, you may obtain a fillable pdf document on the court's website under the tab "Creditor Resources" by clicking on "Creditor Forms" and "Proof of Claim" to download the form. Mail the form or deliver it to Clerk, U.S. Bankruptcy Court, U.S. Federal Courthouse-Milwaukee, 517 East Wisconsin Avenue, Room 126, Milwaukee, WI 53202.

Proofs of claim will be deemed filed only when received at the Clerk's office or filed electronically. Proofs of claim may not be delivered by facsimile, telecopy or electronic mail transmission.

This Notice is being sent to many persons and entities that have had some relationship with or have done business with the debtors but may not have an unpaid claim against the debtors. The fact that you have received this Notice does not mean that you have a claim or that the debtors or the court consider you to have a claim.