

BANKRUPTCY ^{UP}DATE

August 10, 2015

If someone else would like to receive these ^{UP}dates, please send an e-mail to Mary_Frederickson@sdb.uscourts.gov.

Mail Returned or Identified as Undeliverable

When a notice or other document is served by mail by counsel for a debtor, it may be returned to the debtor's counsel as undeliverable by the U.S. Postal Service. When a notice or other document is served through the Bankruptcy Noticing Center and is unable to be delivered, the BNC e-mails a "Notice of Returned Mail" to counsel for the debtor attaching the undelivered document and setting forth the name and address of the intended recipient. Please do **not** ignore returned mail or mail identified as undeliverable. If the record does not show a creditor received key notices in a case, the creditor's claim is presumed not to be discharged.

When a mailed notice or other document is returned to counsel for a debtor or a creditor's address has been identified as undeliverable, counsel for the debtor should make a reasonable effort to determine the correct address for the intended recipient, re-serve the undelivered notice or other document at the party's correct address, and prepare and file a returned mail certificate of service as required by Bankr. D.S.D. R. 2002-4(a).

Link

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