

**UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF ALABAMA**

**Notice**

June 30, 2010

**Subject: BNC Return Mail Enhancement**

**Effective July 12, 2010, the Bankruptcy Noticing Center  
Will Not Mail Notices to a Creditor If Address Is Invalid**

When a bankruptcy court mails notices to a creditor, the court is required to use the address a debtor provides on its creditor mailing list unless a creditor has provided the court with a different address. The court uses the Bankruptcy Noticing Center (BNC) to mail notices, but the notice only reaches the creditor if the address is valid. If an address is not valid, the United States Postal Service (USPS) treats this as sending mail to an “undeliverable address.” Reasons for undeliverable mail may include: incomplete address; moved to a foreign address; moved and left no forwarding address; post office box closed; and forwarding order expired. In some instances the USPS will forward mail when a creditor has given the USPS a forwarding address, but only for a limited time. It is up to the debtor or creditor to file a change of address with the court.

Effective July 12, 2010, the Bankruptcy Noticing Center contractor will bypass the printing and mailing of notices to addresses identified by the United States Postal Service (USPS) as undeliverable. This service will eliminate unnecessary postage and print costs as well as the time-consuming follow-up activities required by court personnel. Instead, the BNC will mail a notification to the debtor or debtor’s attorney stating that the notice was bypassed. The bypass notification will: (1) include a copy of the notice that the BNC did not mail to the undeliverable address; (2) identify the creditor and the undeliverable address; (3) instruct the debtor to immediately mail the undelivered notice to the creditor; (4) inform the debtor that the BNC will not mail future notices to the undeliverable address; (5) include space on the notification for the debtor to insert a corrected address for the creditor; and (6) provide the corrected address identified by the USPS, if available.

A sample of the bypass notification is attached. Please note that this notification may also be used for correcting addresses in lieu of a separate notice of change of address and can be electronically filed using the following ECF event:

**Bankruptcy→Notices-→Notice of Address Change**

The Certificate of Notice will continue to reflect when a notice to a recipient is bypassed, will include the reason for the bypass, and will indicate that the debtor or debtor’s attorney was notified of the bypass.

Please note that the BNC will continue to mail notices to undeliverable addresses under the following conditions: (1) the address is for a debtor; or (2) the address is for a creditor who, pursuant to 11 U.S.C. § 342(f), has filed a preferred address with the BNC for all cases or who, pursuant to 11 U.S.C. § 342(e), has filed a preferred address with the court for a particular case. The BNC will attempt to contact the preferred address recipient regarding the need for address correction.

Attached is a flowchart to help illustrate the process. If you have any questions or concerns, please call the court at 334-954-3800.

Attach:

- (1) Sample Notification
- (2) Flowchart

# SAMPLE BNC BYPASS NOTICE TO DEBTOR'S ATTORNEY

June 24, 2010

From: United States Bankruptcy Court

RE: U.S. Courts, Bankruptcy Noticing Center - Undeliverable Notice, Case Number: 09-00912

## TO THE DEBTOR'S ATTORNEY:

The attached notice could not be mailed to the notice recipient(s) listed below because the United States Postal Service (USPS) has determined that one or more addresses in the case mailing list are undeliverable.

Please be advised that dischargeability of a debt may be affected if a creditor fails to receive certain notices.

**NOTE:** You must immediately send a copy of the attached notice to the recipient(s) listed below. **No further notices will be mailed to the notice recipient(s) listed below until the address is updated in accordance with local court policy using this form, a separate notice of change of address, and/or an amended schedule.** This form cannot be used to add a new creditor not previously listed on the debtor's schedules.

If this form is used by your court in place of filing a separate notice of change of address and/or an amended schedule, you must: 1) locate the correct address and forward the attached notice to each creditor; 2) list each updated address below; 3) sign and date the form; and 4) file this form with the court.

**UNDELIVERABLE ADDRESS:** Price Modern of Washington, 9700A Martin Luther King Jr HW, Lanham, MD 20706

**Reason:** Forwarding address with USPS: 4400 FORBES BLVD STE A, LANHAM MD 20706-4447  
Forwarding order has expired.

**UPDATED ADDRESS:**

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Signature of Debtor or Debtor's Attorney

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Date

