

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA—LOS ANGELES DIVISION

In re: ***** , Debtor. ***** , Plaintiff, v. ***** , Defendant.	Case No.: ***** Adv. No.: ***** ORDER REQUIRING JUDGMENT DEBTOR TO APPEAR FOR EXAMINATION [RELATES TO DOC. NO. *****] EXAMINATION DATE: Date: ***** Time: 10:00 a.m. Location: [Address of Judgment Creditor's Law Firm]
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Having reviewed the *Application for Appearance and Examination Re: Enforcement of Judgment* [Doc. No. ***] (the “Application”) filed by **** (the “Judgment Creditor”), the Court **HEREBY ORDERS AS FOLLOWS:**

- 1) The Application is **GRANTED**.
- 2) **** (the “Judgment Debtor”) is ordered to appear for examination to furnish information to aid in enforcement of a money judgment against him/her. The examination shall be conducted by Judgment Creditor’s counsel and shall take place at the law offices of Judgment Creditor’s counsel,¹ located at the following address:

¹ It is the undersigned Judge’s policy to direct that judgment debtor examinations take place out of court, at the offices of the judgment creditor’s counsel. Nothing within California’s Enforcement of Judgments law prohibits a judgment debtor examination from taking place out of court. As a leading treatise notes, “[a]n examination of a judgment debtor ... is the postjudgment equivalent of a deposition.” Alan M. Ahart, *California Practice Guide: Enforcing Judgments*

[Address of Judgment Creditor's Law Firm]

- 3) The examination shall take place on **[DATE] at 10:00 a.m.** Judgment Creditor and Judgment Debtor may stipulate to a different place, date, and time for the examination, and may stipulate to conduct the examination by Zoom or by other virtual means rather than in-person.
- 4) If objections or disputes arise during the course of the examination which cannot be resolved absent a ruling from the Court, the parties shall file an appropriate motion and schedule a hearing for the first available date. The motion shall be accompanied by a stipulation that (a) identifies with particularity each disputed issue, (b) sets forth the position of each party with respect to each disputed issue, and (c) contains legal authority supporting each party's position. Such stipulation shall be modelled upon and shall substantially conform to the discovery stipulation required by Local Bankruptcy Rule ("LBR") 7026-1(c). Prior to filing the motion and stipulation, the parties shall meet and confer for the purpose of resolving the dispute without Court intervention in the manner set forth in LBR 7026-1(c)(2).
- 5) Judgment Debtor is advised that if he/she fails to appear at the time and place specified in this Order, he/she may be subject to arrest and punishment for contempt of court, and he/she may be required to pay the reasonable attorneys' fees incurred by Judgment Creditor in this proceeding.
- 6) All local and state requirements regarding social distancing, use of face masks, etc. which may be in effect at the time of the examination shall be adhered to by the parties.

and Debts (June 2019 update), at § 6G-1.a. Therefore, a judgment debtor examination, like a deposition, may take place out of court.

Budgetary constraints prevent the Court from providing recording or transcription services for judgment debtor examinations. Judgment Creditors requiring a recording or transcription of the proceedings must provide their own recording or transcription services. Requiring the judgment debtor examination to take place out of court makes it easier for Judgment Creditors to arrange for such services.

IT IS SO ORDERED.

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