



SUPREME COURT OF BRITISH COLUMBIA

Effective Date: 2013/01/01

Number: PD - 38

Title:

Practice Direction

Request for Assignment of Judge in Insolvency Proceedings

Summary:

This Practice Direction sets out the procedure and form that must be used by a party or counsel making a request for assignment of a judge in insolvency proceedings.

Direction:

- 1) A party or counsel wishing to request assignment of a judge in an insolvency proceeding must complete, to the extent possible, and electronically submit the *Request for Assignment of a Judge in Insolvency Proceedings* form which is attached as Schedule A and available on the court's website at the following link:

http://www.courts.gov.bc.ca/supreme_court/scheduling/insolvency_assignment/

- 2) For the purpose of this practice direction, "insolvency proceeding" shall include, without limitation, proceedings under the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3 and the *Companies' Creditors Arrangement Act*, R.S.C. 1985, c. C-36, receiverships, arrangements proceedings under the *Canada Business Corporations Act*, R.S.C. 1985, c. C-44 and the *Business Corporation Act*, S.B.C. 2002, c. 57, enforcements proceedings under the *Securities Act*, R.S.B.C. 1996, c. 418 and applications for the appointment of a judicial trustee.
- 3) The *Request for Assignment of a Judge in Insolvency Proceedings* form is to be used when it is anticipated that counsel will, either initially or shortly after the commencement of the proceedings, ask that the judge hearing the matter be seized of the proceedings.

Robert J. Bauman
Chief Justice

Schedule A

Request for Assignment of a Judge in Insolvency Proceedings

PLEASE FILL OUT ALL PARTS OF THIS FORM AS APPROPRIATE. Counsel is encouraged to fill out this form to the extent possible, having regard to any confidentiality or other concerns.

- 1) **Action Number (if known)**
- 2) **Anticipated Style of Proceedings:**
- 3) **Registry Location:**
- 4) **Hearing Location:**
- 5) **Hearing Date(s) and Time Estimates:**
 - a) **What are anticipated hearing dates?**
 - b) **What is the time estimate of the first hearing (and any subsequent hearings, if known)?**
 - c) **Are you aware of or anticipate any contested hearings? If so, what is the nature of the issue, how long it is likely to take and when might it be heard?**
- 6) **Type of Proceeding (i.e. CCAA, BIA, CBCA, BCA, Securities Act, receivership):**
- 7) **Nature of the Application:**
- 8) **Type of company/individual involved (specify if public company):**
- 9) **Amount of debt involved:**
- 10) **Does the proceeding involve any cross border filings or potential filings?**
- 11) **Degree of complexity (scale of 1-5, 5 being most complex):**
- 12) **Applicant:**
 - a) **Counsel Name:**
 - b) **E-mail Address:**
 - c) **Telephone Number:**