

**LBR ~~8003-1~~ 8004-1 MOTION FOR LEAVE TO APPEAL**

(a) In addition to the content required by FRBP ~~8003(a)~~ **8004(a)**, a movant seeking leave to appeal shall include a brief argument as to why the judge should enter a certification that in the judge's opinion the order being appealed involves:

(1) a controlling question of law as to which there is substantial ground for difference of opinion; and

(2) that an immediate appeal from the order may materially advance the ultimate termination of the litigation.

(b) Any response to the motion filed by an adverse party shall include any argument in opposition to the court certifying the appeal as outlined above.

(c) The certification of the Bankruptcy Court will not bind the District Court which in its discretion may permit an appeal to be taken or deny the motion as that court deems appropriate.

**LBR ~~8011-1~~ 8007-1. MOTION, RESPONSE, REPLY - APPEAL**

Except for motions that may be filed directly with the District Court pursuant to FRBP ~~8005~~ **8007**, all pleadings shall be filed with the Clerk of the Bankruptcy Court until an appeal is docketed by the District Court.

**LBR ~~8007-2~~ 8010-1. TRANSMISSION OF RECORD - APPEAL**

(a) **Transmittal of Skeletal Record.** In addition to the requirements under FRBP **8003(d)**, upon the failure of an appellant to properly file a designation of record and issues on appeal as required by FRBP ~~8006~~ **8009**, the Clerk of the Bankruptcy Court shall prepare and transmit a skeletal record consisting of the order being appealed, the notice of appeal, and any documents filed after the notice of appeal that relate to the appeal.

(b) **Expedited Appeal.** Any party requesting expedited treatment of an appeal under these Rules shall file with the Clerk of the Bankruptcy Court a request for expedited treatment that substantially conforms with the Clerk's Instructions.