

ADVERSARY PROCEEDING COVER SHEET

The filing of a bankruptcy case creates an "estate" under the jurisdiction of the bankruptcy court which consists of all of the property of the debtor, wherever that property is located. Because the bankruptcy estate is so extensive and the jurisdiction of the court so broad, there may be lawsuits over some of the property or property rights of the estate. If such a lawsuit is filed in a bankruptcy court, it is called an adversary proceeding. A party filing an adversary proceeding must also complete and file form B104, an Adversary Proceeding Cover Sheet.

The Adversary Proceeding Cover Sheet, when completed, summarizes for the clerk the names of all parties to the adversary proceeding and their attorneys and provides other basic information in summary form. The clerk of the bankruptcy court needs this information in order to process the adversary proceeding properly and prepare required statistical reports on court activity. Instructions for completing Form B104 appear on the reverse side of the form.