

This corrects the language of D.Kan. Rule 7.4 contained in the 2004 publication of the Rules of Practice and Procedure for the District and Bankruptcy Court of the United States District Court for the District of Kansas.

RULE 7.4
FAILURE TO FILE AND SERVE MOTION PAPERS

The failure to file a brief or response within the time specified within Rule 6.1(d) shall constitute a waiver of the right thereafter to file such brief or response, except upon a showing of excusable neglect. A motion not accompanied by a required brief or memorandum may, in the discretion of the court, be summarily denied. A response unaccompanied by a required brief or memorandum may, in the discretion of the court, be disregarded and the pending motion may be considered and decided as an uncontested motion. If a respondent fails to file a response within the time required by Rule 6.1(d), the motion will be considered and decided as an uncontested motion, and ordinarily will be granted without further notice.

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Renumbered 6/95. Formerly Rule 206(g).