

Local Rules of the United States Bankruptcy Court for the Western District of Missouri

Rule 8001-1. Manner of Taking Appeals; Voluntary Dismissal; Certification to Court of Appeals

A. **Notice of Appeal.** All appeals are made to The United States Bankruptcy Appellate Panel of the Eighth Circuit (**Appendix 1-10**) unless a timely election is made to have the appeal heard by the District Court pursuant to 28 U.S.C. §158(c)(1).

B. **Election to Appeal to the District Court.** The appellant shall file the election form (**See Local Form - MOW 8001-1.1**) with the Clerk of the Bankruptcy Court at the time of filing of the appeal. Any other party's election shall be filed with the Clerk of the Bankruptcy Appellate Panel.

C. **Transmittal.** The Clerk of the Bankruptcy Court will transmit the Notice of Appeal to the Bankruptcy Appellate Panel, or, if timely election is made, to the United States District Court

D. **Application of Rules.** If a timely election is filed to have the appeal heard by the District Court, the procedures of the District Court will govern; otherwise, the Local Rules of the Bankruptcy Appellate Panel will apply.

E. **Direct Appeals.** A certification for direct appeal to the Court of Appeals shall be made in compliance with Fed. R. Bankr. P. 8001(f).