

**Bankruptcy and Mudbugs: A Seminar Highlighting  
Important Bankruptcy Concepts Every Attorney Should Know  
[With Crawfish and Beverages on the Side]**

Regardless of your practice area, at some point in your legal career you will likely cross paths with bankruptcy law. These intersections may range from advising clients contemplating bankruptcy, to those who have claims against a debtor, to those who may have been sued in bankruptcy court by a trustee for the recovery of a preferential transfer or fraudulent conveyance. This course will provide an overview of the various chapters and types of bankruptcies available to individuals and businesses. It will also provide a description of the roles of the typical players in a bankruptcy case and an overview of key creditor and debtor issues in bankruptcy. You will also hear from United States District Court Judge Robert Summerhays, Chief Bankruptcy Judge John Kolwe, and Bankruptcy Clerk of Court Ted Takara on how the bankruptcy court works and operates. Additionally, you will learn about common intersections between bankruptcy and other areas of the law and receive an update on proposed reforms to the bankruptcy system. All of this will be followed by crawfish and beverages in the parking lot adjacent to the Lafayette Federal Courthouse. What's more, one of Lafayette's premier events is set to kick off following the crawfish boil: Festival International.

Don't miss this opportunity to earn six (6) CLE hours and learn more about bankruptcy and how it may impact your clients and your practice.

**Location: WDLA-Lafayette Courthouse - 800 Lafayette St., Lafayette, LA - Fourth Floor, Court Room 1**

**Schedule and Faculty**

**8:00 – 8:30      Arrive at the Courthouse (Coffee and Donuts Served)**

**8:30 – 9:00      Bankruptcy Overview: Understanding Bankruptcy Concepts, Terms and the Players in a Bankruptcy Case (Judge Kolwe) (0.5 hour)**

In this overview session, Chief Judge Kolwe will discuss the main concepts, statutory chapters, bankruptcy terms, and players involved in bankruptcy. Judge Kolwe will address the automatic stay and the consequences of violating the stay. This background will help you navigate and understand how the following seminar session topics align in the world of bankruptcy.

**9:00 – 9:45      Introduction to Chapter 7 (Lucy Sikes, Dwayne Murray) (0.75 hour)**

This session will provide an overview of chapter 7, which is the primary vehicle for individuals and businesses to liquidate. This session will walk you through the steps of chapter 7, from meeting with the client to discharge. You will be provided an overview of what income, expenses, and assets are part of chapter 7, what the means test is, the primary creditor issues (including preferences and fraudulent conveyances), the timing of case filings, case administration, working with the court, and the difference between discharge and dismissal.

**9:45 – 10:00 Break**

**10:00 – 10:45 Introduction to Chapter 13 (Keith Rodriguez, Karl Helo, Karen Trevathan) (0.75 hours)**

This section will describe chapter 13 and the role of the chapter 13 trustee in the case. This session will walk you through a case from filing to discharge. You will also learn why individual debtors choose (or are required) to file chapter 13 over chapter 7. You will also learn basic concepts encountered in chapter 13 such as the best interest test, feasibility, and good faith. Additionally, you will learn about the importance of proofs of claim in chapter 13, plan modifications, conversions, hardship discharges, dismissals, and discharges

**10:45 – 11:45 Introduction to Chapter 11 (including Subchapter V) (Army Long, Greta Brouphy) (1.0 hour)**

This session will provide an overview of chapter 11 (including subchapter V), which is the main chapter under which businesses file for bankruptcy. Learn about the typical stages, potential implications, and pitfalls for each of these types of bankruptcies. This session will also focus on what are known as chapter 5 claims (i.e., preferences and fraudulent conveyance claims) and their impact not only on the potential recovery by creditors in a chapter 11 proceeding, but also on the creditors themselves.

**11:45 – 12:00 Lunch Served**

Lunch is being provided by the *Judge Jerry A. Brown Louisiana Bankruptcy – American Inn of Court*. You may continue eating as we resume the program at noon.

**12:00 – 1:00 How Bankruptcy Impacts the Civil Litigator, Business Law/Transactional Attorney, and Real Estate Attorney (Louis M. Phillips, Bradley L. Drell) (1.0 hour)**

Bankruptcy can impact both your business and individual clients. On the one hand, this session will focus both on how your clients may be impacted if they are considering, in the process of, or coming out of bankruptcy. On the other, it will consider how the bankruptcy filing by an adversary may impact other parties to a transaction or litigation.

**1:00 – 1:15 Break (lunch cleanup)**

**1:15 – 2:15 Three Common Intersections Between Bankruptcy and Other Practice Areas and Updates on Issues Impacting Bankruptcy Filings (Kent Aguillard, Jerry Edwards, Laura Ashley) (1.0 hour)**

This session will focus on how bankruptcy intersects with three broad practice areas: divorce and the disposition of assets and debts; taxes; and personal injury and other claims of debtors and

against debtors and the impact of bankruptcy on pending lawsuits involving the debtor. Additionally, you will receive an update on proposed bankruptcy reform legislation.

**2:15 – 3:15      The Gumbo that is the Bankruptcy Court: Blending Together the Roles of the Judges, the Clerk, and the Other Spicy Ingredients You Need to Know as a Bankruptcy Non-Specialist. (Judge Summerhays, Chief Judge Kolwe, Bankruptcy Clerk of Court Ted Takara (1.0 hour))**

This session will focus on how the bankruptcy court actually works, including the role of judges, clerks, trustees, and court administration, the use of mediation, the appeals process, and the continuing impact of COVID-19 on court operations and administration.

**3:15 – 3:45      Portrait Unveiling (Louis M. Phillips, presiding)**

Please join us on the third floor of the courthouse, adjacent to the bankruptcy courtroom, for the unveiling of the portraits of Retired Bankruptcy Judge Gerald Schiff and former Bankruptcy Judge (now District Court Judge) Robert Summerhays.

**4:00 – 5:30      Crawfish Boil**

Please join us for crawfish and beverages in the parking lot adjacent to the Federal Courthouse.

**5:30 – Till      Festival International in Downtown Lafayette**

Festival International is Lafayette's free music festival, with stages located throughout downtown, including one of the main stages located across the street from the federal courthouse. Please take advantage of this opportunity to enjoy this festival.

**Registration Fees:**

- In-person (CLE & Crawfish), Current FBA member\* or member of the Judge Jerry Brown Inn of Court: \$75.00
- In-person (CLE & Crawfish), NOT an FBA member or a member of the Judge Jerry Brown Inn of Court: \$125.00
- Virtual (CLE Only), Current FBA member\* or member of the Judge Jerry Brown Inn of Court: \$50.00
- Virtual (CLE Only), NOT an FBA member or a member of the Judge Jerry Brown Inn of Court: \$100.00

\*To verify your FBA membership status, contact the FBA's Membership Department at: [membership@fedbar.org](mailto:membership@fedbar.org) or (571) 481-9100.

**Registration Submission & Payment:**

- **Online:** [bit.ly/FBAseminar](https://bit.ly/FBAseminar) (NOTE: the link is case sensitive)

**Mail In:** Completed registration form and check payable to the Federal Bar Association, Lafayette-Acadiana Chapter (TIN: 22-3900233) are to be mailed to FBA Lafayette-Acadiana Chapter, P.O. Box 2034, Lafayette, LA 70501