

3rd Annual Consumer Bankruptcy Practice

June 28-29, 2007 • Moody Gardens • Galveston, TX

Thursday Morning, June 28, 2007

Presiding Officer:

Hon. H. DeWayne "Cooter" Hale, U.S. Bankruptcy Court, Northern District of Texas - Dallas, TX

8:00 am	Registration opens Includes continental breakfast.
8:15 am	Welcoming Remarks Welcoming Remarks
8:30 am 1.25 hrs 0.50 hr ethics	Consumer Bankruptcy Case Law Update A review of the major national and Fifth Circuit cases issued in the last year, along with highlights of all significant cases issued by bankruptcy courts, including significant Texas decisions. Jean Braucher, University of Arizona, James E. Rogers College of Law - Tucson, AZ Hon. Marvin Isgur, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX
9:45 am 0.75 hr	Cars and Car Claims—One Year Later This session discusses how the new treatment of claims secured by automobiles is playing out in the courts and with the car industry. Michael V. Baumer, Attorney at Law - Austin, TX Lawrence J. Fallon, Semperian/GMAC - Roseville, MN
10:30 am	Break Break
10:45 am 0.50 hr	News from the 5th Circuit Hon. Jerry E. Smith, United States Court of Appeals for the Fifth Circuit - Houston, TX
11:15 am 0.50 hr	Fair Debt Collection Practices Act for Bankruptcy Attorneys Spot FDCPA violations in your bankruptcy case files. Ahmad Keshavarz, The Law Offices Of Ahmad Keshavarz - Brooklyn, NY
11:45 am 0.50 hr	Texas Real Property Foreclosure and Eviction Law Texas mortgage foreclosure and landlord/tenant law.

Thursday Afternoon, June 28, 2007

Presiding Officer:

Hon. Marvin Isgur, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX

12:15 pm	Pick up box lunch included in registration form
12:30 pm 0.50 hr	Chapter 13: What Works and What Doesn't — What Do the Numbers Show An examination and analysis of Chapter 13 filings and results pre- and post-BAPCPA. The session closes by comparing US practices and results with European approaches to payment plans. Jason Kilborn, The John Marshall Law School - Chicago, IL
1:45 pm 0.75 hr	Exemptions Exemption - the debtors' fresh start or the creditor's recovery. Marjorie Payne Britt, Debt Relief Lawyers - Houston, TX Michael J. Durrschmidt, Hirsch & Westheimer - Houston, TX
2:30 pm 0.75 hr ethics	The Truth About Schedule J and Reaffirmation Agreements The truth about Schedule J—How much reality is really there? What ethical duties (and statutory duties) does the lawyer have to make Schedule J truthful v. workable? Billy G. Baca, Lawrence Baca & Donohue - Houston, TX St. Clair Newbern III, Attorney at Law - Fort Worth, TX Thomas D. Powers, Harris Finley & Bogle - Fort Worth, TX
3:15 pm	Break Break
3:30 pm 0.50 hr	Claim and Claim Transfer Disputes <ul style="list-style-type: none">• Claims objections and Prima Facie Validity: Are technical objections proper?• Should a creditor have to prove it owns a claim it files? How?• Setting aside an order disallowing claims: What are the standards Hon. Brenda T. Rhoades, U.S. Bankruptcy Court, Eastern District of Texas - Plano, TX Mark Stromberg, Stromberg & Associates - Dallas, TX
4:00 pm 0.75 hr ethics	Some Do's and Don'ts in the Practice of Bankruptcy The panel, drawn from the chambers of Judge Bohm, will present vignettes demonstrating practice tips and highlighting ethical issues. Hon. Jeff Bohm, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX

4:45 pm 0.50 hr	<p>Technology and Filing: Does Your Program Meet Code?</p> <p>Representatives from three leading bankruptcy software companies discuss how their respective programs handle the compliance and tough filing issues post-BABCA and how such software improves accuracy and efficiency.</p> <p>Susan Berry, Best Case Solutions - Evanston, IL Moderator: John J. Durkay, Mehaffy Weber, P.C. - Beaumont, TX Charles A. Fielder III, LegalPRO Systems Inc. - San Antonio, TX Doug Stone, LexisNexis</p>
5:15 pm	<p>Adjourn</p> <p>Adjourn</p>

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8:30 am 1.00 hr 0.25 hr ethics	<p>Breakfast Breakout Sessions With the Judiciary</p> <p>Hon. Craig Gargotta, United States Bankruptcy Court, Western District of Texas - San Antonio, TX Hon. H. DeWayne "Cooter" Hale, U.S. Bankruptcy Court, Northern District of Texas - Dallas, TX Hon. Marvin Isgur, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX Hon. Bill Parker, United States Bankruptcy Court, Eastern District of Texas - Tyler, TX</p>
9:30 am	<p>Break</p> <p>Break</p>
9:45 am 0.75 hr	<p>Special Issues With the Means Test</p> <p>A selection of recent Texas and National cases covering developments under the Means Test.</p> <p>Rick Carter, Carter & James PLLC - Houston, TX Hon. H. DeWayne "Cooter" Hale, U.S. Bankruptcy Court, Northern District of Texas - Dallas, TX Timothy W. O'Neal, United States Department of Justice, US Trustee - Tyler, TX</p>
10:30 am 0.50 hr	<p>Counseling Chapter 13 Versus Chapter 7</p> <p>What duties does the lawyer have to make the client face reality? What should be done about a client that badly needs a lawyer, but that doesn't have the funds to pay a lawyer up front?</p> <p>Hon. Wesley W. Steen, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX</p>
11:00 am	<p>Break</p> <p>Break</p>

11:15 am 0.50 hr	Bankruptcy Appeals A discussion and analysis of what case to appeal and how best to do so. Behrooz P. Vida, Attorney at Law - Bedford, TX
11:45 am 0.50 hr	Educational and Student Loans in Bankruptcy: Administrative Options An exploration of administrative options for relief from the U.S. Department of Education and the Texas Guaranteed Student Loan Corporation. John Dismukes, Texas Guaranteed Student Loan Corporation - Round Rock, TX Judy A. Robbins, Office Of US Attorney-Sdtx - Houston, TX

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1:15 pm 0.75 hr ethics	Law Clerks and Bankruptcy Practice What do they do? How important are they, who is really making the decisions, anyway? Karl Daniel Burrer, Haynes And Boone, LLP - Houston, TX Robert P. Colwell, United States Bankruptcy Court, Northern District of Texas - Dallas, TX Ted Cundick, United States Bankruptcy Court, Eastern District of Texas - Tyler, TX Susan Womble, United States Bankruptcy Court, Western District of Texas - San Antonio, TX
2:00 pm 0.50 hr	What's Happening at the U.S. Trustees Office? Discussion of ongoing efforts to implement the provisions of Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, including the provisions dealing with credit counseling, personal financial management instruction courses, and audits. Henry G. Hobbs Jr., Assistant U.S. Trustee - Austin, TX William T. Neary, United States Trustee, Region 6 & 11 - Dallas, TX
2:30 pm 0.75 hr 0.25 hr ethics	Serial Filers and the Automatic Stay This session will discuss the automatic stay in repeat filings, including related attorney client issues. Edgar J. Borrego, Tanzy & Borrego - El Paso, TX June A. Mann, Mann & Stevens, P.C. - Houston, TX
3:15 pm	Adjourn Adjourn