

11<sup>TH</sup> ANNUAL  
**CONSUMER BANKRUPTCY  
PRACTICE**



*Galveston Pleasure Pier, René Wiley*

July 23–24, 2015  
Moody Gardens Hotel ■ Galveston, Texas

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**SUPPORTING ORGANIZATIONS**

Houston Association of Consumer Bankruptcy Attorneys

Houston Association of Young Bankruptcy Lawyers

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Earn up to 13.75 Hours of Credit Including 1.75 Hours of Ethics Credit

TX Legal Specialization Approved for Bankruptcy Law

**Informative and Informal—Beach Casual Attire Welcomed**

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Earn up to 13.75 Hours of Credit Including 1.75 Hours of Ethics Credit  
TX Legal Specialization Credit Approved for Bankruptcy Law

**THURSDAY MORNING, JULY 23, 2015**

**Presiding Officer:**

Hon. Brenda T. Rhoades,  
U.S. Bankruptcy Court,  
Eastern District of Texas, Plano, TX

**7:30 a.m. Registration Opens**

Includes continental breakfast.

**8:20 a.m. Welcoming Remarks**

**8:30 a.m. 1.00 hr**

**Case Law Review**

An update on Fifth Circuit consumer bankruptcy cases from the past year.

**Moderator:**

Hon. Tony M. Davis, U.S. Bankruptcy Court,  
Western District of Texas, Austin, TX

**Panelists:**

Hon. Douglas D. Dodd, U.S. Bankruptcy Court,  
Middle District of Louisiana, Baton Rouge, LA  
Hon. Craig A. Gargotta, U.S. 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

**9:30 a.m. .75 hr**

**Six Debtor Squabbles Settled by SCOTUS**

Follow up on six bankruptcy cases granted certiorari before the U.S. Supreme Court in 2014 and recently decided.

Hon. H. DeWayne "Cooter" Hale, U.S. Bankruptcy  
Court, Northern District of Texas, Dallas, TX  
Jordan M. "Monty" Lewis, U.S. Bankruptcy Court,  
Northern District of Texas, Dallas, TX

**10:15 a.m. Break**

**10:30 a.m. .75 hr**

**Isn't Bankruptcy for Creditors, Too?**

Hear hot tips and practical advice for the creditor side of the Bar.

Hon. Marvin Isgur, U.S. Bankruptcy Court,  
Southern District of Texas, Houston, TX  
Stephen G. Wilcox, Wilcox Law PLLC, Fort Worth, TX

**11:15 a.m. .75 hr**

**What's Going On in the Creditor World?**

Hear the latest developments in Chapter 13 cases from the creditor perspective.

Diane S. Barron, Barron & Barron LLP, Plano, TX  
Jeffrey M. Fleming, Barrett Daffin Frappier Turner &  
Engel, LLP, Addison, TX

**12:00 p.m. Pick Up Lunch**

Included in registration.

**THURSDAY AFTERNOON**

**Presiding Officer:**

Hon. Craig A. Gargotta, U.S. Bankruptcy  
Court, Western District of Texas,  
San Antonio, TX

**LUNCHEON PRESENTATION**

**12:20 p.m. 1.00 hr**

**BAPCPA: A Ten Year Retrospective from the Bench and Bar**

Review some of the highlights of practicing under the Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA) ten years in.

**Moderator:**

Théda W. Page, The Page Law Firm, Frisco, TX

**Panelists:**

Hon. Douglas D. Dodd, U.S. Bankruptcy Court,  
Middle District of Louisiana, Baton Rouge, LA  
Hon. H. DeWayne "Cooter" Hale, U.S. Bankruptcy  
Court, Northern District of Texas, Dallas, TX  
Hon. Brenda T. Rhoades, U.S. Bankruptcy Court,  
Eastern District of Texas, Plano, TX

**1:20 p.m. Break**

**1:35 p.m. .75 hr | .50 hr ethics**

**Frost-bite: Protect Your Proceeds!**

Learn to identify potential mistakes and missteps that could leave you and your clients exposed with the latest on the Texas homestead exemption.

Pamela A. Bassel, Chapter 13 Trustee, Fort Worth, TX  
Michael V. Baumer, Law Office of Michael Baumer,  
Austin, TX

**2:20 p.m. .50 hr ethics**

**A Primer on the Mortgage Assistance Relief Services Rule**

What bankruptcy lawyers need to know about rampant mortgage modification scams and compliance with or exemption from the provisions of the MARS Rule.

Mayur M. Patel, The Sughrie Law Firm, PLLC,  
Houston, TX  
Thomas D. Powers, Chapter 13 Trustee, Irving, TX

**2:50 p.m. .75 hr | .25 hr ethics**

**Chapter 7 Trustee Panel:  
What Is Going On in Chapter 7s?**

Chapter 7 trustees from each Texas district focus on recent decisions, trends, and issues arising in each district and identify traps and tips to avoid disaster for your client.

**Moderator:**

Allison D. Byman, Hughes Watters Askanase, LLP,  
Houston, TX

**Panelists:**

Ron Satija, Hajjar Peters LLP, Austin, TX  
John Dee Spicer, Cavazos, Hendricks, Poirot &  
Smitham, P.C., Dallas, TX  
Stephen J. Zayler, Law Office of Stephen J. Zayler,  
Lufkin, TX

**3:35 p.m. Break**

**3:45 p.m. .50 hr**

**Basics of Filing and Prosecuting an Adversary Proceeding**

So you have decided to sue. What now?

John Akard Jr., Coplen & Banks, P.C., Cypress, TX  
Famose T. Garner, Attorney at Law, Houston, TX

**4:15 p.m. .50 hr ethics**

**How to Marry and Divorce Clients**

Learn how to properly document your engagement agreement and scope of duties with your client and ensure an appropriate termination after your representation has (or should have) ended.

Edgar J. Borrego, Tanzy & Borrego, El Paso, TX  
Mark A. Castillo, Curtis | Castillo PC, Dallas, TX

**4:45 p.m. 1.00 hr**

**Evidence Skits:  
Direct and Cross Examination of Witnesses**

You want the truth? You can't handle the truth!

Mark A. Castillo, Curtis | Castillo PC, Dallas, TX  
Hon. Tony M. Davis, U.S. Bankruptcy Court,  
Western District of Texas, Austin, TX  
Charles E. Lauffer Jr., Ritcheson, Lauffer & Vincent, P.C.,  
Tyler, TX  
Layla D. Milligan, Office of Deborah B. Langehennig,  
Chapter 13 Trustee, Austin, TX  
Brendetta A. Scott, Hoover Slovacek LLP,  
Houston, TX  
Tracie M. Shelby, The Shelby Law Firm, Dallas, TX

**5:45 p.m. Adjourn**

7:00–9:00 p.m. Reception and Dinner

**NIGHT OUT AT THE AQUARIUM  
RECEPTION AND DINNER**

All registrants and their families (kids welcome) are invited to a special reception and dinner with bankruptcy judges and conference faculty members.

Visit the spectacular Moody Gardens Aquarium without the large crowds of summer! The Aquarium is closed to the public for this special private evening featuring a casual dinner with heavy appetizers, carving stations and cocktails. It's a kid-friendly event that's perfect for networking with colleagues and fun for the whole family!

This event is casual, fun and flexible. Drop in for a quick drink, or stay and enjoy dinner with seating throughout the Aquarium.

SEPARATE REGISTRATION REQUIRED  
Tickets are \$15 per person and are NOT included in Conference registration. Please see registration form to purchase.



**Presiding Officer:**

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

**7:15 a.m. Conference Room Opens**

Includes continental breakfast.

**7:30 a.m. .75 hr**

**Breakfast Breakout Sessions with the Judiciary and Chapter 13 Trustees**

Judges and trustees from each of Texas's four judicial districts and two from Louisiana meet with attendees and moderate discussion on problems of local concern.

**8:15 a.m. .75 hr**

**Evidence Skits:  
How to Get In Tax Returns, Schedules, Appraisals, and Other Key Documents**

Live Testimony! Dead Bodies! Smoking Guns! That would be fun, but this is about documents, instead. Sorry.

- Mark A. Castillo, Curtis | Castillo PC, Dallas, TX
- Hon. Tony M. Davis, U.S. Bankruptcy Court, Western District of Texas, Austin, TX
- Charles E. Lauffer Jr., Ritcheson, Lauffer & Vincent, P.C., Tyler, TX
- Layla D. Milligan, Office of Deborah B. Langehennig, Chapter 13 Trustee, Austin, TX
- Brendetta A. Scott, Hoover Slovacek LLP, Houston, TX
- Tracie M. Shelby, The Shelby Law Firm, Dallas, TX

**9:00 a.m. .75 hr**

**The Who, What, When, Where, and How of Chapter 13**

Explore trends and hot topics in Chapter 13 cases, including what Chapter 13 Trustees are looking for and why.

**Moderator:**  
Hon. Jeffrey P. Norman, U.S. Bankruptcy Court, Western District of Louisiana, Shreveport, LA

**Panelists:**  
David G. Peake, Chapter 13 Trustee, Houston, TX  
Thomas D. Powers, Chapter 13 Trustee, Irving, TX  
John J. Talton, Chapter 13 Trustee, Tyler, TX

**9:45 a.m. .75 hr**

**Bankruptcy Accounting 101: Small Business Statements, Escrows, and Other Math Tests**

Get the judicial perspective and learn simple ratios to estimate a small business's chances of success or failure, including how to use the balance sheet and income statement to determine its ability or inability to pay creditors and continue in operation.

Hon. Marvin Isgur, U.S. Bankruptcy Court, Southern District of Texas, Houston, TX  
Hon. Jeffrey P. Norman, U.S. Bankruptcy Court, Western District of Louisiana, Shreveport, LA  
William G. West, William G. West, P.C., C.P.A., Houston, TX

**10:30 a.m. Break**

**10:45 a.m. .50 hr**

**Valuation Issues in Consumer Cases**

Addressing valuation issues in Chapters 7 and 13 bankruptcy cases, including redemptions, lift stays, motions for valuation, and objections to confirmation.

Hon. Craig A. Gargotta, U.S. Bankruptcy Court, Western District of Texas, San Antonio, TX  
Stephen G. Wilcox, Wilcox Law PLLC, Fort Worth, TX

**11:15 a.m. .50 hr**

**Securing Post-Petition Financing and Rebuilding Client Credit**

Discuss how to help your clients obtain debt during an active bankruptcy case and consider ways to advise them on rebuilding credit after their case has ended.

Sean T. Flynn, Fears | Nachawati, Dallas, TX  
Benjamin J. Lusky, Fears | Nachawati, Dallas, TX

**11:45 a.m. .75 hr**

**A View from the District Court and Court of Appeals**

A question-and-answer session about bankruptcy appeals to the district court and court of appeals.

Hon. Gregg Costa, U.S. Court of Appeals, Fifth Circuit, Houston, TX

**12:30 p.m. .75 hr**

**Mini-Trial: How Big Is Too Big?**

The judges talk about strategy, evidence and things that really matter during trial.

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

**Panelists:**  
Hon. Craig A. Gargotta, U.S. Bankruptcy Court, Western District of Texas, San Antonio, TX  
Hon. Marvin Isgur, U.S. Bankruptcy Court, Southern District of Texas, Houston, TX  
Hon. Jeffrey P. Norman, U.S. Bankruptcy Court, Western District of Louisiana, Shreveport, LA  
Hon. Brenda T. Rhoades, U.S. Bankruptcy Court, Eastern District of Texas, Plano, TX

**1:15 p.m. Adjourn**

**ABOUT THE COVER**

*Galveston Pleasure Pier*, unenhanced giclée on canvas, is by René Wiley. For more information, visit [www.renewileygallery.com](http://www.renewileygallery.com)

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E**

This course has been approved for Minimum Continuing Legal Education credit by the State Bar of Texas Committee on MCLE in the amount of 13.75 hours, of which 1.75 credit hours will apply to legal ethics/professional responsibility credit. The University of Texas School of Law is a State Bar of California approved MCLE provider (#1944), and a MCLE presumptively-approved provider by the Supreme Court of the State of Louisiana (#0553) and the Oklahoma Bar Association (#169).

## CONFERENCE FACULTY

---

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Plano, TX

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Curtis | Castillo PC  
Dallas, TX

HON. GREGG COSTA  
U.S. Court of Appeals, Fifth Circuit  
Houston, TX

HON. TONY M. DAVIS  
U.S. Bankruptcy Court  
Western District of Texas  
Austin, TX

HON. DOUGLAS D. DODD  
U.S. Bankruptcy Court  
Middle District of Louisiana  
Baton Rouge, LA

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Addison, TX

SEAN T. FLYNN  
Fears | Nachawati  
Dallas, TX

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San Antonio, TX

FAMOSE T. GARNER  
Attorney at Law  
Houston, 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  
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Houston, TX

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Chapter 13 Trustee  
Irving, TX

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Eastern District of Texas  
Plano, TX

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Fort Worth, TX

STEPHEN J. ZAYLER  
Law Office of Stephen J. Zayler  
Lufkin, TX

## PLANNING COMMITTEE

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Austin, TX

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Baton Rouge, LA

HON. JEFFREY P. NORMAN—  
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HON. CRAIG A. GARGOTTA—  
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Plano, TX

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Cypress, TX

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Bedford, TX

STEPHEN G. WILCOX  
Wilcox Law PLLC  
Fort Worth, TX

## HOW TO REGISTER

**Online:**  
www.utcle.org/conferences/CK15

**Mail:**  
The University of Texas  
School of Law  
Attn. CLE  
PO Box 7759  
Austin, TX 78713-7759

**Fax:**  
512.475.6876

**Questions? 512.475.6700**

*Dietary requirements or Accessibility needs?  
Call 512.475.6700 or email service@utcle.org*

## REGISTRATION BENEFITS

**Before the Conference:** Access course materials—downloadable PDFs of papers and slides— and speaker and attendee roster in *Your Briefcase* 48 hours before the conference.

**After the Conference:** Unlimited access to final, complete course materials—downloadable PDFs of papers and slides—in *Your Briefcase*.

**Bonus eCourses:** Complimentary 180-day access to Bonus eCourses—with papers, slides, and audio—for CLE credit (TX, CA) you may have missed at the conference. Available in *Your Briefcase* 6–8 weeks after the conference.

**TX MCLE Credit Reporting:** UT Law CLE can report credit on your behalf directly to the State Bar of Texas. Track your Texas MCLE credit claimed and reported through UT Law CLE in *Your Account*.

**Your Account:** Activate *Your Account* online at www.utcle.org. Your UT Law CLE Account is created for you as a first-time conference registrant (mail and fax registrations) with the email address you provide.

## IN-HOUSE AND CONFERENCECOMPLETE MATERIALS

### In-House

Bring Consumer Bankruptcy Practice in-house. Audio presentations and written materials for learning with your colleagues—for Texas MCLE credit. We manage the accreditation process from approval to reporting. Custom packages available.

### ConferenceComplete Materials

Comprehensive Binder and Audio products from the live conference—for research and self-study. Available for download and shipping.

## REGISTRATION FORM

PLEASE PRINT CLEARLY

**CK15**  
(w)

Bar Card# \_\_\_\_\_  TX  Other State: \_\_\_\_\_  N/A

Name [ Mr. / Ms. ] \_\_\_\_\_

Firm \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ Fax \_\_\_\_\_

Registrant's Email (required) \_\_\_\_\_

Assistant's Email (optional) \_\_\_\_\_

*Invoices, confirmations and receipts are emailed to these addresses.*

### REGISTRATION—Includes Course Materials and Thursday Luncheon Presentation

Special group registration rates available. Call 512.475.6700.

#### 1. Select Registration Type

- Individual registration by Wednesday, July 15 . . . . . \$550  
 Individual registration after Wednesday, July 15 . . . . . \$600

#### 2. Select Course Materials Format

- Electronic Course Binder Download (PDF) ONLY  
 Printed Course Binder ONLY (available through July 15)

#### 3. NIGHT OUT AT THE AQUARIUM RECEPTION AND DINNER—Thursday Evening

All registrants and families (kids welcome) are invited to a private Reception and Dinner.

**\$15 per person. Please RSVP for yourself. Circle the number of guests (limit 5):**

- I will attend the Reception and Dinner . . . . . \$15  
 Add guests: 1 2 3 4 5 x \$15 each . . . . . \$ \_\_\_\_\_

#### IN-HOUSE—For Texas MCLE Credit

ConferenceComplete package includes Audio CD Set plus a Printed Binder and MCLE Reporting Form for each participant. Available for delivery 3–5 weeks after conference date. Shipping included.

- In-House for 2 . . . . . \$850  
 \_\_\_\_\_ Additional participant(s) for \$275 each . . . . . \$ \_\_\_\_\_

#### CONFERENCECOMPLETE MATERIALS<sup>†</sup>—For Research and Self-Study

Comprehensive Binder and Audio products from the live conference.

Available for delivery 3–5 weeks after conference date. Shipping included.

- eBinder Download (PDF) . . . . . \$225  
 Printed Binder . . . . . \$275  
 Audio Download (MP3) . . . . . \$175  
 Audio CD Set . . . . . \$225

<sup>†</sup>Texas customers—add 8.25% sales tax or include an Exemption Certificate . . . . . \$ \_\_\_\_\_  
*Sales tax will be invoiced separately on taxable orders for which payment does not include tax.*

**TOTAL \$** \_\_\_\_\_

#### METHOD OF PAYMENT

- Check (make check payable to The University of Texas at Austin)  
 VISA  MasterCard  American Express  P.O.

Card /P.O. # \_\_\_\_\_ Exp. Date \_\_\_\_\_ / \_\_\_\_\_  
 (mm/yy)

Authorized Signature \_\_\_\_\_

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## GALVESTON

July 23–24, 2015

### CONFERENCE LOCATION



**Moody Gardens Hotel**  
Seven Hope Boulevard  
Galveston, TX  
888.388.8484

**Special Room Rate: \$174**  
good through July 1  
(subject to availability)

**Parking:**  
Complimentary self-parking

### KEY DATES

**July 15, 2015**

*last day for early registration*  
add \$50 for registrations  
received after this time

**July 17, 2015**

*last day for cancellation (full refund)*

**July 20, 2015**

*last day for cancellation (partial refund)*  
\$50 processing fee applied

**July 23, 2015, 8:20 a.m.**

*Conference begins*

## REASONS TO ATTEND CONSUMER BANKRUPTCY PRACTICE

Consumer Bankruptcy Practice presents current developments and practical tips for bankruptcy attorneys and trustees, offers essential information on the Bankruptcy Code, and provides must-have written materials and resources for practitioners.

2015 highlights include:

- An update on Fifth Circuit consumer bankruptcy cases from the past year, with **Hon. Tony Davis, Hon. Douglas D. Dodd, Hon. Craig Gargotta, Hon. DeWayne Hale** and **Hon. Marvin Isgur**
- A review of recent U.S. Supreme Court decisions affecting consumer bankruptcy
- A look at developments since passage of the Bankruptcy Abuse Prevention and Consumer Protection Act
- Chapter 7 and Chapter 13 Trustees from various districts focus on recent decisions and issues from the past year
- **Edgar Borrego** and **Mark Castillo** present *How to Marry and Divorce Clients*
- Breakfast breakout sessions with the Judiciary and Chapter 13 Trustees from Texas and Louisiana
- U.S. Court of Appeals **Judge Gregg Costa** provides his view from the Fifth Circuit with an opportunity for attendees to ask questions
- **Hon. H. DeWayne Hale, Hon. Craig Gargotta, Hon. Marvin Isgur, Hon. Jeffrey P. Norman** and **Hon. Brenda T. Rhoades** present *Mini-Trial: How Big Is Too Big* regarding disposition of luxury goods in a Chapter 13 bankruptcy
- Fun, interactive sessions that encourage attendee participation on evidence and direct and cross examination
- Interact and network with judges, trustees and practitioners throughout the conference, including the *Night Out at the Aquarium Reception and Dinner*—bring your family and enjoy the Aquarium in this ticketed event without the large crowds of summer

This conference is informative and informal—attendees and faculty are encouraged to dress “beach casual” and bring the family to enjoy Moody Gardens on Galveston Island.

Found the seminar to be fantastic and wonderful as it relates to consumer bankruptcy practice.

The speakers are well prepared and convey a lot of useful information.

The judges’ participation is very helpful.

I like that the program is written by and largely presented by the Texas Bankruptcy Judges, is informal and the gathering is collegial among both practitioners and judges.