

16th Annual Conference on Consumer Bankruptcy Practice

July 27-28, 2020 • Live Webcast

Monday Morning, July 27, 2020

Presiding Officer:

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

8:00 am	Welcoming Remarks
8:10 am 0.75 hr 0.25 hr ethics	Case Summaries—Supreme Court Only Judges Rhoades and Gargotta will offer an in depth discussion and perspective on the Supreme Court's 2019 term bankruptcy decisions. Gain insight as to how the Court's bankruptcy decisions will influence practice in the future. Hon. Craig A. Gargotta, U.S. Bankruptcy Court, Western District of Texas - San Antonio, TX Hon. Brenda T. Rhoades, U.S. Bankruptcy Court, Eastern District of Texas - Plano, TX
8:55 am	5-Minute Break
9:00 am 0.50 hr	Real and Personal Property Leases and Financing Statements in Consumer Cases Gain insight in dealing with lease claims, cures, assumptions, defaults, lift stays, and the like; as well as financing statements on personal property such as air conditioners and water softeners. Mayur M. Patel, Guzman Law Firm - Houston, TX Stephen G. Wilcox, Wilcox Law PLLC - Arlington, TX
9:30 am	5-Minute Break
9:35 am 0.75 hr 0.25 hr ethics	Advising Small Business Clients in Chapter 13 From the initial interview to confirmation, what every attorney needs to know about a Chapter 13 Business case and its benefits. Discuss Chapter 13 Business cases versus Chapter 11 Sub V cases. Miriam Goott, Walker & Patterson PC - Houston, TX Mary K. Viegelahn, Chapter 13 Trustee - San Antonio, TX
10:20 am	5-Minute Break
10:25 am 0.50 hr	The CARES Act The CARES Act's changes to the Bankruptcy Code and how small businesses can (and cannot) get stimulus money. Hon. Tony M. Davis, U.S. Bankruptcy Court, Western District of Texas - Austin, TX Behrooz P. Vida, The Vida Law Firm - Bedford, TX
10:55 am	5-Minute Break

11:00 am 0.75 hr 0.25 hr ethics	Case Summaries—Fifth Circuit Only Join Judges Morris and Rodriguez for a dedicated presentation on current and relevant Fifth Circuit Cases impacting the bankruptcy community. Hon. E. Lee Morris, U.S. Bankruptcy Court, Northern District of Texas - Fort Worth, TX Hon. Eduardo V. Rodriguez, U.S. Bankruptcy Court, Southern District of Texas - McAllen, TX
11:45 am	Break for Lunch—Presentation Resumes at 12:05 p.m.

Monday Afternoon, July 27, 2020

Presiding Officer:

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

LUNCHEON PRESENTATION

12:05 pm 0.50 hr	Living on the Means Test Judges hear in court the difficulty that debtors have in living under the means test. A judge will share with the attendees his limited experience in living under the means test. Hon. Craig A. Gargotta, U.S. Bankruptcy Court, Western District of Texas - San Antonio, TX
12:35 pm	5-Minute Break
12:40 pm 0.75 hr 0.25 hr ethics	The Virtual Hearing Chief Judge Jones provides insight and guidance on using technology to win your case. Hon. David R. Jones, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX
1:25 pm	5-Minute Break
1:30 pm 0.50 hr	Student Loans In and Out of Bankruptcy Review the variations and nuances of student loan debt resolution, both in and out of bankruptcy. Hon. Chris López, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX Julianne M. Parker, Fears Nachawati, PLLC - Dallas, TX
2:00 pm	5-Minute Break

2:05 pm 0.50 hr	<p>The Power Behind the Throne: Law Clerks from Each District Give Advice</p> <p>An interactive discussion among four experienced Texas bankruptcy court law clerks, highlighting unique practices and rules in each district.</p> <p>Moderator: Hon. H. DeWayne "Cooter" Hale, U.S. Bankruptcy Court, Northern District of Texas - Dallas, TX</p> <p>Panelists: Erin E. Coughlin, U.S. Bankruptcy Court, Western District of Texas - San Antonio, TX Leslie R. Masterson, U.S. Bankruptcy Court, Eastern District of Texas - Plano, TX Daniela Mondragon, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX Emma Persson, U.S. Bankruptcy Court, Northern District of Texas - Dallas, TX</p>
2:35 pm	5-Minute Break
2:40 pm 0.50 hr	<p>Motions to Extend or Impose</p> <p>Making the most of second chances, by learning from the first. Review §362(c)(3) & (4), practical considerations, and recent case law.</p> <p>Hon. Douglas D. Dodd, U.S. Bankruptcy Court, Middle District of Louisiana - Baton Rouge, LA Cristina Rodriguez, Keeling Law Firm - Houston, TX</p>
3:10 pm	5-Minute Break
3:15 pm 0.50 hr	<p>Non-Exemptions and Weird Exemptions</p> <p>Gain insight on assets which do not have to be exempted because they never become property of the estate and exemptions you do not see every day. Panelists will also discuss the HAVEN Act "exemption" of Veterans benefits from the CMI calculation.</p> <p>Michael V. Baumer, Law Office of Michael Baumer - Austin, TX Carey D. Ebert, Chapter 13 Trustee - Plano, TX</p>
3:45 pm	5-Minute Break
3:50 pm 0.75 hr	<p>In our District, ...</p> <p>A panel discussion on how different districts handle 10 burning Chapter 13 issues.</p> <p>Moderator: Hon. Tony M. Davis, U.S. Bankruptcy Court, Western District of Texas - Austin, TX</p> <p>Panelists: Pam Bassel, Standing Chapter 13 Trustee - Fort Worth, TX Carey D. Ebert, Chapter 13 Trustee - Plano, TX David G. Peake, Chapter 13 Trustee - Houston, TX Mary K. Viegelaahn, Chapter 13 Trustee - San Antonio, TX</p>
4:35 pm	5-Minute Break
4:40 pm 0.50 hr	<p>Sales of Assets in Chapter 13...Free and Clear and Other Issues</p> <p>Review of the current state of the law on the sale of assets in a chapter 13 proceedings, with special emphasis on the provisions in the local form chapter 13 plan regarding the sale of real property.</p> <p>Mitchell J. Buchman, Barrett Daffin Frappier Turner & Engel, LLP - Addison, TX</p>

5:10 pm	5-Minute Break
5:15 pm 0.50 hr	Chapter 7 Trustee Panel Diane Carter, Barron and Carter, LLP - Plano, TX Christopher R. Murray, Jones Murray & Beatty LLP - Houston, TX Laurie Dahl Rea, Forshey & Prostok, LLP - Fort Worth, TX
5:45 pm	Adjourn

Tuesday Morning, July 28, 2020

Presiding Officer:

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

7:30 am 1.00 hr	Breakfast Breakout Sessions Judges and trustees from each of Texas's four judicial districts meet with attendees and moderate a discussion on problems of local concern.
8:30 am	5-Minute Break
8:35 am 0.75 hr 0.25 hr ethics	Case Summaries—Bankruptcy and District Court Only Review every consumer bankruptcy case decided by the bankruptcy and district courts in Texas and beyond. Always a highlight of the conference. Hon. Marvin Isgur, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX Daniela Mondragon, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX
9:20 am	5-Minute Break
9:25 am 0.75 hr	A Primer On The Small Business Reorganization Act Join Judge Rodriguez as he leads this distinguished panel through a lively discussion of the SBRA, related cases and what it could mean for debtors and practitioners alike. Moderator: Hon. Eduardo V. Rodriguez, U.S. Bankruptcy Court, Southern District of Texas - McAllen, TX Panelists: Mark A. Castillo, Curtis Castillo PC - Dallas, TX Henry G. Hobbs Jr., Acting U.S. Trustee Region 7, U.S. Department of Justice - Austin, TX
10:10 am	5-Minute Break
10:15 am 0.75 hr ethics	Attorney Ethical Duties, Disclosure, Advertising, the Unhappy Client Gain insight into advertising ethically to get clients. Discuss what to do when you discover your client has been less than forthcoming about his assets or liabilities and suggestions when the attorney-client relationship hits a rocky patch. Jessica Hanzlik, Vanhemelrijck Law Offices, P.C. - San Antonio, TX Elizabeth Hickson, Hickson Law, P.C. - Austin, TX

11:00 am	5-Minute Break
11:05 am 0.50 hr	Isgur on Numbers Judge Isgur will try to make numbers your friend. Learn about some financial calculations that will help every consumer bankruptcy attorney. Hon. Marvin Isgur, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX
11:35 am	5-Minute Break
11:40 am 0.50 hr	Five Quick Ways to Review Mortgages and Payment Changes and 3002.1 Notices A common sense approach to a debtor's review of mortgage payment changes and how to respond. Hon. Jeffrey P. Norman, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX Phillip H. Trueba, Attorney at Law - Houston, TX
12:10 pm	5-Minute Break
12:15 pm 0.75 hr 0.25 hr ethics	Open Forum Judges Panel Hear a panel of seasoned judges respond to your frequently—and sometimes infrequently—asked questions. Please submit your questions in advance to ConferenceQA@utcle.org . Moderator: Marcos D. Oliva, Oliva Law - McAllen, TX Panelists: 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 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. Chris López, U.S. Bankruptcy Court, Southern District of Texas - Houston, TX Hon. Brenda T. Rhoades, U.S. Bankruptcy Court, Eastern District of Texas - Plano, TX
1:00 pm	Adjourn

Tuesday Afternoon, July 28, 2020

1:15 pm	Pro Bono Clinic with Lone Star Legal Aid (1:15-3:15 p.m.) Join UT Law CLE, Lone Star Legal Aid, and the Bankruptcy Law Section of the State Bar of Texas for a pro bono clinic following the conference on Tuesday, July 28 from 1:15 – 3:15 p.m. Attendees will learn about the services LSLA offers, how attendees can use their training to make a difference in the community, and will be matched immediately with a pre-screened Lone Star Legal Aid client for a live Zoom consultation. Attendees are encouraged to sign up to help a client in need of legal services. Those who register and attend the clinic will receive a complimentary one-year subscription to UT Law CLE's eLibrary, comprised of audio, video, slides and papers from conferences spanning dozens of practice areas (a \$295 value). For more information and to sign up for the clinic, contact Lone Star Legal Aid by phone 800.733.8394 x1217 or by email to mpitts@lonestarlegal.org. You can also add the clinic to your order when registering for the webcast.
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