BANKRUPTCY AND MARITIME LAW

30th Annual David W. Robertson Admiralty and Maritime Law Conference

OCTOBER 15, 2021

Judge Chris López

1

Bankruptcy Courts

U.S. Const. art. I \S 8: "The Congress shall have the power to . . . establish . . . uniform laws on the subject of bankruptcies throughout the United States."

Article I v. Article III Judges. Bankruptcy courts function as a unit of the district courts—bankruptcy cases are automatically referred to bankruptcy courts.

Appeals generally go first to the District Court then to the Fifth Circuit.

2

Bankruptcy Judges in the S.D. Texas

- •Chief Judge David R. Jones
 - •Houston, Corpus Christi, Laredo
- Judge Marvin Isgur
 - •Houston, Brownsville, Corpus Christi, McAllen
- •Judge Jeffrey P. Norman
 - •Houston, Galveston
- Judge Eduardo V. Rodriguez
 - •McAllen, Brownsville, Houston
- •Judge Christopher M. López
 - •Houston, Victoria

Bankruptcy Courts During COVID

- Bankruptcy courts throughout the state transitioned to virtual hearings very early during the pandemic.
- Some courts have opened with hybrid (virtual and in-person) hearings and others remain closed.
- Bankruptcy courts in the S.D. Texas anticipate returning to inperson hearings in early November 2021.

4

3

Hybrid Bankruptcy Court Hearings

- In a single hearing, you could have:
 - Witnesses appearing virtually.
 - Witnesses appearing in person.
 - Lawyers examining witnesses in person.
 - Lawyers examining witnesses virtually.
 - Virtual arguments.
 - In-person arguments.

5

5

Types of Maritime Bankruptcy Cases

Maritime bankruptcy cases may arise under 3 chapters of the Bankruptcy Code:

- Chapter 7
- Chapter 11
- Chapter 15

6





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Also available as part of the eCourse 2021 David W. Robertson Admiralty and Maritime Law eConference

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