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Bankruptcy 101: A Practical Program on Chapters 7 & 13 (WA)

Bankruptcy practice is a very specialized field. Chapters 7 and 13 involve complicated procedures, law, issues and players. This seminar will provide you with an introduction to handling Chapters 7 and 13 bankruptcy cases. Expert practitioners as well as Trustee representatives and a career bankruptcy court law clerk will guide you through the process.

Bankruptcy Court related topics include: an introduction to the Bankruptcy court, electronic filing issues, motion practice, adversary proceedings, appeals and ethics.

Chapter 7 basics will also include creditor's representation, debtor's representation, and the role of the Trustee. For those representing the debtor, you will learn about the attorney's tool kit, the pre-petition information gathering process, income, expense and means test, credit counseling certificates, filing and its effect, 4002 documents, the 341 meeting, deadlines for discharging the complaint, the financial education requirement, discharge, interaction with the Chapter 7 Trustee and the U.S. Trustee, various types of claim treatment. You will also learn about what happens to the assets. For those representing the creditor, you will learn about creditor's rights, special situations, treatment of secured claims in reorganization cases, judgment lien avoidance, exceptions and objections to discharge, and dismissal and conversion.

Chapter 13 basics will include creditor's representation, debtor's representation, and the role of the Trustee. For those representing the debtor, you will learn about client responsibilities, drafting the Chapter 13 plan, schedules and statements, the means test, filing documents, getting your attorneys fees paid, the section 341 meeting, and plan confirmation issues. You will also learn about post confirmation issues, debtor financial education and the completion of the plan and discharge. For those representing the creditor, you will learn about creditor's rights, special situations, treatment of secured claims in reorganization cases, judgment lien avoidance, exceptions and objections to discharge, and dismissal and conversion.

The Role of the Trustee will be covered for both Chapter 13 and 7 cases.

Seattle, WA

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FACULTY

Moderator

Audrey E. Gervasi, Esq.

Law Clerk, U.S. Bankruptcy Court, Western District of WA
For the past 12 years, Audrey E. Gervasi has served as a career law clerk for a federal bankruptcy judge at the U.S. Bankruptcy Court, Western District of Washington at Tacoma and the Bankruptcy Appellate Panel of the Ninth Circuit. Prior to becoming a law clerk, Ms. Gervasi was an associate in private bankruptcy practice with a Seattle law firm. Ms. Gervasi graduated from Seattle University School of Law, magna cum laude, in 1996, where she served as a Law Review Note and Comment Editor.

Faculty

Virginia A. Burdette, Esq.

Andrews Burdette

Ms. Burdette was appointed as a Chapter 7 Panel Trustee in 1997. She also serves as a Chapter 11 and Chapter 12 Trustee. Prior to her appointment as trustee, Ms. Burdette's practice was devoted exclusively to representing debtors in consumer bankruptcy cases, with an emphasis on Chapter 13. She is a frequent speaker on consumer bankruptcy issues, including the National Association of Chapter 13 Trustees, National

Association of Bankruptcy Trustees, Northwest Bankruptcy Institute, and the U.S. Trustee National Training Seminar. Ms. Burdette has also taught Consumer Bankruptcy at the University of Washington Law School.

Jason Wilson-Aguilar, Esq.

Senior Staff Attorney/Legal Department Manager Office of K. Michael Fitzgerald, Chapter 13 Trustee

Mr. Wilson-Aguilar is Senior Staff Attorney and Legal Department Manager in the Chapter 13 Trustee's Office. He was previously Vice President and Counsel in the Home Loans and Consumer Lending Division of Washington Mutual Bank's Legal Department. Mr. Wilson-Aguilar has represented both debtors and creditors in consumer bankruptcy cases in Washington and Oregon. He is a frequent writer and speaker on bankruptcy and mortgage lending topics. B.A., University of Oregon; J.D., Lewis and Clark Law School.

Kimberly J. MacLeod, Esq.

Law Offices of Kimberly J. MacLeod, P.C.

Kim received her law degree in 1986 from the University of Puget Sound (now known as Seattle University). She earned her undergraduate degree in 1983 from the University of Washington. From mid-1986 until 1998, Kim was in private practice. Kim began working as a Staff Attorney for the Seattle

Chapter 13 Trustee's office in 1998, and served as Senior Staff Attorney for K. Michael Fitzgerald, the Seattle Chapter 13 Trustee, from 1999 until September, 2009. In 2009, Kim opened the Law Offices of Kimberly J. MacLeod, P.C., and focuses on the representation of debtors in Chapter 7 and Chapter 13 bankruptcies.

Alan J. Wenokur, Esq.

Alan J. Wenokur has been a sole practitioner since 1991, emphasizing bankruptcy and debtor/creditor law. He regularly represents debtors and creditors in Chapter 7 and Chapter 13 bankruptcy cases, as well as creditors in Chapter 11 cases. He also focuses on representation of Chapter 7 trustees, often in cases featuring undisclosed assets or other questionable conduct. A member of the state creditor/debtor section and the American Bankruptcy Institute, Mr. Wenokur frequently speaks on bankruptcy law issues at professional seminars.

Thomas S. Linde, Esq.

Partner, Schweet Rieke & Linde, PLLC

Tom's investigative approach has allowed him to become one of the leading experts in the areas of real estate, and creditor's rights and remedies law. Using the lens of experience that comes from 24 years of specialized practice, Tom is known for finding resolution in often difficult cases. His success with problem cases has made him a sought after speaker.

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Bankruptcy 101

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