



FEDERAL BAR ASSOCIATION

BANKRUPTCY SECTION NEWSLETTER
APRIL, 2003

ELECTRONIC CASE FILING (ECF)

THE EDITOR RECENTLY CONDUCTED AN INTERVIEW BY EMAIL OF RICHARD FINK, CHAPTER 13 TRUSTEE IN KANSAS CITY, MISSOURI, ABOUT ECF.

1. HOW LONG HAS YOUR DISTRICT HAD ELECTRONIC CASE FILING (ECF)?
SINCE MARCH 1, 2001

2. IN YOUR DISTRICT, WHAT ITEMS ARE REQUIRED TO BE FILED ELECTRONICALLY AND WHAT CAN STILL BE FILED IN PAPER FORM? HOW DOES YOUR COURT HANDLE DOCUMENTS FILED IN PAPER FORM?

ALL PLEADINGS MUST BE FILED ELECTRONICALLY. CLAIMS STILL ARE ACCEPTED IN PAPER FORM. THE CLERK SCANS CLAIMS. THE CLERK ALSO SCANS PAPER PLEADINGS RECEIVED FROM PRO SE DEBTORS.

3. HOW DOES YOUR DISTRICT HANDLE THE ISSUES OF CONFIRMING THAT DEBTORS HAVE READ THEIR SCHEDULES AND OTHER PAPERS AND ENSURING THAT DEBTORS ARE VERIFYING THE TRUTH OF THE STATEMENTS MADE IN THEM? FOR INSTANCE, DOES ONE PARTY (E.G. THE DEBTOR ATTORNEY) KEEP A PAPER COPY OF THE SCHEDULES FOR REVIEW AT A MEETING OF CREDITORS? WHAT HAPPENS THEN WITH VERIFICATION OF THE SCHEDULES AT 341 HEARINGS?

THE DEBTOR MUST FILE A DECLARATION OF ELECTRONIC FILING WITH THE CLERK OF THE COURT. IT IS MY UNDERSTANDING THAT THIS IS THE ONLY PIECE OF PAPER THAT THE COURT ACTUALLY KEEPS. IF THE DECLARATION IS NOT FILED, THE COURT DISMISSES THE CASE. IF YOU GIVE ME A FAX NUMBER I WILL BE HAPPY TO FAX YOU A SAMPLE.

4. WHAT ARE THE BEST ATTRIBUTES OF ECF?

THE IMMEDIACY OF (FILING) DOCUMENTS 24 HOURS A DAY/7 DAYS A WEEK.

5. WHAT ARE THE DIFFICULTIES? PARTICULARLY, WHAT WAS THE MOST DIFFICULT IN TRANSITION AND WHAT REMAINS DIFFICULT FOR THE PARTICIPANTS?

THE MOST DIFFICULT ISSUE FOR A VOLUME PRACTITIONER SUCH AS THE STANDING CHAPTER 13 TRUSTEE IS FILING MASS QUANTITIES OF DOCUMENTS EACH DAY AND DOWNLOADING MASS QUANTITIES OF DOCUMENTS EACH DAY. IT IS IMPORTANT TO OBTAIN THE COOPERATION OF THE CLERK TO AID IN PUTTING INTO PLACE SYSTEMS THAT ALLOW FOR THE POWER UPLOADING AND DOWNLOADING OF DOCUMENTS.

6. FOR THE DIFFICULTIES, WHAT COULD IMPROVE THE PROCESS, BOTH IN TRANSITION AND IN CONTINUED PRACTICE WITH ECF?

I DON'T BELIEVE THAT THERE IS A SYSTEMIC SOLUTION AT THIS POINT BECAUSE DIFFERENT COURTS IMPLEMENT ECF DIFFERENTLY BOTH AS TO WHAT VERSION THEY USE AND THEIR OWN INTERNAL PROCESSES.

7. HOW DO TRUSTEES RECEIVE INCOMING SCHEDULES AND OTHER FILINGS? WHAT INTERNAL PROCESS WOULD YOU SUGGEST FOR RETRIEVAL, STORAGE, USE AT 341 HEARINGS AND IN COURT AND OTHER PARTS OF THE PROCESS?

AS WITH ANY OTHER PRACTITIONER WE RECEIVE EMAILS THAT A DOCUMENT WAS FILED IN A CASE IN WHICH WE ARE A PARTY. BECAUSE WE RECEIVE APPROXIMATELY 800 TO 1000 SUCH EMAILS EACH DAY WE DO NOT OPEN EACH INDIVIDUAL EMAIL. RATHER, WE RUN ACTIVITY REPORTS AND DOWNLOAD

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IMPORTANT DATES:

15TH ANNUAL FBA BANKRUPTCY SEMINAR: AUGUST 7-9, 2003: @ TRAVERSE CITY PARK PLACE HOTEL

CONSUMER BANKRUPTCY COALITION MEETINGS:

SECOND FRIDAY OF JULY AND EVERY SECOND MONTH THEREAFTER @ 9:00 A.M. @ FIFTH THIRD BANK, EAST PARIS ROAD, GRAND RAPIDS. CALL JOHN PIGGINS OR JILL @ (616) 447-1800 FOR DETAILS, TO GET ON THE MAILING LIST AND TO VERIFY MEETING.

NATIONAL CONFERENCE OF BANKRUPTCY JUDGES: THE ANNUAL MEETING THIS YEAR IS IN SAN DIEGO FROM OCTOBER 15-18. SEE WWW.NCBJ.ORG.

Something missing? Let us know about other dates!

PASSINGS OF JUDGES HOWARD AND NIMS

RECENTLY, RETIRED JUDGES DAVID E. NIMS JR. AND LAURENCE E. HOWARD PASSED AWAY. PLEASE SEE THE LAST PAGE OF THIS NEWSLETTER REGARDING THESE SAD EVENTS AND OUR PLANS TO RECOGNIZE THESE GREAT JUDGES IN THE NEXT NEWSLETTER.

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THE DOCUMENTS THAT WE NEED FROM THOSE REPORTS.

8. ARE PARTIES ABLE TO SERVE OTHER PARTIES BY EMAIL? HOW WIDESPREAD IS THIS PROCESS BEING USED IN YOUR DISTRICT? WHAT TYPES OF ATTORNEYS OR PARTIES ARE TAKING ADVANTAGE OF THIS PROCESS?

IN OUR DISTRICT SINCE ECF IS MANDATORY, MANY OF THE PARTIES ARE SERVED BY EMAIL AUTOMATICALLY BECAUSE THEY HAVE ENTERED AN APPEARANCE IN THE CASE. HOWEVER, IT STILL IS NECESSARY TO SERVE PARTIES WHO ARE NOT REGISTERED WITH THE COURT VIA MORE TRADITIONAL METHODS SUCH AS USPS.

9. WHAT HAPPENS WHEN PARTS OF THE SYSTEM GO DOWN? HOW IS THE COURT HANDLING DEADLINES WHICH PASS DURING THESE TIMES? WHAT BACKUP SYSTEMS ARE IN PLACE TO HELP WITH POTENTIAL LOST DATA OR WITH THE ABILITY TO CONTINUE WORKING, EVEN IF PART OF THE SYSTEM IS DOWN? (WE HAVE MANY OCCASIONS WHEN RACER IS DOWN AND ATTORNEYS ARE CONCERNED ABOUT THIS IF THEY NEED TO RELY ON IT.)

I SUGGEST THAT YOU CONTACT THE CLERK'S OFFICE. (SEE BELOW.)

10. WHAT ELSE CAN YOU TELL US ABOUT ECF?

I REALLY LIKE IT. RICK FINK, TRUSTEE

AFTER RECEIPT OF THE ABOVE INFORMATION, THE EDITOR CONTACTED THE COURT IN THE WESTERN DISTRICT OF MISSOURI. JUDY HALE WAS AVAILABLE AND PROVIDED SOME INTERESTING INFORMATION ABOUT ECF. THESE ARE NOT QUOTES, BUT SUMMARIES OF HER STATEMENTS:

REGARDING DOWN TIME FOR THE SYSTEM:

IN TWO YEARS OF ECF, THE DISTRICT HAS NEVER HAD AN UNPLANNED TIME WHEN THE SYSTEM WENT DOWN. THEY TOOK THE SYSTEM DOWN INTENTIONALLY ONCE IN THE LAST TWO YEARS OVER A COUPLE OF WEEKENDS TO FIX A PROBLEM. DURING THE DOWN TIME, THEY USED A "REPLICATION SERVER" IN WASHINGTON DC AND THIS ALLOWED BUSINESS TO GO ON AS USUAL. THE ONLY EXCEPTION WAS THAT USER DESKTOP ICONS WOULD NOT WORK DURING REPLICATION; USERS WERE DIRECTED TO THE COURT WEBSITE FOR ACCESS.

THEIR DISTRICT IS STILL LIVE WITH PACER, AS ARE ALL BANKRUPTCY COURTS. (RACER APPEARS TO BE ELIMINATED IN THEIR SYSTEM.) IMAGING IS AVAILABLE THROUGH CM/ECF AND PACER.

REGARDING TRANSITION ISSUES:

WITH ANY NEW SOFTWARE, THERE IS A LEARNING CURVE. THEY CONTINUE TO FINE TUNE PROCEDURES AND USER MANUALS AND TO UPDATE THE SYSTEM.

THERE WILL PROBABLY BE AN INITIAL BACKLOG AT COURT AFTER THE SYSTEM IS ACTIVATED BECAUSE THE INPUT WORK FOR THE COURT WILL BE SLOWER THAN NOW ON BANCAP. THE WESTERN MISSOURI COURT HAD A REPUTATION FOR ENTERING EVERYTHING WITHIN 24 HOURS OF RECEIPT BEFORE ECF, AND AT FIRST THIS COULD NOT MEET THAT EXPECTATION. NOW, THEY ARE BACK TO THAT EFFICIENT RESPONSE TIME.

BEWARE OF THE NUMBER OF EMAILS YOU WILL GET: IT COULD BE HUNDREDS A DAY (ESPECIALLY FOR RECIPIENTS LIKE TRUSTEES). FOR EVERY DOCUMENT YOU GET NOW, YOU WILL GET THAT PLUS MORE IN EMAILS. THE ADDITIONAL EMAILS INCLUDE SOME EXTRA COURT WORK THAT NEEDS TO BE DONE. FOR INSTANCE, WITH NOTICES OF 341 HEARINGS, YOU WILL GET THE NOTICE, PLUS THE SERVICE STATEMENT.

SET UP AN EMAIL ADDRESS JUST FOR RECEIPT OF BANKRUPTCY EMAILS. OTHERWISE, YOU COULD LOSE YOUR OTHER EMAILS IN THE BULK OF BANKRUPTCY EMAIL THAT YOU WILL RECEIVE.

YOU CAN SET UP "RULES" FOR SORTING OR DELETING INCOMING EMAILS. YOU CAN SORT BY CERTAIN WORDS IN DOCUMENTS, OR BY "EVENT CODE". (EVENT CODES DISTINGUISH AMONG TYPES OF DOCUMENTS, E.G., CLAIMS, MOTIONS FOR LIFT OF STAY, ETC.)

REGARDING THE DEBTOR DECLARATION FOR SCHEDULES.

THE FORM FOR THIS IS LOCATED AT THE COURT WEBSITE. [HTTP://WWW.MOW.USCOURTS.GOV/FormPage/BANKFORM.HTM](http://www.mow.uscourts.gov/FormPage/BANKFORM.HTM).

AT FIRST REVIEW, IT SEEMS TO PLACE A GREAT DEAL OF RESPONSIBILITY ON THE DEBTOR ATTORNEY TO FILE ACCURATE AND COMPLETE PAPERS. IT COULD PROVIDE AN OPPORTUNITY FOR CERTAIN DEBTORS TO AVOID RESPONSIBILITY BY SAYING THAT THEIR ATTORNEY, RATHER THAN THEY, MADE THE ERROR, AFTER THEY SIGNED THE DECLARATION. IF NOT USED IN CONNECTION WITH TESTIMONY AT THE 341, IT COULD MAKE IT DIFFICULT TO PROVE BANKRUPTCY FRAUD, EVEN IN CASES WHERE IT TRULY OCCURS.

HOW TO HANDLE THE DATA.

AN EXAMPLE USED WAS FOR A CHAPTER 7 TRUSTEE, WHO WILL RECEIVE SCHEDULES AND OTHER FILINGS THROUGH EMAIL, WILL NEED TO DOWNLOAD THOSE DOCUMENTS, TAKE THEM TO 341 HEARINGS, AND STORE THEM BOTH BEFORE AND AFTER THE CASE IS CLOSED. THERE IS SOME FLEXIBILITY IN THIS PROCEDURE, DEPENDING UPON HOW COMFORTABLE THE TRUSTEE IS WITH PAPERLESS FILES. THE TRUSTEE WILL RECEIVE THE SCHEDULES OR OTHER DOCUMENTS, AND DOWNLOAD THEM TO THE COMPUTER. FOR 341 HEARINGS, THE DATA CAN BE BURNED ON A CD ROM TO TAKE TO THE HEARINGS WITH THEIR LAPTOP. UPON RETURN, THE DATA IS RETURNED TO THE MAIN COMPUTER. DATA IS STORED THERE UNTIL THE CASE IS CLOSED, AT WHICH TIME THE TRUSTEE CAN BURN IN ONTO ANOTHER CD ROM FOR POST CLOSING STORAGE.

THANK YOU TO DEAN RIETBERG FOR THESE SUMMARIES.

BANKRUPTCY COURT, W.D. MI:

MOURER V. EQUICREDIT CORP. OF AMERICA, ET AL. (IN RE MOURER), 287 B.R. 889 (BANKR. W.D. MICH. 2003) (1-10-03 HON. JO ANN C. STEVENSON). THE TRUTH IN LENDING ACT REQUIRES THAT A YIELD SPREAD PREMIUM THAT IS PAID BY A DEBTOR IN THE FORM OF A HIGHER INTEREST RATE MUST BE DISCLOSED AS A FINANCE CHARGE EVEN THOUGH IT IS PAID OVER THE LIFE OF THE LOAN SO THAT CONSUMERS CAN COMPARE VARIOUS CREDIT TERMS. ACCORDINGLY, WHERE THE COURT FOUND THE LENDER WAS CHARGING THE DEBTOR 14 TIMES THE YIELD SPREAD PREMIUM WITHOUT DISCLOSURE, THE COURT REFORMED THE CONTRACT BY REDUCING THE INTEREST RATE BY 1.1%, WHICH WAS THE INTEREST RATE PREMIUM CHARGED TO RECOUP THE AMOUNT THE LENDER PAID TO THE BROKER.

IN RE QUALITY STORES, INC., ET AL., 289 B.R. 324 (BANKR. W.D. MICH. 2003) (1-31-03, HON. JAMES D. GREGG). DISPUTED RECLAMATION CLAIMS WERE RELEGATED TO GENERAL UNSECURED CLAIMS BECAUSE NO COLLATERAL VALUE EXISTED TO SUPPORT THE RECLAMATION CLAIMANTS' SUBORDINATE RIGHTS IN THE SPECIFIC INVENTORY CONSISTING OF THEIR GOODS DELIVERED TO THE DEBTOR. THE PREPETITION LENDERS, AS GOOD FAITH PURCHASERS, HELD SUPERIOR RIGHTS BUT WERE THEMSELVES UNDERSECURED.

IN RE SPECKER MOTOR SALES COMPANY, 2003 WL 1088573 (BANKR. W.D. MICH. 2003) (2-26-03, HON. JO ANN C. STEVENSON). THE COURT ORDERED DEBTOR'S COUNSEL TO DISGORGE \$9,026 OF THE \$10,000 RETAINER RECEIVED BECAUSE 11 U.S.C. SECTION 726(B) REQUIRES DISGORGEMENT OF INTERIM COMPENSATION IN EVERY CASE OF ADMINISTRATIVE INSOLVENCY IN ORDER TO ACHIEVE *PRO RATA* DISBURSEMENT AMONG ALL THE CHAPTER 11 ADMINISTRATIVE CLAIMANTS.

BANKRUPTCY COURT, E.D. MI:

IN RE COLVIN, 288 B.R. 477 (BANKR. E.D. MICH. 2003) (1-24-03 HON. STEVEN W. RHODES). CHAPTER 7 TRUSTEE'S MOTION FOR TURNOVER OF DEBTORS' \$10,000 TAX REFUND WAS GRANTED AFTER THE COURT CONCLUDED BASED ON THE TOTALITY OF THE CIRCUMSTANCES THAT THE DEBTORS' FAILURE TO DISCLOSE WAS "HIGHLY SUSPICIOUS" AND NOT "AN INNOCENT OVERSIGHT," PARTICULARLY CONSIDERING THAT A REFUND OF THIS SIZE IS "NOT READILY FORGOTTEN" WHEN FACING BANKRUPTCY.

IN RE LEVINE, 287 B.R. 683 (BANKR. E.D. MICH. 2002) (12-23-02 HON. JEFFREY R. HUGHES). TRUSTEES MAY NOT SETTLE OBJECTIONS TO DISCHARGE FOR CASH.

DISTRICT COURT, W.D. MI:

TIBBLE V. GREENPOINT CREDIT, LLC (IN RE VANDENBERG) [NO CITE AVAIL YET] (W.D. MICH. 2003) (3-18-03 HON. DAVID W. MCKEAGUE). IN A POST-*KROSKIE* DECISION (SEE CASE DISCUSSION UNDER "SIXTH CIRCUIT COURT OF APPEALS *INFRA*"), THE DISTRICT COURT REVERSED THE BANKRUPTCY COURT'S FINDING THAT THE SECURED LENDER HAD TIMELY PERFECTED ITS INTEREST IN THE DEBTOR'S MANUFACTURED HOME BY FILING ITS MORTGAGE ON THE HOME'S UNDERLYING REAL PROPERTY WITH THE COUNTY REGISTER OF DEEDS.

SIXTH CIRCUIT COURT OF APPEALS:

BOYD V. CHASE MANHATTAN MORTGAGE CORP. (IN RE KROSKIE), 315 F.3d 644 (6TH CIR. 2003) (1-14-03 BEFORE CIRCUIT JUDGES MERRITT AND GILMAN AND DISTRICT JUDGE TARNOW). THE SIXTH CIRCUIT, IN REVERSING THE DISTRICT COURT AND AGREEING WITH THE BANKRUPTCY COURT, DECLARED THAT MICHIGAN'S MOBILE HOME COMMISSION ACT PROVIDES THE *EXCLUSIVE* METHOD FOR PERFECTING A SECURITY INTEREST IN A MOBILE HOME UNDER MICHIGAN LAW. ACCORDINGLY, THE LENDER DID NOT PERFECT ITS SECURITY INTEREST IN THE DEBTOR'S MOBILE HOME BY RECORDING THE MORTGAGE WITH THE REGISTER OF DEEDS. AS SUCH, THE TRUSTEE'S INTEREST AS A JUDGMENT LIEN CREDITOR "TRUMPS" THE LENDER'S UNPERFECTED SECURITY INTEREST.

HOOD V. TENNESSEE STUDENT ASSISTANCE CORP. (IN RE HOOD), 319 F.3d 755 (6TH CIR. 2003) (2-3-03). SOVEREIGN IMMUNITY DOES NOT PREVENT DEBTORS FROM SEEKING TO DISCHARGE STUDENT LOANS OWED TO STATE AGENCIES.

IN RE BURNS, 2003 WL 891694 (6TH CIR. 2003) (3-10-03 BEFORE CIRCUIT JUDGES KEITH, KENNEDY, AND MOORE). THE SIXTH CIRCUIT AFFIRMED THE BANKRUPTCY COURT AND BANKRUPTCY APPELLATE PANEL'S DECISION THAT AN ASSIGNEE MORTGAGE COMPANY WAS NOT ENTITLED TO A LIEN UNDER 11 U.S.C. SECTION 550(E) AFTER THE TRUSTEE HAD JUST AVOIDED ITS MORTGAGE UNDER 11 U.S.C. SECTION 544(A)(3). ADDITIONALLY, THE ASSIGNEE MORTGAGE COMPANY'S APPEAL OF THE DECISION IN ITS MOTION TO RECONSIDER FILED IN THE BANKRUPTCY COURT WAS UNTIMELY.

IN RE TRI-CITY TURF CLUB, INC., 2003 WL 1445081 (6TH CIR. 2003) (3-24-03 BEFORE CIRCUIT JUDGES GILMAN AND GIBBONS AND DISTRICT JUDGE POLSTER). THE SIXTH CIRCUIT AFFIRMED THE DISTRICT COURT'S FINDING THAT DEFENDANT-SUBCONTRACTOR'S RECOVERY OF FABRICATED STEEL DID NOT CONSTITUTE A PREFERENTIAL TRANSFER BECAUSE THE STEEL WAS NEVER PROPERTY THAT WOULD HAVE BEEN PROPERTY OF THE ESTATE HAD IT NOT BEEN TRANSFERRED BEFORE THE BANKRUPTCY.

CHAPTER 7 ISSUES

AS PART OF THE NATIONAL CIVIL ENFORCEMENT INITIATIVE, THE US TRUSTEE OFFICE IS PRESENTING FREE CHAPTER 7 TRAINING SEMINARS FOR LAWYERS AND THEIR STAFF INVOLVED IN ALL ASPECT OF BANKRUPTCY PRACTICE. THE FOCUS WILL BE ON IMPROVING THE LEVEL OF PRACTICE IN OUR DISTRICT. THE SESSIONS WILL BE HELD FROM 9:00 A.M. TO 3:00 P.M. AT THESE LOCATIONS:

MAY 2, 2003, GRAND RAPIDS (LV EBERHARD CENTER AT GRAND VALLEY STATE UNIVERSITY),
MAY 29, 2003, KALAMAZOO (FETZER CENTER AT WESTERN MICHIGAN UNIVERSITY),
JUNE 23, 2003, BENTON HARBOR (MENDEL CENTER AT LAKE MICHIGAN COLLEGE),
JUNE 26, 2003, LANSING (DETROIT COLLEGE OF LAW AT MICHIGAN STATE UNIVERSITY),
JULY 24, 2003, MARQUETTE (UNIVERSITY CENTER AT NORTHERN MICHIGAN UNIVERSITY),
JULY 31, 2003, TRAVERSE CITY (NORTHWESTERN MICHIGAN COLLEGE).

THERE IS NO CHARGE FOR THE SEMINAR, BUT YOU MUST PRE-REGISTER AT LEAST ONE WEEK BEFORE EACH SCHEDULED SESSION IN ORDER TO ATTEND (LATE REGISTRANTS AND WALK-INS WILL BE ACCEPTED ON A SPACE-AVAILABLE BASIS ONLY). FOR MORE INFORMATION OR TO REGISTER, PLEASE CALL (616) 456-2002 EXT. 11 TO SPEAK WITH JAN ROYS, PARALEGAL AT THE OFFICE OF THE U.S. TRUSTEE. UPON REGISTRATION YOU WILL BE FAXED A COURSE AGENDA AND DIRECTIONS TO THE SEMINAR LOCATION IN YOUR AREA. SEMINAR MATERIALS WILL BE PROVIDED TO YOU AT THE SEMINAR LOCATION AND ONLY TO THOSE ATTENDING

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JUDGES HOWARD AND NIMS

WE MOURN THE PASSINGS OF JUDGES DAVID E. NIMS JR. (FEBRUARY 28, 2003) AND LAURENCE E. HOWARD (FEBRUARY 22, 2003). IT IS POIGNANT THAT THESE TWO MEN WERE LOST IN THE SAME MONTH, BOTH BEING KNOWN NOT ONLY FOR THEIR EXCELLENT SERVICE AS BANKRUPTCY JUDGES BUT FOR THEIR DECENCY AND KINDNESS TO ALL WHO WORKED WITH THEM.

JUDGE NIMS SERVED AS BANKRUPTCY REFEREE AND JUDGE FROM 1954 TO 1992 AND JUDGE HOWARD SERVED FROM 1976 TO 1999. ACCORDING TO THE GRAND RAPIDS PRESS, CONTRIBUTIONS FOR JUDGE NIMS MAY BE MADE TO THE ALZHEIMER'S ASSOCIATION OR THE HISTORICAL SOCIETY FOR THE US DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN, C/O JUDGE BRENNEMAN, 110 MICHIGAN ST. NW, GRAND RAPIDS, MI 49503. CONTRIBUTIONS FOR JUDGE HOWARD TO THE DAN DONNELLY EDUCATION FOUNDATION AT ST. PAUL SCHOOL, 2750 BURTON ST. SE, GRAND RAPIDS, MICHIGAN 49503.

WE WOULD LIKE TO HONOR THESE JUDGES IN OUR NEXT NEWSLETTER BY PRESENTING FOND MEMORIES OF THEM FROM FBA MEMBERS AND READERS. PLEASE SEND THESE TO MARCIA R. MEOLI, 503 CENTURY LANE, HOLLAND, MICHIGAN 49423 OR MMEOLI@AMERITECH.NET. IF POSSIBLE, BE REASONABLY BRIEF, SO THAT WE CAN INCLUDE AS MANY AS POSSIBLE.

SUMMER SEMINAR — EAST MEETS WEST

THE AGENDA FOR THE SUMMER SEMINAR HAS BEEN SET. THERE WILL BE A MOCK EVIDENTIARY HEARING TO DEMONSTRATE EVIDENCE ISSUES. BREAK OUT SESSIONS INCLUDE: EVIDENCE FOLLOW UP, CHAPTER 11 COMPENSATION OF PROFESSIONALS, CHAPTER 13 EAST MEETS WEST AND BUSINESS CASES AND CHAPTER 7 ISSUES. WE WILL ALSO HAVE THE TRADITIONAL 6TH CIRCUIT UPDATE WITH THE JUDGES AND AN UPDATE ON CM/EFC.

MATERIALS WILL BE SENT OUT WELL IN ADVANCE. WE LOOK FORWARD TO SEEING ALL OF YOU THERE.

STATISTICS						THE COURT WEBSITE PROVIDES STATISTICS ON THE NUMBER OF CASES FILED SINCE 1994 IN OUR DISTRICT.					
2002:		CHAPTER 7: 11,829		CHAPTER 13: 3,697		CHAPTER 11: 64		CHAPTER 12: 3		TOTAL: 15,593	
THROUGH MARCH 12, 2003:		CHAPTER 7: 2,202		CHAPTER 13: 627		CHAPTER 11: 8				TOTAL: 5363	