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Katherine Bradford
Sam V Calvert
Rebecca S Christensen
Katherine A Constantine
Dan Cooke
Mary L Cox
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Sarah E Doerr
Daniel M Eaton
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Kenneth E Keate
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David G Keller
David J Kelly
Joseph Kelly
Ajai A Khalsa Singh
Kimberly Kimball
David D Kingsbury
Gregory F Kishel
Erin E Knapp Darda
Faye Knowles
John D Lamey, III
April M Little
Mary E Lockwood
Ronald J Lundquist
Jessica N McKinney
Mark A Mersereau
Robert J Milavetz
Thomas F Miller
Jessica A Mitchell
Barbara N Nevin
Michael A O'Gara
Karl A Oliver
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James A Rubenstein

Terri A Running
Edward P Russell
James P Ryan, Jr
Laurie A Savran
Eric J Sherburne
Gregory E Sifferle
Morgan A Spah
Jennifer Starkey
Peter B Stein
Patti J Sullivan
Patrick J Swift
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Neil P Thompson
Robert S Thyen
Chue Vue
Sasha Walloch
Henry T Wang
Cass S Weil
Jane S Welch
Elaine D Wise
Patty L Wisecup

MSBA BANKRUPTCY SECTION

Minutes of Section Meeting on September 19, 2009

A meeting of the MSBA Bankruptcy Section was held on September 19, 2009. Those in attendance are listed above.

Chair Eric Sherburne called the meeting to order at approximately 6:05 p.m. Eric, in calling the meeting to order, gave opening remarks for this, his first meeting as Chair of the Bankruptcy Section. He introduced the section officers, namely: Eric Sherburne, Chair; Mary Cox, Vice Chair; Henry Wang, Secretary; and David Galle, Treasurer; and the new Education Chair, Jessica McKinney.

A motion to approve the Minutes of the May, 2009 meeting was made and approved by a voice vote.

OLD BUSINESS:

Amendments to Bylaws of Section. Eric explained that the Section officers had previously received a recommendation from the MSBA to make certain amendments to the Section bylaws. The recommended changes had been drafted, but Eric, expressing concern that the proposed amendments had not been presented to the Section in a procedurally proper manner, deferred the vote on the proposed amendments to a future meeting.

Raeder Larson Public Service Award. Eric recognized the 2009 recipients of the award: Yvonne Novak of Duluth and Tom Johnson of the Office of Jasmine Keller, Chapter 13 Trustee.

NEW BUSINESS:

Season Ticket for Section Meetings. Eric announced the establishment of a season ticket for attendance of all section meetings by payment in one lump sum at a \$25 discount. Those wishing to purchase a season ticket are to contact Sue Bores at the MSBA (sbores@mnbar.org). (Separate registration for each meeting will be required (for purposes of providing sufficient seating and refreshments for meeting attendees) but the season ticket will eliminate the need to make payment for each meeting.)

Section Committees. Eric identified the standing committees of the Section: Pro Bono Committee; Education Committee; Local Rules Committee; Legislative Committee; Technology Committee; and the Nominating Committee. Eric stated that pursuant to the Bylaws, it is the prerogative of the Chair to establish committees and designate membership thereon. From that authority, Eric concluded that it was within the Chair's authority to dissolve committee. Eric acknowledged that the Pro Bono Committee and Education Committee remained active, but proposed to disband and dissolve the Local Rules Committee (having been replaced by the Bankruptcy Practice Committee established by the Bankruptcy Court), the Legislative Committee, the Technology Committee, and the Nominating Committee (subject to the Nominating Committee being reconstituted later in the year as necessary). Eric then requested comment or discussion. There being no discussion, Eric decreed that the Legislative, Local Rules, Technology and Nominating Committee were effectively dissolved.

Bankruptcy Institute. Eric reminded the meeting attendees of the Bankruptcy Institute to be held October 5 and 6, 2009, and encouraged all to attend the Section Dinner at the Institute on October 5.

REPORTS:

Pro Bono Committee Report: Mary Cox reported that the Committee had had its first meeting of the section year just immediately prior to the Section Meeting. Mary encouraged Section members to participate in the Pro Bono Committee to contribute ideas and energy to the pro bono effort. Mary reported that the Committee's first official act of the section year was to unanimously vote to extend indefinitely the Bankruptcy Advice Clinics conducted biweekly in Minneapolis and St. Paul. (The clinics provide 15 minutes of advice to low income Minnesota residents contemplating bankruptcy and to pro se debtors and creditors already involved in bankruptcy cases and adversary proceedings.) A sign up sheet was circulated to recruit volunteer commitments for (1) assisting with the Bankruptcy Advice Clinic; (2) assisting SMRLS clients by writing letters to creditors to communicate to the creditors the debtor's judgment-proof status; and (3) providing pro bono representation in filing Chapter 7 cases.

Treasurer's Report: Mary Cox, on behalf of the absent David Galle reported that David had reported to her that the Section had received funds (the section dues paid by the section members) and that the Section was solvent.

EDUCATION PROGRAM:

Jessica McKinney introduced Craig Andresen, Ian Ball, Joe Kelly, and John Lamey. Craig Andresen moderated the panel discussion of defending a motion by the U.S. Trustee's Office to dismiss a Chapter 7 bankruptcy case. The speakers provided valuable insight to both substantive and practical issues faced by lawyers and their clients in Section 707(b) motions.

The meeting was adjourned at the conclusion of the education program.

Mary Cox, acting Secretary (in Henry Wang's absence).