



Clerk's Notes



MAY 2012

1. Proposed Local Rule Amendments out for Comment

Public notice was given on May 8, 2012, of the proposed Rule Amendments for the Local Rules for the United States Bankruptcy Court for the Eastern District of Louisiana and related forms. The proposed rules and forms are available on the Court's website, www.laeb.uscourts.gov.

Comments may be emailed to: Rules_Changes@laeb.uscourts.gov

or mailed to: Clerk of Court

United States Bankruptcy Court

ATTN: Rule Changes

500 Poydras St., Suite B-601

New Orleans, LA 70130

The comment period ends **July 9, 2012**.

2. Administrative Procedures Manual

In conjunction with the rewriting of the local rules, the administrative procedures were removed from the local rules and are now included in the *Administrative Procedures Manual*.

The procedures for Section A and Section B have also been compiled into separate procedures manuals for each section of the Court.

3. Motions to Expedite / Expedited Hearings

To obtain a date for expedited hearing, counsel should: (1) file the underlying motion, (2) file the motion for expedited hearing; and (3) submit via e-mail, the proposed order with blank date for the hearing.

The court will determine if the request to expedite will be granted. If the motion to expedite is granted, the order will provide the date for the hearing and state that counsel is to serve the order and file a certificate of service. Upon docketing of the order, the case administrator will set the matter for hearing on the Court's calendar.

See Proposed Local Rule 9013-1(C)(“Any party requesting an expedited hearing must contact chambers.”)

4. Redacting Private Information

All filings must be redacted according to FRBP 9037 and the Administrative Procedures Manual, Rule 11.

A sample motion and order to redact has recently been posted on the website at www.laeb.uscourts.gov, under “Forms and Publications”. (*See attached*).

When filing the motion to redact, be sure to attach the redacted document, and include language in the proposed order that instructs the Clerk to substitute the redacted document for the one already filed in the record.

5. Multi-Court Voice Case Information System (McVCIS)

The Court has recently upgraded its automated “dial-in” case information system to the new Multi-Court Voice Case Information System. The McVCIS direct dial toll-free number is 866-222-8029.

McVCIS is an interactive voice response system that is designed to handle multiple courts. Customers are first prompted to identify the court, then they may get case information by using the phone’s keypad or the new voice recognition software. Search by name, case number, or social security number. Available information includes case name, date of filing, chapter, debtor’s attorney, trustee, date and time of pending 341 meeting, date of discharge, closing date, and general case status.

Additional information about McVCIS is contained on the court's website at www.laeb.uscourts.gov, under Case Info.

6. Upcoming Bankruptcy CLE's

A. *Taxation and Accounting in Bankruptcy*

Six hours of CLE credit. May 18, from 9:00 am - 4:10 pm. *See* attached brochure.

B. *Bankruptcy Tips for the Non-Bankruptcy Lawyer - Pitfalls to Avoid*

One hour of CLE credit. May 31, from 3:00 pm to 4:00 pm. *See* attached brochure.

7. Finally . . .

Check our website for updates on a regular basis – <http://www.laeb.uscourts.gov>. If you have suggestions on issues that you would like to see addressed in future newsletters, please contact Marla Hamilton, Clerk of Court, 589-7826.


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Taxation and Accounting in Bankruptcy

Friday, May 18, 2012

9 am - 4:10 pm CLE

Cocktails to Follow

Featured Topics

- Accounting for Bankruptcy Lawyers
- Selected Tax Issue for Creditors: Cancellation of Debt Income and Loss Carryovers
- Bankruptcy Tax Issues from the Collector's Perspective
- Net Operating Losses in Chapter 11
- The Role of the CPA in Bankruptcy
- Discharge of Tax Liability
- Embezzlement, Ponzi Schemes, and Other Frauds

Location

New Orleans Bar Association
 650 Poydras Street, Suite 1505
 New Orleans, LA

Schedule

- 9:00 - 9:45 am **Accounting for Bankruptcy Lawyers**
 Patrick J. Gros, CPA and Albert J. Derbes IV, The Derbes Law Firm
- 9:50 - 10:35 am **Selected Tax Issue for Creditors: Cancellation of Debt Income and Loss Carryovers**
 Jaye A. Calhoun, McGlinchey Stafford
- 10:40 - 11:40 am **Bankruptcy Tax Issues from the Collector's Perspective**
 Melanie Richard, Emile L. Herbert, III, John K. Parchman, Angelle Boudier, Internal Revenue Service;
 Bridget Jarreau, Louisiana Department of Revenue; Jaye A. Calhoun, McGlinchey Stafford (Moderator)
- 11:45 - 12:30 pm **Net Operating Losses in Chapter 11**
 David N. Corkern and Douglas S. Draper, Heller Draper
- 12:30 - 1:15 pm **Lunch**
- 1:15 - 2:00 pm **The Role of the CPA in Bankruptcy**
 Patrick J. Gros, CPA; Glyn R. Miller, Bankruptcy Analyst, United States Trustee Program; Christopher Caplinger, Lugenbuhl Wheaton

2:05 - 3:05 pm **Discharge of Tax Liability**

William E. Steffes, Steffes Vingiello; Mark Goldstein, Lowe Stein; Eric Derbes, The Derbes Law Firm

3:10 - 4:10 pm **Embezzlement, Ponzi Schemes, and Other Frauds**

George Panzeca, CPA, Bourgeois Bennett; Kirk Reasonover, Reasonover & Olinde

Cocktail Social to Follow CLE

CLE

6 hours of continuing legal education

CPE

We have planned this program to meet the State Board of Certified Public Accountants rules for continuing professional education, and recommend 5 hours of CPE credit.

Fees

NOBA Members Discount: \$125 (includes snacks, lunch, and handouts)

Non-Members: \$150 (includes snacks, lunch, and handouts)

Cancellations must be requested in writing no later than two days prior to the program in order to receive a refund minus an administrative fee.

No shows will be charged.

To Register

Email [Rebekah Wheeler](mailto:Rebekah.Wheeler@noa.org) call the bar office at 504-525-7453.

Special thanks to Al Derbes IV, Bankruptcy and Creditor/Debtor Committee Chair, and Jaye A. Calhoun, Tax Committee Chair for their assistance coordinating this program.

New Orleans Bar Association - *In the City that Care Rebuilt*
650 Poydras Street, Suite 1505 | New Orleans, Louisiana 70130 | Phone (504) 525-7453 | Fax: (504) 525-6549

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The Federal Bar Association – New Orleans Chapter

Presents

Second Annual CLE on Bankruptcy Tips for the Non-Bankruptcy Lawyer – Pitfalls to Avoid

Panel of Speakers: **Wilbur J. “Bill” Babin** Chapter 7 Trustee; Derbes Law Firm, LLC
Alicia M. Bendana Lowe Stein Hoffman Allweiss & Hauver, LLP
Clay J. LeGros Newman, Mathis, Brady & Spedale
Andrew H. Wiebelt II Counsel for the Chapter 13 Trustee; Law Offices of Andrew H. Wiebelt II

When a client or an entity that deals with your client files for bankruptcy, the ripple effects can be far reaching. Our panel of bankruptcy experts will share their experiences with the common problems that result when a bankruptcy is filed. Topics to be discussed include the automatic stay, proofs of claims, the role of the trustees, and bankruptcy litigation.

Date: Thursday, May 31, 2012

Time: 3:00 p.m. to 4:00 p.m.

Location: Courtroom 709, Hale Boggs Federal Building
United States Bankruptcy Court, Eastern District of Louisiana
500 Poydras Street, New Orleans, Louisiana

One Hour of CLE Credit

Bankruptcy Tips for the Non-Bankruptcy Lawyer – Pitfalls to Avoid Registration Form

Name: _____

Firm/Employer: _____ Phone: _____

Email: _____ Fax: _____

Address: _____

Enclosed Fee: _____ \$15.00 in advance for FBA Members; \$20.00 at the door
\$25.00 in advance for non-FBA Members; \$35.00 at the door
\$10.00 for Federal Judicial Law Clerks, Staff Attorneys, and
Governmental Agency Attorneys

Please return this form
and remittance to:

Camille Zeller, Attorney Conference Center
500 Poydras Street, Room B-364
New Orleans, Louisiana 70130
Phone: (504) 589-7990 Fax: (504) 589-7995
Email: fbano@bellsouth.net

Please make checks payable to the FBA.