

**DEBTOR/CREDITOR RIGHTS COMMITTEE
REPORT PREPARED FOR THE MARCH 10, 2011 COUNCIL MEETING**

1. Next Scheduled Meeting of the Committee

Next scheduled meetings of the Committee:

A conference call on the Michigan Exemption Initiative is scheduled on March 11, 2011 at 3:00 p.m.

An educational meeting on the limited liability company law for creditors' rights practitioners is scheduled for May 11, 2011.

2. Council Approval

None at this time.

3. Membership

To reach out to our membership, the Committee has solicited its members to provide information on new case law to be used in case law alerts sent out on the list serv. Members are actively providing information and two case alerts have already been sent out in 2011.

The Committee conference call on February 25, 2011, prompted by the case law alert on *In re Schafer*, had 16 participants, including attorneys in Grand Rapids, Traverse City and Bay City, as well as the more typical participation from southeastern Michigan

4. Accomplishments Toward Committee Objectives

The Committee has moved forward towards accomplishing several objectives:

- (a) A meeting was held on January 11, 2011, attended by nine members despite a major snowstorm.
- (b) The Committee has designated contact persons:

David Lerner
Craig Schoenherr
- (c) For purposes of successor leadership for a co-chair, if necessary (although no change is contemplated at present), Thomas Morris has agreed to serve and the Committee approved his selection;
- (d) The Committee has arranged an educational event at its May 11, 2011 meeting, at which Dan Minkus will speak on limited liability company law for creditors' rights practitioners. This topic was suggested by our members.
- (e) A procedure for case law alerts was established.

- (f) The Committee discussed recent rule changes and case law at its January 2011 meeting.

5. Meetings and Programs

As discussed above, the Committee met on January 11, 2011 and will meet again on May 11, 2011 for a meeting and educational program on limited liability company law. Dan Minkus will speak.

The Committee held a conference call on its Michigan Exemption Initiative on February 25, 2011 and has scheduled another call for March 11, 2011.

We expect to arrange an additional educational event later this year, based on topics suggested by the members.

6. Publications

N/A

7. Methods of Monitoring Legislative/Judicial/Administrative Developments and Recommended Action

A number of members on the Committee are involved in other organizations nationally and regularly reach out and advise the Committee about pending or enacted legislation. Co-Chair, Judy Miller, serves as the Chair of the Legislation Committee for the Business Bankruptcy Committee of the Business Law Section of the American Bar Association.

In addition, from time to time, the Judges of the Bankruptcy Court ask the Committee to get involved with or comment on pending issues.

Also, as discussed above, the membership is active in providing case law and other law updates to be shared with the Committee and two case law alerts have gone out this year. Committee meetings regularly include a discussion of new legislation, court rules and cases of interest.

8. Miscellaneous.

N/A

Respectfully submitted;

Judy B. Calton, Co-Chair, and
Judith Greenstone Miller, Co-Chair