

**DEBTOR/CREDITOR RIGHTS COMMITTEE**  
**REPORT PREPARED FOR THE September 13, 2011 COUNCIL MEETING**

**1. Next Scheduled Meeting of the Committee**

Next scheduled meeting of the Committee is September 20, 2011, with an educational program being jointly sponsored with the Bankruptcy Committee for the Federal Bar Association for the Eastern District of Michigan on the recent ruling of the United States Supreme Court on *Stern v. Marshall*.

The Michigan Exemption Initiative subgroup is holding regular conference calls and meetings.

We also anticipate that the Committee will schedule another meeting before year end.

**2. Council Approval**

None

**3. Membership**

Members from around the State (including Grand Rapids, Traverse City and Bay City) have been active participants in the Michigan Exemption Initiative working group. In addition, the Committee has been received interest from new members seeking to get involved in Committee activities.

**4. Accomplishments Toward Committee Objectives**

As reported for the May 6, 2011 meeting, the Committee has been meeting its objectives.

**5. Meetings and Programs**

The Committee's next scheduled meeting on September 20, 2011 will feature an educational program being jointly sponsored with the Bankruptcy Committee for the Federal Bar Association for the Eastern District of Michigan on the recent ruling of the United States Supreme Court on *Stern v. Marshall*. The panelists include the Honorable Thomas Tucker, United States Bankruptcy Judge for the Eastern District of Michigan, Professor John Pottow from the University of Michigan, Michael Leib from Maddin Hauser, Wartell, Roth & Heller, P.C. and Judith Greenstone Miller from Jaffe, Raitt, Heuer & Weiss, P.C.

A meeting was held on June 22, 2011 at which time the Honorable Steven Rhodes spoke on effective legal writing in the electronic age. The program was well attended.

Since the opinion in *In re Schafer* was issued by the Sixth Circuit Bankruptcy Appellate Panel in February 2011, the Committee has formed a Michigan Exemption Initiative subgroup which has held several conference calls, plus in person meetings. The subgroup is continuing to meet to address these issues.

The Committee is exploring an additional educational event in 2011 on Chapter 11 bankruptcy for individuals.

**6. Publications**

Tom Morris is writing an article on the Michigan Exemption Initiative for the next issue of the Business Law Journal.

Michigan Lawyers Weekly previously interviewed Tom Morris and Judy Calton and published an article on the issue.

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

The Committee discusses new case law and proposed/enacted new rules at each meeting.

The Committee has asked its members to inform the co-chairs of new case law. Based on information from members, we have sent out numerous case law alerts on the Committee's list serv this year.

In addition, 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.

**8. Miscellaneous**

N/A

Respectfully submitted:

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Co-Chairs of the Debtor/Creditors' Rights  
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