

Cincinnati Bar Association
Bankruptcy Committee Minutes
January 17, 2017

Frank DiCesare, called the meeting to order.

1. Business Meeting:

2. Subcommittee Reports: Case briefs attached

A. Judge Buchanan by Mike Debbeler:
No Report

B. Judge Hopkins by Brian Flick:
No Report

C. Bankruptcy Appellate Panel by Rick Jones:

In re Blasingame, 559 B.R. 692 (B.A.P. 6th Cir. 2016) Bankruptcy Court did not err in denying discharge upon false oaths.

In re McCoy, 560 B.R. 684 (B.A.P. 6th Cir. 2016) Bankruptcy Court erred in not permitting re-opening of Chapter case to allow lien avoidance three years later.

D. Sixth Circuit by Paul J. Minnillo:

Spradline v. Beeds & Steeds Inns, LLC, No. 16-5499 (6th Cir. Jan. 3, 2017) Reversal of transaction not permitted when Trustee failed to meet KY law for piercing corporate veil.

In re City of Detroit, MI, 2016 WL 6677715 (6th Cir. Nov. 14, 2016) Residents brought adversary action against Detroit and its water and sewer board to guarantee water services. Plain meaning of statute prohibits bankruptcy court from interfering with City's governmental powers.

E. Legislative Watch: No Report

F. Judicial Liaison Committee: No Report

- G. Clerk's Office ; No Report
- H. Office of the U.S. Trustee; No Report
- I. Chapter 13 Trustee:
Service of Motions to Avoid discussed
- J. CARE

3. New Business
SPEAKER:

Vicki Garry, Principal Assist. Attorney General, Collections Enforcement spoke on avoidance of liens held by State of Ohio entities.

Next meeting is February 21, 2017 at 12:00

Respectfully submitted,
/s/ Frank DiCesare
Chair of the Committee