

**Cincinnati Bar Association
Bankruptcy Committee Minutes
June 21, 2016**

Frank DiCesare, called the meeting to order.

1. **Business Meeting:**

2.

2. **Subcommittee Reports:** Case briefs attached

- A. Judge Buchanan by Mike Debbeler:
Earls v. USA (In re Earls), 14-ap-1043 (Bankr. S.D. Ohio April 15, 2016) – debtors were assessed for unfiled returns; non-priority taxes not subject to discharge
- B. Judge Hopkins by Brian Flick:
No report
- C. Judge Perlman by M. Elizabeth Hills:
No report
- D. Bankruptcy Appellate Panel by Rick Jones:
In re Bratt, 549 B.R. 462 (B.A.P. 6th Cir. 2016)
Interest on tax certificates – a bankruptcy specific state statute does not constitute “nonbankruptcy law” under 11 U.S.C. Section 511(a)
- E. Sixth Circuit by Paul J. Minnillo:
No report
- F. Legislative Watch:
No report
- G. Judicial Liaison Committee:
No report
- H. Clerk’s Office:
No report, but newly appointed Deputy Clerk will be introduced at July meeting
- I. Office of the U.S. Trustee:
No report
- J. Chapter 13 Trustee:
Note deadline on District-wide Plan form
- K. CARE
No report

3. New Business

Shawn Ryan, Esq. spoke on procedure for extension of stay under Sec. 362, and noted circumstances created when the Court declines to extend the stay, but creditor does not request termination of the stay prior to vesting of collateral in the debtor upon confirmation. In re Porter, Case No. 16-11081 (Bankr. S.D. Ohio April 19, 2016), citing In re Dowden, 429 B.R. 894 (Bankr. S.D. Ohio 2010)

Next meeting is July 19, 2016 at 12:00 pm.

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