

University of Arkansas - Fort Smith
5210 Grand Avenue
P. O. Box 3649
Fort Smith, AR 72913-3649
479-788-7000

General Syllabus

LEGL 2713 Bankruptcy

Credit Hours: 3 Lecture Hours: 3 Laboratory Hours: 0

Effective Catalog: 2018-2019

I. Course Information

A. Catalog Description

Fundamentals of bankruptcy law. Emphasis will be on practical aspects of bankruptcy proceedings including the drafting of bankruptcy petitions, plans, objections, confirmations, asset and exemption listings, and training in the bankruptcy court's procedures and requirements for the e-filing of documents.

B. Additional Information

The purpose of this course is to teach the students about bankruptcy proceedings and educate them in the advantages and disadvantages of the differing bankruptcy chapters. The students will be taught how to identify exempt and nonexempt property and information that is needed from the client as well as trained in completing bankruptcy forms and in the use of the e-filing process required by the bankruptcy courts.

II. Student Learning Outcomes

A. Subject Matter

Upon successful completion of this course, the student will be able to:

1. Define 15 key bankruptcy terms.
2. Distinguish between a Chapter 7, Chapter 11, and Chapter 13 bankruptcy and describe the process that must be followed for each type.
3. Apply knowledge and develop procedural skills in bankruptcy by participating in group role-playing activities.
4. Analyze and apply statutory guides to correctly identify exempt and non-exempt assets of a debtor.
5. Analyze and apply statutory guides to correctly prepare the petition and other bankruptcy documents (such as asset and exemptions listings) for a Chapter 7 filing.
6. Analyze and apply statutory guides to correctly prepare the petition and

other bankruptcy documents (such as asset and exemptions listings and proposed payment plan) for a Chapter 13 filing.

7. Properly e-file bankruptcy documents with the bankruptcy court system.

B. University Learning Outcomes

This course enhances student abilities in the following areas:

Communication Skills (written and oral)

Students will consult with clients and use information acquired from them to properly prepare legal documents routinely used in bankruptcy. Students will use legal terminology associated with the specific areas of law being taught.

Analytical Skills

Critical Thinking Skills- Students will identify the legal issues raised in bankruptcy cases or fact patterns as well as identify the statutory guidelines that are relied upon to resolve the issues. Students will apply those guidelines to differing situations and fact patterns and reach a logical resolution premised on and grounded in those guidelines.

Ethical Decision Making

Students will demonstrate an understanding of ethical issues inherent in the practice of bankruptcy law, particularly as they relate to the listing and concealment of assets, liabilities and exemptions in a bankruptcy petition and discharge plan.

III. Major Course Topics

- A. Overview of Bankruptcy Laws
- B. Bankruptcy Procedures
- C. Bankruptcy Court
- D. Special Proceedings
- E. Exempt Property
- F. Chapter 7 Personal Bankruptcy Proceedings
- G. Chapter 13 Personal Bankruptcy Proceedings
- H. Chapter 11 Business Bankruptcy Proceedings
- I. Form Preparation
- J. E-filing & Electronic Document Management in the Court
- K. Summary