

TUCKER | HESTER, LLC

BASIC BANKRUPTCY SEMINAR

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A CLE Presentation

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I. A Successful 341 Meeting is:

- A. 1.5 Minute Meeting
- B. Trustee's Respect
- C. Client's Appreciation

II. The Secret to Successful 341 Meeting is:

FULLY AND COMPLETELY FILL OUT THE PETITION, STATEMENT AND SCHEDULES.

III. Success = Anticipating and answering all of the Trustee's questions with your answers in the Petition, Statement and Schedules.

IV. Among the things that an attorney sells to a client is his or her credit in the legal system.

That is very much the case in the bankruptcy system, a place among others where the client has no credit.

V. Any client wants to be successful in unfamiliar legal matters. That includes bankruptcy.

Success in a Chapter 7 or Chapter 13 Bankruptcy would probably best be described to the client as "QUICK AND PAINLESS".

With respect to a 341 Meeting, QUICK AND PAINLESS would not be any of the following:

- A. Answering questions that have never been asked of the Debtor before.
- B. Having to explain incomplete answers with more than a sentence or two.
- C. Being requested to amend a Schedule.
- D. Being requested to come back to a continued hearing to bring more information.
- E. Taking a wrong position and having to defend it.
 - i. Exemptions
 - ii. Household income and expenses
- F. Failing to treat your client in a dignified way.

VI. Three areas that concern me are:

- A. Incomplete answers to questions 1 and 2 in the Statement of Affairs.
- B. Insufficient information on Schedule A (Real Property)
- C. Insufficient handling of Schedules I and J.