

BANKRUPTCY ^{UP}DATE

June 14, 2021

If someone else would like to receive these ^{UP}dates, please send an e-mail to Shan_Stroup@sdb.uscourts.gov.

New Member

Please welcome Alison Ramsdell to the group.

Bankruptcy Videos

Steve Huff, former president of the State Bar of South Dakota, has recently interviewed Judge Nail and many of the state's bankruptcy practitioners, and links to the videos are posted on the [state bar's website](#) on its "[For Members - Bankruptcy Resources](#)" page. Click on the title of each interview on the state bar's website to watch it on the state bar's YouTube channel or you may view the videos by going directly to the [state bar's YouTube channel](#).

CLN Decision

You can use the link in the "Links" section below to view the following decision:

Allred v. Arendt (In re Dozier)

Issue: Whether certain counts of the plaintiff/case trustee's nine-count adversary complaint against the debtor's former attorney should be dismissed under Fed.R.Bankr.P. 7012(b) and Fed.R.Civ.P. 12(b)?

Ruling: Five of the six challenged counts of the adversary complaint were dismissed, most because the plaintiff/case trustee's claims were time-barred and one because 11 U.S.C. § 521(a)(3) does not require a debtor's attorney to cooperate with the case trustee. The count alleging fraud was not dismissed.

Links

[Allred v. Arendt \(In re Dozier\)](#)

[Previous Bankruptcy^{UP} dates](#)

As always, should you have questions regarding this ^{UP}date or anything else concerning your dealings with the Court or the Clerk's office, please let us know.