

BANKRUPTCY ^{UP}DATE

July 14, 2026

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 Bradley Charles Entwistle to the group.

LKA Decision

Use the link in the "Links" section below to view this decision:

Keithahn v. Heritage Construction (In re Keithahn)

Issue: Whether the debtor-plaintiff was entitled to summary judgment concerning his complaint to avoid the judicial lien of the defendant under 11 U.S.C. §547(b)?

Ruling: The Court granted the debtor-plaintiff partial summary judgment on the first five elements under 11 U.S.C. §547(b), namely: the debtor had an interest in the property that was transferred, it was transferred to or for the benefit of a creditor, on account of an antecedent debt owed by the debtor to the defendant, while the debtor was insolvent, and within 90 days before the debtor filed his bankruptcy petition. However, the Court did not grant summary judgment on the hypothetical liquidation test under section 547(b)(5), which the debtor still bears the burden of proving.

State Bar Bankruptcy Seminar September 18

The State Bar of South Dakota and our Court are planning to host a continuing legal education bankruptcy seminar on Friday, September 18, 2026, at the Hilton Garden Inn at 201 East 8th Street in Sioux Falls. The seminar will cover a wide range of bankruptcy topics and speakers will include debtors' attorneys, creditors' attorneys, government attorneys, trustees, and judges. An agenda will be provided in future ^{UP}dates.

[Save the Date](#)

Full Legal Names of Debtors on Petitions

Please remember to set forth each individual debtor's full legal name, including his or her full middle name, in the answer to question 1 ("Your full name") in Part 1 of the Voluntary Petition for Individuals Filing for Bankruptcy (Official Form 101). If an individual debtor does not have a middle name, please see that "nmn" appears on the "Middle name" line in the answer to question 1.

Links

[Keithahn v. Heritage Construction \(In re Keithahn\)](#)

[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.