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Nota di contenuto	Cover; Title Page; Copyright; Contents; Preface; Chapter 1: Introduction; Chapter 2: Debtor's Duties with Respect to the Claims Process; A. Overview; B. Debtor's Duty to File Schedules; C. Types of Schedules; D. Contents and Effect of a Listing; 1. Required Content in Schedules Concerning Claims; 2. Effect of Failure to List; Chapter 3: Life Cycle of Claims; A. Overview; B. Entities That Must File; C. Presumptive Allowance of Claims; D. Jurisdiction and Venue; 1. Conceded Jurisdiction; 2. Location of Filing; E. When a Claim Arises; 1. Conduct Test; 2. Relationship Test; 3. Accrual Test 4. Exposure TestF. Limitations on Prepetition Claims; G. Effect of Filing; H. General Bar Date for Claims; I. Amendment of Claims; 1. Permissive Amendment Prior to the Bar Date; 2. Post-Bar-Date Amendments; Chapter 4: Secured Claims; A. Overview; B. Secured Claim Defined; C. Collateral-Based Secured Claims; D. Valuing a Secured Claim; E. Treatment of Secured Claims in Chapter 7; F. Treatment of Secured Claims in Chapter 13; G. Treatment of Secured Claims in Chapter 11; H. Creditor's Right to Setoff; I. Debtor's Right to Setoff; Chapter 5: Unsecured Claims; A. Overview

B. Priority Categories Under Section 507(a)1. First Priority-507(a)(1)-Domestic Support Objections; 2. Second Priority-507(a)(2)-Administrative Expenses; 3. Third Priority-507(a)(3)-Gap Period Claims; 4. Fourth Priority-507(a)(4)-Wages, Salaries, and Commissions; 5. Fifth Priority-507(a)(5)-Contributions to Employee Benefit Plans; 6. Sixth Priority-507(a)(6)-Grain Producers and U.S. Fishermen; 7. Seventh Priority-507(a)(7)-Consumer Deposits; 8. Eighth Priority-507(a)(8)-Taxes and Customs Duties; 9. Ninth Priority-507(a)(9)-Commitments to Federal Depository Regulatory Agencies

10. Tenth Priority-507(a)(10)-Claims Arising from DUI/DWIC. The 507(b) "Super Priority" and Related Issues; D. 507(b) Equal Priority for Claims Based on Erroneous Tax Refunds; E. 507(d): Subrogation; Chapter 6: Administrative Expenses; A. Introduction; B. Types of Administrative Expenses; 1. "Actual, Necessary" Expenses; 2. Wages and Salaries; 3. Taxes; 4. Compensation for Professionals; 5. Creditor Reimbursement; 6. Substantial Contribution; 7. Postpetition Lease Payments; 8. Closing a Healthcare Business; 9. 503(b)(9) Claims; C. Restrictions on Severance and Bonus Payments

D. Procedure for Allowance and Payment of Administrative Expenses1. Filing of Request; 2. Bar Dates; 3. Notice and Hearing; 4. Special Procedures for Resolving Administrative Expenses; Chapter 7: Administrative Expenses Under Section 503(b)(9); A. Overview; B. Allowance and Payment; 1. How Are Section 503(b)(9) Claims Asserted?; 2. When Are Section 503(b)(9) Claims Paid?; C. What Is a "Good" for Purposes of Section 503(b)(9)?; 1. Most Courts Adopt the U.C.C. Definition of "Goods"; 2. Electricity as a "Good"; 3. Mixed Goods and Services: The Predominant Purpose Test

D. When Are Goods Received?

Sommario/riassunto

Published by the Business Law Section's Business Bankruptcy Committee's Subcommittee on Claims and Priorities, this guide is a unique resource for lawyers seeking to develop greater familiarity with bankruptcy law. It will provide entry into bankruptcy analysis and processes for practitioner's embarking on identifying, asserting, objecting to and/or defending claims in a bankruptcy case and evaluating the manner that claims may be treated. Providing a starting point for legal analysis, highlighting key issues, and answering key bankruptcy questions, this guide will provide you with guidance on
