

COURSE SYLLABUS

Course Title:	Bankruptcy Law	Date submitted:	2/24/22 (AAC: 22-08)
Department:	Paralegal		
Curriculum:	A.S. and certificate for Paralegal		
Course Descriptors: Make certain that the course descriptors are consistent with college and Board of Trustees policies, and the current course numbering system.	Course Code: (eg. ACC 101)	LGL*206	Prerequisites: Placement into Composition (ENG*101) OR permission of the Program Coordinator
	Course Type:	L/D	
	A: Clinical B: Lab D: Distance Learning I: Individual/Independent L: Lecture N: Internship M: Seminar P: Practicum U: Studio X: Combined Lecture/Lab Y: Combined Lecture/Clinical/Lab Z: Combined Lecture/Studio		
	Elective Type:	G	Corequisites: None
	AH: Art History E: English FA: Fine Arts FL: Foreign Language G: General HI: History HU: Humanities LAS: Liberal Arts & Sciences M: Math S: Science SS: Social Science		
	Credit Hours:	3	
	Developmental: (yes/no)	No	
	Lecture:	3	
	Clinical:	0	
	Lab:	0	
Studio:	0		
Other:	0		
TOTAL:	3		
Class Maximum:	35	Other Requirements: None	
Semesters Offered:	Fall/Spring/Summer		
Catalog Course Description:	This course will provide students with a thorough review of the United States Bankruptcy Code. The course is tailored to explore the general functions of the Bankruptcy Court. The applicable rules and proceedings for various types of bankruptcy cases will be thoroughly discussed.		
Topical Outline: <small>List course content in outline format.</small>	List Instructional units: 1. Introduction to Bankruptcy A. Historical evolution of Bankruptcy B. Structure of the Bankruptcy System 2. Secured Claims		

	<ul style="list-style-type: none"> A. Liens and Priority 3. The Bankruptcy system <ul style="list-style-type: none"> A. Purposes of Bankruptcy B. Structure of the Code C. Jurisdiction and Venue of Bankruptcy Cases 4. The Bankruptcy Estate <ul style="list-style-type: none"> A. The Estate and Property of the Estate 5. Bankruptcy Exemptions <ul style="list-style-type: none"> A. Electing the State or Federal Exemption Scheme 6. The Automatic Stay <ul style="list-style-type: none"> A. The nature and Extent of the Automatic Stay 7. Opening and Operating the Estate <ul style="list-style-type: none"> A. The United States Trustee & Case Trustee B. The Section 341 Meeting C. No asset cases 8. Enhancing the Estate <ul style="list-style-type: none"> A. fraudulent Transfers B. The Trustee's State law powers C. The Strong Arm Power 9. Secured Claims in Bankruptcy <ul style="list-style-type: none"> A. The Section 506(a) Split 10. Unsecured Claims in Bankruptcy <ul style="list-style-type: none"> A. What is a claim 11. The Discharge <ul style="list-style-type: none"> A. The Discharge Order B. Denial of Discharge 12. Wage Earner Reorganizations under Chapter 13 <ul style="list-style-type: none"> A. The Chapter 13 Process B. Restructuring Secured Claims 13. Business Reorganizations Under Chapter 11 <ul style="list-style-type: none"> A. The Chapter 11 Process B. Cramdowns
<p>Outcomes: Describe measurable skills or knowledge that students should be able to demonstrate as</p>	<p>Upon successful completion of this course, the student will be able to do the following</p> <ul style="list-style-type: none"> 1. Explain the purpose of bankruptcy 2. Demonstrate how to access the bankruptcy code

evidence that they have mastered the course content.

3. Discuss bankruptcy court structure
4. Examine the provisions of Chapters 1, 3 & 5 of the Bankruptcy Code
5. Discuss the ethical considerations of practicing bankruptcy law
6. Identify the elements of “341 meetings”
7. Define an automatic stay and adequate protection
8. Identify the elements of a proof of claim
9. Explain what constitutes exempt and non-exempt property
10. Explain the elements of and differences between Chapter 7, 11, 12, & 13 bankruptcies
11. Summarize the procedural rules governing bankruptcy law
12. Demonstrate how to prepare bankruptcy documents, including petitions, the statement of financial affairs, schedules, and the order confirming plans

PROGRAM:

Upon successful completion of all Paralegal degree program requirements, graduates will

1. Recognize and describe the proper role of the paralegal in the delivery of legal services to the public and apply the ethical rules that govern the conduct of the legal profession.
2. Demonstrate critical thinking, reasoning and analytical skills, conduct factual and legal research using print and computerized methods, and organize and present information effectively, both orally and in writing.
3. Describe the organization of the American legal system, apply procedural law to litigation and administrative agency law, and demonstrate substantive knowledge of principles of law.
4. Draft and interpret legal documents, including pleadings, deeds, mortgages, probate documents, court forms, business documents, and contracts for review by the supervising attorney.
5. Perform file and case management tasks in accordance with office policy and court procedures, using problem-solving, organizational and computer skills.
6. Recognize opportunities for professional development through continuing education and affiliation with professional organizations.

GENERAL EDUCATION: (*Numbering reflects General Education Outcomes as they appear in the college catalog*)

[Select the General Education Abilities from the listing below.]

1. **Critical Analysis/ Logical Thinking** - Students will be able to organize, interpret, and evaluate evidence and ideas within and across disciplines; draw reasoned inferences and defensible conclusions; and solve problems and make decisions based on analytical processes.

Demonstrates: Identifies the issue(s); formulates an argument; explains and analyzes relationships clearly; draws reasonable inferences and conclusions that are logical and defensible; provides support by evaluating credible sources of evidence necessary to justify conclusions.

Does Not Demonstrate: Identifies few or no issues; formulates an argument without significant focus; provides an unclear explanation of analysis and relationships; drawing few reasonable inferences and conclusions that are illogical and indefensible; provides little to no support using credible sources of evidence necessary to justify conclusions.

2. **Ethical Dimensions** - Students will identify ethical principles that guide individual and collective actions and apply those principles to the analysis of contemporary

	<p>social and political problems.</p> <p>Demonstrates: Identifies and reflects critically on ethical issues presented in classroom instruction or in assigned co-curricular or civic activities and/or professional internships and practica.</p> <p>Does Not Demonstrate: Does not sufficiently identify or reflect critically on ethical issues presented in classroom instruction or in assigned co-curricular or civic activities and/or professional internships and practica.</p>
<p>Evaluation: List how the above outcomes will be assessed.</p>	<p>Assessment will be based on the following criteria:</p> <ol style="list-style-type: none"> 1.Quizzes and Exams 2.Written Assignments
<p>Instructional Resources: List library (e.g. books, journals, on-line resources), technological (e.g. Smartboard, software), and other resources (e.g. equipment, supplies, facilities) required and desired to teach this course.</p>	<p>Required: None</p> <p>Desired: None</p>
<p>Textbook(s)</p>	<p>Individual Professor will choose text, materials, or open-source materials.</p>