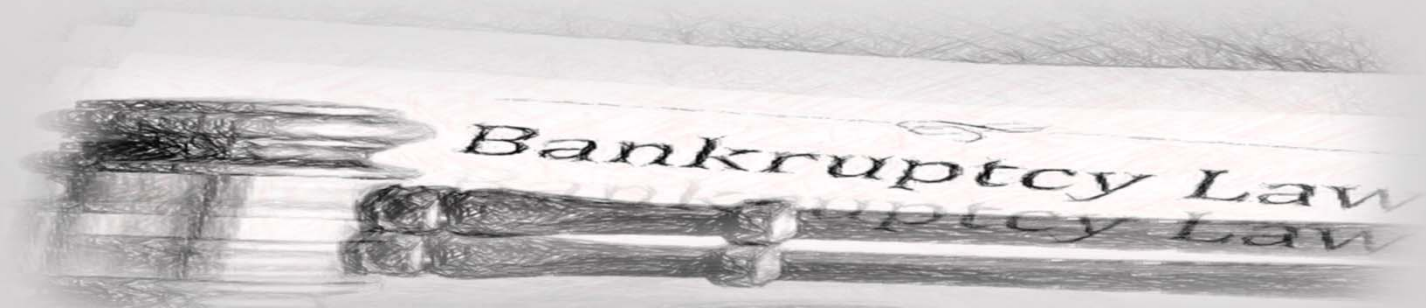


U.S. Bankruptcy Court
Western District of Missouri

Town Hall

8th Circuit Case Update

August 21, 2020



8th Circuit Case Update

1. Jet Midwest Int'l Co., Ltd., Plaintiff – Appellee v. JET MIDWEST GROUP, LLC, 953 F.3d 1041

(Mo. UFTA)

2. Dooley v. Luxfer MEL Technologies (In re Fansteel Foundry Corp.), No. 20-6005 (B.A.P. 8th Circuit August 7, 2020)

(analysis of preference ordinary course defense)



8th Circuit Case Update

3. Lauter v. Wells Fargo Bank (In re Gas-Mart USA, Inc.), 613 B.R. 168 (B.A.P. 8th Circuit 2020) (Schermer, J.)

(analysis of preference new value defense)

4. The Bank of Missouri v. Family Pharmacy, Inc. (In re Family Pharmacy, Inc.), 614 B.R. 58 (B.A.P. 8th Circuit 2020) (Saladino, J.)

(secured creditor default interest)



8th Circuit Case Update

5. Ad Hoc Committee of Non-Consenting Creditors v. Peabody Energy Corp. (In re Peabody Energy Corp.), 933 F.3d 918 (8th Circuit 2019).

(analysis of Chapter 11 confirmation requirements)

6. Doughty v. Douglas (In re Doughty), 2019 WL 6869460 (8th Circuit BAP (W.D. Ark.) 2019).

(DSO claims not subject to automatic stay/discharge injunction)



8th Circuit Case Update

7. Marshall v. McCarty (In re Marshall), 596 B.R. 366 (8th Circuit BAP 2019).

(180-day refiling bar)

8. CRP Holdings A-1, LLC v. O'Sullivan (In re O'Sullivan), 914 F.3d 1162 (8th Circuit 2019).

(judgment lien avoided on entireties property)



8th Circuit Case Update

9. Rucker v. Belew (In re Belew), 943 F.3d 395 (8th Circuit 2019).

(exemption denial basis must be in Code)

10. Fuler v. First Third Equipment Finance Co (In re Veg Liq., Inc.), 931 F.3d 730 (8th Circuit 2019).

(sale order barred later trustee attack)



8th Circuit Case Update

11. Steiner v. Wilmington Sav. Fund Society, FSB (In re Steiner), 613 B.R. 176 (B.A.P. 8th Circuit 2020) (Shodeen, J.)

(Ch. 13 dismissal/180-day refiling bar)

12. In re Benitez, 611 B.R. 106 (B.A.P. 8th Circuit 2020) (Schermer, J.)

(automatic stay violation)



8th Circuit Case Update

13. Edwards v. City of Ferguson (In re Edwards), 601 B.R. 660 (B.A.P. 8th Circuit 2019) (Saladino, J.)
(motorist fine/automatic stay)



Thank You!



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