

# What a Difference ...

by Roy M. Terry Jr.

When the Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA) became law on October 16, 2005, bankruptcy practice all but stopped.

What a difference four years and a recession have made. Whether their focus is consumer or commercial, debtor or creditor, bankruptcy lawyers have never been busier. This phenomenon has also occurred at a time when lawyers practicing in certain other areas are in search of billable hours and revenue. For those lawyers now intending to get involved with a bankruptcy-related practice, or who are returning to bankruptcy after a hiatus, the Bankruptcy Section of the Virginia State Bar is here to support you. During April, the section joined with Virginia Continuing Legal Education in presenting two live, full-day nuts-and-bolts seminars. These seminars remain available through Virginia CLE.

In this issue, the Virginia State Bar is featuring the Bankruptcy Section. The four diverse articles that follow aptly represent the breadth of issues arising in

bankruptcy. With a focus on consumer issues, Rebecca L. Saitta provides an “Overview of the Bankruptcy Process.” Kelly M. Barnhart offers “In Light of Current Mortgage Crisis, Errors in Proofs of Claim on the Rise.” Switching to more commercial topics, Lynn L. Tavenner has written “Section 101 (51D): A Benefit or Burden for Small Business Debtors?” Finally, Douglas M. Foley provides “The Demise of Credit Bidding at Plan Sales: So What Constitutes the ‘Indubitable Equivalent’ of a Secured Creditor’s Claim?” Biographies of the authors are found on page 9.

On behalf of the Bankruptcy Section, I hope you enjoy these articles. We would also welcome you join in. For information, see [www.vsb.org/site/sections/bankruptcy](http://www.vsb.org/site/sections/bankruptcy).