



**ASSOCIATION OF CHAPTER 12  
TRUSTEES**

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# CHAPTER 12 CONFERENCE FARM REORGANIZATION JULY 24 & 25 2023 -JW MARRIOTT, AUSTIN, TX



## Topics include:

- Case law update
- Chapter 12 vs. Sub V cases
- Taxes in Chapter 12
- Financing post-petition & post confirmation
- USDA and the Inflation Reduction Act

## Seminar Materials

Seminar materials will be available for all attendees via an internet download from ACT12.

## Conference Attire

Dress for the sessions will be CASUAL except for speakers.

## CLE Policy

### **ACT12 will be responsible for the following regarding CLE:**

ACT12 will apply for CLE in each state with registered attendees. Please indicate which state(s) you are requesting CLE for in the registration.

ACT12 will pay the application fee (if applicable) for each state as required.

ACT12 will file all CLE for attendees that submit the uniform certificate by August 31, 2023.

ACT12 will not file CLE for self-reporting states.

### **Attorneys will be responsible for the following regarding CLE:**

Attorneys will submit their uniform certificate by email to [cwaldrup@pmpamc.com](mailto:cwaldrup@pmpamc.com) by August 31, 2023.

After this 30-day period the attorney will be responsible for filing their own CLE directly.

Attorneys will be responsible for all fees associated with credit hours incurred (excluding the initial application fee).

All checks must be written to ACT12 for ACT12 to file for CLE. Attorneys will be responsible for filing CLE in self-reporting states.

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## CHAPTER 12 CONFERENCE – FARM REORGANIZATION

Welcome! The Association of Chapter 12 Trustees is looking forward to hosting a vibrant exchange of information at our upcoming virtual conference. As you can see from the program, we have topics on many important aspects of Chapter 12. We have speakers from across the country including Judges, Chapter 12 Trustees, Debtor Counsel and other leaders in farming bankruptcy. Our conference will be held at the JW Marriott Austin in Austin, TX on July 24 & 25, 2023.

The program committee would like to thank our sponsors especially the NDC, who you will hear more about their services at the conference.

The Association of Chapter 12 Trustees strives to be the best source for education about Chapter 12 and our upcoming seminar presents many opportunities to improve your knowledge and expertise. We are excited to see you in Austin!

### Program Committee

**Jan Sensenich**, Past-President, Chapter 12 Trustee for the District of Vermont

**Rebecca Garcia**, President, Chapter 12 Trustee for the Eastern District of Wisconsin

**Brad Kloiber**, Vice-President & Secretary, Chapter 12 Trustee for the Northern & Eastern Districts of Texas

**Nancy J. Whaley**, Board Member, Chapter 12 Trustee, Northern District of Georgia

**Tiffany Cornejo**, Board Member, Chapter 12 Trustee for the District of New Mexico

### FREE VIDEO PANEL

### INTRODUCTION TO CHAPTER 12 BANKRUPTCY

If you are interested in Chapter 12, but don't yet have a lot of Chapter 12 experience, be sure to check out our video, posted on our website, [www.act12.org](http://www.act12.org). This program was recorded in 2021.

Trustee Jan Sensenich is joined by:

**The Honorable Colleen A. Brown (Ret.)**, U.S. Bankruptcy Judge for the District of Vermont,

**Rebecca Rice, Esq.**, Cohen & Rice, Rutland, Vermont, who represents Debtors,

**Peter Fitzgerald**, Director of Loan Resolution, VT Economic Development Authority, Montpelier, VT, and

**Brittany Ogden, Esq.**, Quarles & Brady, Madison, Wisconsin who represents creditors.

**Professor Sophia Kruszewski**, Assistant Professor, Vermont Law School and Clinical Director of The Center for Agriculture and Food Systems.

The panel covered the basics of Chapter 12, including feasibility, transitional and sale plans, tax advantages and the roles of attorneys the court and trustees. If you enjoy this free panel, please sign up for the conference and get more acquainted with Chapter 12.

**Association of Chapter Twelve Trustees Seminar**  
**July 24 & 25, 2023**  
**JW Marriott Austin, Austin, TX**

**Monday, July 24, 2023**

- 12:00-4:00**                    *Registration and check-in*
- 1:00-1:15**                    **Welcome** – Rebecca Garcia, President, ACT12, Chapter 12 Trustee, Eastern District of Wisconsin
- 1:15-2:15**                    **Tax Panel the Mechanics of 11 U.S.C. Sec. 1232**  
                                 **Moderator:** Jan M. Sensenich, Chapter 12 Trustee, District of Vermont  
                                 Joseph A. Peiffer, Ag & Business Legal Strategies, Cedar Rapids, Iowa  
                                 Rebecca Rice, Cohen & Rice, Rutland, Vermont  
                                 Maria I. Valerio, Senior Program Analyst, Collection Policy – Insolvency, IRS
- 2:15-3:15**                    **A Discussion of Chapter 12 vs. Subchapter V of Chapter 11. What are the pros and cons?**  
                                 **Moderator:** Brad Kloiber, Chapter 12 Trustee, Northern & Eastern Districts of Texas  
                                 Honorable Heather Z. Cooper, Chief Judge, USBC, District of Vermont  
                                 John W. Menn, Stienhilber Swanson LLP, Oshkosh, Wisconsin  
                                 William E. Wallo, Bakke Norman, S.C., Eau Claire, Wisconsin
- 3:15-3:30**                    *Break with Sponsors*
- 3:30-4:30**                    **US Government Involvement/Influence in Farming Operations**  
                                 **Moderator:** John Bircher, Chapter 12 Trustee, Eastern District of North Carolina  
                                 David Mills, Esq. Narron Wenzel, PA, Smithfield, North Carolina  
                                 TBD
- 5:30 -7:00**                    *Reception & Social with Sponsors*

**Tuesday, July 25, 2023**

- 8:00-8:45**                    *Breakfast with Sponsors*
- 8:45-9:00**                    **Remarks by the United States Trustee Program**  
                                 Suzanne Hazard, Deputy Assistant Director, Office of Oversight, USTP  
                                 Robert S. Gebhard, Assistant Director for Oversight, Office of Oversight, USTP
- 9:00-9:15**                    **NDC – adding Chapter 12 data to NDC.org – benefits for Trustees, debtors and counsel.**  
                                 Tiffany C, Chapter 12 Trustee, District of New Mexico  
                                 David Shapiro, National Data Center  
                                 Mary Ruppenthal, National Data Center
- 9:15-10:30**                    **Equipment Issues: Valuation, Plan Treatment, Evidentiary Hearings, and 363 Sales**  
                                 **Moderator:** Nancy Whaley, Chapter 12 Trustee  
                                 Honorable Selene D. Maddox, USBC, Northern District of Mississippi  
                                 Brittany S. Ogden, Quarles & Brady, Madison Wisconsin  
                                 G. Daniel Taylor, Stone & Baxter, LLP, Macon, Georgia
- 10:30-10:45**                    *Break with Sponsors*
- 10:45-12:00**                    **Case Law Update**  
                                 **Moderator:** Mark Swimelar, Chapter 12 Trustee, Northern District of New York  
                                 Honorable Katherine M. Perhach, USBC, Eastern District of Wisconsin  
                                 Karen Jolley, Staff attorney for Kara West, Eastern District of Tennessee

**Closing remarks:** Trustee Brad Kloiber, Chapter 12 Trustee, Northern & Eastern Districts of Texas, Vice-President, ACT12

**ACT12 Registration and Fees**

NAME \_\_\_\_\_

FIRM/COMPANY \_\_\_\_\_

OFFICE PHONE \_\_\_\_\_

EMAIL \_\_\_\_\_

(Educational material will be sent to this e-mail address)

ADDRESS \_\_\_\_\_

CITY, State, Zip \_\_\_\_\_

I need CLE in the following state(s): \_\_\_\_\_

I am a -

_____	Standing Chapter 12 Trustee	_____	Debtor attorney
_____	Case by Case Chapter 12 Trustee	_____	Creditor attorney
_____	Other: _____		

**REGISTRATION:**

\_\_\_\_\_ \$350.00 by June 1

**LATE REGISTRATION:**

\_\_\_\_\_ \$380.00- after June 1

Or (discount for NACTT Attendance; before June 1)

\_\_\_\_\_ \$290.00 AND I am attending the NACTT Annual seminar July 26-29 -same location.  
(Please send both registrations together unless you have prepaid registration for the NACTT)

Registration includes download of materials, reception on Monday evening and Breakfast Tuesday Morning.

**Scholarship:** If you would consider attending the conference, but for the cost – send an email to [cwaldrup@pmpamc.com](mailto:cwaldrup@pmpamc.com) to be considered for a scholarship award.

**Total Registration \$** \_\_\_\_\_

METHOD OF PAYMENT:  Check    Mastercard/Visa    American Express

Card Number: \_\_\_\_\_ Exp Date: \_\_\_\_\_

Signature: \_\_\_\_\_ Security Code: \_\_\_\_\_

Billing Address if different from above:

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\_\_\_\_\_

**Return this form and check to ACT12, One Windsor Cove, Suite 305, Columbia, SC 29223  
\$200.00 cancellation fee before June 1 NO REFUNDS after June 1  
(800) 445-8629\*\*\*\*FAX (803) 765-0860\*\*\*\*WWW.ACT12.org\*\*\*\*[cwaldrup@pmpamc.com](mailto:cwaldrup@pmpamc.com)**