



#### RELATED PRACTICE AREAS

Bankruptcy  
Creditors' Rights, Restructuring and  
Bankruptcy

#### RELATED INDUSTRIES

Financial Services

#### SPEAKING ENGAGEMENTS | WEBINARS

### The Impact Of New Legislation On Small Business Bankruptcies And The Risk Of Preference Liability: A New Balancing Act Post-Pandemic

#### DATE

**September 23, 2021**  
**11 a.m.-Noon (Pacific)**

#### SPEAKERS



**Jonathan J.  
Boustani**  
Partner



**Paul Laurin**  
Partner

Recent changes in the bankruptcy law, including the addition of Subchapter V to Chapter 11 of the Bankruptcy Code, have had a significant impact on creditors' rights and exposures.

In addition to summarizing the latest developments in the Subchapter V arena and concurrent changes in preference law, presenters from Barnes & Thornburg's Financial, Insolvency, and Restructuring group will discuss what to expect in a Subchapter V case and strategies that creditors can use to avoid and defend against preference challenges. The following are a few topics we plan to discuss:

- What can the Debtor do in a Subchapter V bankruptcy and how does it differ from traditional chapter 11 and chapter 7 cases;
- How to determine if a creditor has preference exposure;
- Common defenses against preference actions, including defenses

based on the ordinary course of business, provision of subsequent new value, and contemporaneous exchange of new value;

- The latest developments in preference law.

**1.0 hour CLE credit.**

Questions? [Email MJ Mokhtari](#) or call 424-239-3756.

**Presented by the Southern California Chapter of the ACC.**