

LAURA B. BARTELL

ADDRESS:

Home

61 Regal Place
Grosse Pointe Shores, MI 48236
(313) 882-5054

Work

Wayne State University Law School
471 W. Palmer
Detroit, MI 48202
(313) 577-3540

BAR ADMISSIONS: State of New York (1980)
State of Michigan (1997)

EDUCATION:

Undergraduate

Stanford University
Stanford, California

Degree: B.A. with Distinction 1975

Honors: Cap and Gown Society 1974
Phi Beta Kappa 1974

Graduate

Harvard Law School
Cambridge, Massachusetts

Degree: J.D. cum laude 1978

Honors: Harvard Law Review--
editor 1976-1977,
case officer 1977-1978

WORK EXPERIENCE:

Professor of Law (2005-present)
Associate Professor of Law (1996-2005)
Wayne State University Law School
471 West Palmer
Detroit, MI 48202

Visiting Professor of Law (2018 and 2021 winter terms)
University of Michigan Law School
625 S. State St.
Ann Arbor, MI 48109

Associate and Partner, Shearman & Sterling,
 599 Lexington Avenue
 New York, N.Y. 10022
 (February 1985 - April 1996)

Associate, Debevoise & Plimpton,
 875 Third Avenue
 New York, N.Y. 10022
 (September 1979 - February 1985)

Law clerk for The Hon. Alvin B. Rubin,
 United States Court of Appeals for the Fifth Circuit
 New Orleans, LA 70130.
 (August 1978 - August 1979)

TEACHING RESPONSIBILITIES:

Property, Secured Transactions, Bankruptcy & Creditors' Rights, Effective Oral Communication for Lawyers

ADMINISTRATIVE RESPONSIBILITIES:

University P&T Committee, 2020
 P&T Subcommittee, 2010-present (chair 2011-12; winter 2015)
 Admissions Committee, 2011 (winter term), 2011-2018 (chair 2016-17)
 Capital Improvements & Library Committee, 1998-2004, 2008-10
 Graduate Studies Committee, 1997-2001 (chair 1997-1998, 2000-2001)
 Curriculum and Academic Affairs Committee, 1997-1998, 2001-2002, 2003-2005 (chair 2001-2002, 2003-2004, 2004-2005)
 Faculty Appointments Committee, 1997-1998, 2007-2008
 Lateral Hiring Committee, 2008-09
 Programs and Awards Committee, 2000
 Salary Committee, 1997-2007, 2008-present
 University Selection Committee, President's Award for Excellence in Teaching, 2001, 2005
 University P&T Committee, 2019-20
 Readmissions Committee, 2001-2002, 2016-2017 (chair 2001- 2002, 2016-2017)
 Executive Committee of Institute for Continuing Legal Education, 1996-present (chair 2015-16, 2018-19)
 Advisory Board of Office of Teaching and Learning, 2002-2009
 Bar Passage Rate Committee, 2003-2004
 ABA Changes Committee, 2005-2006
 Career Services Committee, 2005-2007 (chair 2006-2007)
 Scholarship Committee, 2006-2007
 Clinical Committee, 2007-2010

TEACHING AWARDS:

Donald H. Gordon Award for Excellence in Teaching (1998)
 Upperclass Teacher of the Year (1998)
 Wayne State University Excellence in Teaching Award (1998)

OTHER AWARDS:

Fellowship, American Bankruptcy Law Journal, to attend 1999 annual education program of National Conference of Bankruptcy Judges (1999) (one of six academics in the nation to receive the award)

Editors' Prize, American Bankruptcy Law Journal, for best article published in 2015

LEGAL WRITING:***Books:***

VISUALIZING SECURED TRANSACTIONS, 2ND ED. (LEXISNEXIS 2013)

VISUALIZING BANKRUPTCY (LEXISNEXIS 2011)

A GUIDE TO THE JUDICIAL MANAGEMENT OF BANKRUPTCY MEGA-CASES (2d edition)
 (Federal Judicial Center 2009)

VISUALIZING SECURED TRANSACTIONS (LEXISNEXIS 2007)

HANDBOOK ON LAWYERS' CONFIDENTIALITY - A SURVEY OF INTERNATIONAL APPROACHES (editor) (International Bar Association 1991)

THE LAW CLERK HANDBOOK (Federal Judicial Center rev. ed. 1989) (with Alvin B. Rubin)

Articles:

Postpetition Proceeds of Exempt Interests in Property – Who Owns the Appreciation?,
 ___ AM. BANKR. L.J. ___ (forthcoming)

The “Snapshot Rule” and Proceeds of Exempt Property in Chapter 7 – Bringing a Doctrine into Focus, ___ AM. BANKR. L.J. ___ (forthcoming)

Bankruptcy and the Deceased Debtor: Rule 1016 in Practice, 94 AM. BANKR. L.J. 523 (2020)

Tax Foreclosures as Fraudulent Transfers – Are Auctions Really Necessary?, 93 AM. BANKR. L.J. 681 (2020)

Stern Claims and Article III Adjudication – The Bankruptcy Judge Knows Best?, 35 EMORY BANKR. DEV. J. 13 (2019)

Section 707(b) Standing for Parties in Interest – Who Cares?, 93 AM. BANKR. L.J. 241 (2019)

Section 704(b)(2) – The Back Door into Chapter 7 for the Above-Median Debtor, 92 AM. BANKR. L.J. 489 (2018)

Very Special Circumstances -The Almost Irrebuttable Presumption of Abuse Under Section 707(b)(2), 91 AM. BANKR. L.J. 393 (2017)

Book Review, Kevin M. Ball, *Adversity & Justice: A History of the United States Bankruptcy Court for the Eastern District of Michigan*, MICH. HIST. REV. 100 (2016)

The Unconfirmable Modified Chapter 13 Plan – The Disposable Income Test of § 1325(b) and Plan Modifications, 90 AM. BANKR. L.J. 427 (2016)

Motions to Withdraw the Reference – An Empirical Study, 89 AM. BANKR. L.J. 397 (2015)

Stay Imposed – The Failed Policy of Section 362(c)(4), 89 AM. BANKR. L.J. 165 (2015)

Extinction and Creation of Property Interests Encumbered by Liens – The Strange Legacy of Farrey v. Sanderfoot, 87 AM. BANKR. L.J. 375 (2013)

Pension Plan Loans and Means Testing – The Pernicious Endurance of Villarie, 87 AM. BANKR. L.J. 89 (2013)

Bankruptcy Court Adjudication by Consent After Stern, 2012 NORTON ANNUAL SURVEY OF BANKRUPTCY LAW 5 (2012)

Making Assumptions About the Individual Debtor’s Right to Assume Under § 365(p)(2), 85 AM. BANKR. L. J. 265 (2011)

The Appeal of Direct Appeal – Use of the New 28 U.S.C. § 158(d)(2), 84 AM. BANKR. L. J. 145 (2010)

Straddle Obligations Under Prepetition Contracts – Prepetition Claims, Postpetition Claims or Administrative Expenses, 25 EMORY BANKR. DEV. J. 39 (2008)

Awards of Costs in Bankruptcy Court, 17 NORTON J. BANKR. L. & PRACTICE 869 (Dec. 2008)

Staying the Serial Filer – Interpreting the New Exploding Stay Provisions of § 362(c)(3) of the Bankruptcy Code, 82 AM. BANKR. L. J. 201 (2008)

From Debtors' Prisons to Prisoner Debtors: Credit Counseling for the Incarcerated, 24 EMORY BANKR. DEV. J. 15 (2008)

The Peripatetic Debtor: Choice of Law and Choice of Exemptions, 22 EMORY BANKR. DEV. J. 101 (2006)

Due Process for the Unknown Future Claim in Bankruptcy – Is this Notice Really Necessary?, 78 AM. BANKR. L. J. 339 (2004)

The Implied Waiver Solution to the Problem of Privilege in the Individual Bankruptcy Case, 20 BANKR. DEV. J. 25 (2003)

The Lease Cap and Letters of Credit – A Reply to Professor Dolan, 120 BANKING L.J. 828 (Oct. 2003)

Why WARN? – The Worker Adjustment and Retraining Notification Act in Bankruptcy, 18 BANKR. DEV. J. 243 (2002)

Getting to Waiver – A Legislative Solution to State Sovereign Immunity in Bankruptcy After Seminole Tribe, 17 BANKR. DEV. J. 17 (2000)

The Lease of Money in Bankruptcy -- Time for Consistency?, 16 BANKR. DEV. J. 266 (2000)

Revisiting Rejection: Secured Party Interests in Leases and Executory Contracts, 103 DICKINSON L. REV. 497 (1999)

In Defense of Language, The Supreme Court and Congress: A Reply to Professor Chemerinsky, 71 AM. BANKR. L. J. 131 (1997)

Contempt of the Bankruptcy Court -- A New Look, 1996 U. ILL. L. REV. 1

A Splendid Relationship - Judge and Law Clerk, 52 LA. L. REV. 1429 (1992)

ALI-ABA Works Prepared for Federal Evidence Programs:

Taxation of Costs and Awards of Expenses in Federal Court, 101 F.R.D. 553 (1984).

The Work Product Doctrine, 8 ALI-ABA COURSE MATERIALS JOURNAL 7 (Dec. 1983).

Awards of Attorneys' Fees by the Federal Courts, 6 ALI-ABA COURSE MATERIALS JOURNAL 95 (April 1982); 6 ALI-ABA COURSE MATERIALS JOURNAL 63 (June 1982); 7 ALI-ABA COURSE MATERIALS JOURNAL 77 (August 1982).

Bar Association and Other Program Outlines:

“Bankruptcy 101 – Understanding the Bankruptcy Code and the Interplay of its Sections” (for 2011 bankruptcy program sponsored by Institute for Continuing Legal Education, February 2011)

“The Legal and Ethical Implications of Privilege in Bankruptcy” (for 2002 Bankruptcy Institute offered by the Minnesota State Bar Association, September 2002)

“Worker Adjustment and Retraining Notification Act in Bankruptcy” (for program offered by Federal Judicial Center for bankruptcy judges, January 2002)

“Sovereign Immunity in Bankruptcy” (for program offered at Annual Meeting of the American Bar Association, August 2001)

"Environmental Liability" (outline) (Citibank seminar, 1991)

"Financing the Bankrupt Borrower - Statutory and Drafting Considerations" (outline), Current Issues Under the Florida Commercial Code (The Florida Bar Continuing Legal Education Committee and The Business Law Section, 1991)

"Elements of the Commitment Letter - A Drafting Checklist" and "Lender Liability" (outlines), Commercial Lending and Lender Liability (Minnesota State Bar Association, 1988)

"Liability Under Commitment Letters and Other Preliminary Indicia of Agreement" (outline), Uniform Commercial Code Institute (1987)

Newspaper Articles:

Joint Tenancy With Survivorship Rights, Michigan Lawyers Weekly (August 14, 2000)

Petition for Attorney's Fee--The Evidentiary Issues, New York Law Journal (June 28, 1982).

Student Pieces:

Private Remedies Under the Williams Act, 91 HARV. L. REV. 274 (1977)

Employee Noncompliance with OSHA Safety Standards, 90 HARV. L. REV. 1041 (1977)

PROFESSIONAL ACTIVITIES:

Member, Board of Directors, and law school program administrator, Access to Bankruptcy Court (2020-present)

Associate Reporter, Judicial Conference Advisory Committee on Bankruptcy Rules (2017-present)

Robert M. Zinman Scholar-in-Residence, American Bankruptcy Institute (Fall 2010)

Member, Editorial Advisory Board, American Bankruptcy Law Journal (2006-2010)

Member, Board of Directors and member of Faculty Committee, American Board of Certification (2005-present; Vice Dean of Faculty Committee 2008-09; Dean of Faculty Committee and Member of Executive Committee 2009-10, 2015-20)

Member, Executive Committee, The Institute of Continuing Legal Education (1996-present; Chair 2015-16, 2018-19, 2021-22)

Participant, Federal Judicial Center Program on Large Chapter 11 Bankruptcy Cases (January 2003)

Reporter, Subcommittee on Mass Torts of the Committee on Administration of the Bankruptcy System of the Federal Judicial Conference (2002-2003)

Lecturer, American Institute of Legal Education (2003-2006)

American Bar Association, Michigan Bar Association, American Bankruptcy Institute, American Law Institute, American Bar Foundation