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Bankruptcy



The philosophy of the United States bankruptcy laws is to allow a debtor who has gotten hopelessly in debt an opportunity to start over and to provide for appropriate distribution of the debtor's estate to his creditors. The Bankruptcy Code consists of federal laws which are enforced and interpreted by

federal courts.

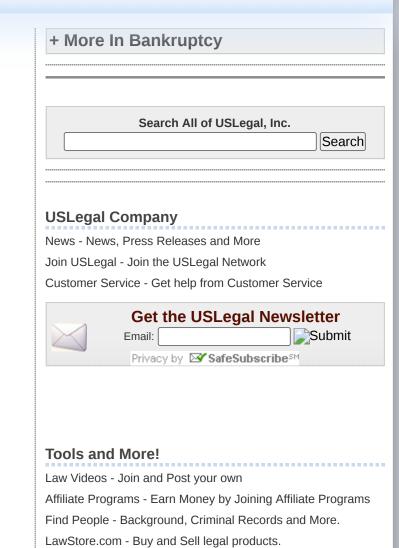
Bankruptcy is placed under Federal jurisdiction by the Constitution. Article 1, Section 8, Clause 4 allows Congress to enact "uniform laws on the subject of bankruptcies throughout the United States." The statute law governing bankruptcy is the Bankruptcy Code, located at Title 11 of the United States Code. Bankruptcy cases are always filed in United States Bankruptcy Court. However, bankruptcy cases, particularly related to the validity of claims and exemptions, are decided under State law.

USLegal provides free information about Bankruptcy, Forms, Questions and Answer Services, as well as access to Bankruptcy Lawyers.

Primary Source: Administrative Office of US Courts

Inside Bankruptcy

- Bankruptcy Clerks
- Bankruptcy Courts
 - Bankruptcy Court Fees
 - Judicial Code of Conduct
- Bankruptcy Procedure
 - History
 - Sweeping Changes in 2005
 - Jurisdiction and Procedure
 - Exemptions from the Bankruptcy Estate
 - State Bankruptcy Exemptions
 - Federal Bankruptcy Exemptions
 - Additional Resources
- Chapter 11 and Chapter 13
- Consumer Protection Act 2005
- Definitions
- Discharge
- Filing Statistics
 - 2007-2008 Filing Comparisons
 - 2008 Business Filings
 - 2008 Non-Business Filings
 - 2008 Total Filings
- Organizations
- Representing Yourself
- Bankruptcy Overview
- Chapter 7
 - Chapter 7-Overview
 - Debtor under Chapter 7
 - Time Between Discharges
 - Means Test
 - Current Monthly Income
 - Median Income
 - Bad Faith and Totality of the Circumstances
 - Attorney Certification and Sanctions
 - Debt Relief Agency
- Consumer Bankruptcy- Exemptions and Priorities
 - Exemptions
 - Priorities
- Credit Counseling and Debtor Education
- Lien Avoidance under Chapter 7
 - Judicial Lien
- Redemption • Effects of a Discharge under Chapter 7
- Chapter 13
- Debtor under Chapter 13
- Chapter 13 Plan Questions and Answers
- Attorneys
- Bankruptcy Forms Sitemap



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