



*Watch out! The Judges Tell
It Like It Is—*

*Case Splits Catching
Creditors Off Guard In
Subchapter V Bankruptcies*

COMMERCIAL LAW LEAGUE OF
AMERICA JUDGES' PANEL

MAY 14, 2026

PRESENTERS

- Panelist - Hon. Thomas M. Lynch (Bankruptcy Court, Northern District of Illinois)
 - Judge Lynch was appointed in 2013. He received his undergraduate degree from the University of Dayton, a Master's degree from the University of Chicago and his J.D. from the Northwestern University School of Law.
 - Prior to joining the court, Judge Lynch was Of Counsel to the firm *Faegre Baker Daniels LLP*. He was previously a partner with the firms *Baker & Daniels* and *Wildman, Harrold, Allen & Dixon*. He is also an adjunct faculty at Northwestern University and has taught at the National Institute for Trial Advocacy.

- Panelist - Hon. Mary Ann Whipple (Bankruptcy Court, Northern District of Ohio)
 - Judge Whipple was appointed in 2001. She earned a bachelor's degree in Russian studies from the University of Michigan in 1977 and in 1981 she received her J.D. from Stanford Law School.
 - Prior to joining the court, Judge Whipple practiced law for twenty years as a commercial, bankruptcy, and employment litigator with the Toledo, Ohio firm Fuller & Henry Ltd.

MODERATOR

- Moderator – Hon. Eugene R. Wedoff (Ret.) (Bankruptcy Court, Northern District of Illinois)
 - Judge Wedoff was appointed in 1987 and retired in 2015. He received both a B.A. in Music and a J.D. from the University of Chicago.
 - Prior to joining the court, Judge Wedoff was a partner at Jenner & Block in Chicago.
 - After his retirement, Judge Wedoff engaged in exclusively pro bono representation of debtors in bankruptcy appeals.

TOPICS TO BE COVERED TODAY

- Appointment of committee of unsecured creditors in Subchapter V cases
- Treatment of nonvoting classes
- “Fair and equitable” as applied to plan defaults
- Dischargeability under §523(a) for corporate Subchapter V Debtors
- Subchapter V Trustee as Mediator
- Section 1190(3)’s impact on a section 1111(b) election

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In re Cinemex Holdings USA, Inc., 672 B.R. 53, 59 (Bankr. S.D. Fla. 2025)

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In re Sushi Zushi of Texas, LLC, 2025 WL 957792 (Bankr. W.D. Tex. Mar. 28, 2025)

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In re Frontline Med. Servs. LLC, 2025 WL 2754614 (10th Cir. BAP (Colo.) Sept. 29, 2025)

In re Channel Clarity Holdings LLC, 2022 WL 3710602 (Bankr. N.D. Ill. July 19, 2022)

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In re 2 Monkey Trading, LLC, 142 F.4th 1323, 1327 (11th Cir. 2025)

In re Off-Spec Solutions, LLC, 651 B.R. 862 (9th Cir. BAP (Idaho) 2023)

Emily Digman, *The Curious Case of Subchapter V Discharge*, 2026 U. Ill. L. Rev. 319 (2026).

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In re 218 Jackson LLC, 631 B.R. 937, 947
(Bankr. M.D. Fla. 2021)

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In re Joiner, 2025 WL 2810533 (Bankr.
W.D.N.C. Oct. 2, 2025)

Questions?

THANK YOU

