

UNITED STATES DISTRICT COURT FOR DISTRICT OF PUERTO RICO
FEDERAL BAR EXAMINATION
SAMPLE BANKRUPTCY QUESTIONS

The automatic stay operates as a stay of which of the following procedures?

- a. Of the commencement or continuation of a civil action for the establishment of paternity.
- b. Of the reporting of overdue support owed by a parent to any consumer agency as specified in section 466(a)(7) of the Social Security Act.
- c. Of the enforcement against a debtor or property of the estate of a judgment obtained before the bankruptcy was filed.
- d. Of the interception of a tax refund as specified in sections 464 and 466(a)(3) of the Social Security Act or under an analogous state law.

Answer: (c)

Source: 11 U.S.C. §362(a)(2)

On request from a party in interest, under what conditions may the Bankruptcy Court grant relief from the automatic stay?

- a. For cause, including the lack of adequate protection of an interest in property of such party in interest.
- b. Without cause, if the debtor is a chapter 12 debtor who filed his plan within 30 days of the bankruptcy petition.
- c. Without cause, if the debtor is a chapter 12 debtor who obtains confirmation of the chapter 12 plan within 45 days of filing the bankruptcy petition.
- d. For cause, but not including the lack of adequate protection of an interest in property of such party in interest.

Answer: (a)

Source: Source: 11 U.S.C. §362(d)(1)