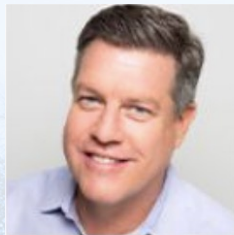


# abiLIVE

webinar series

## Bankruptcy Filing Trends for the First Half of 2022 and What Lies Ahead



**Christopher Kruse,**  
**Moderator**  
*Epiq*  
*San Francisco*



**Hon. Kevin Carey**  
**(ret.)**  
*Hogan Lovells*  
*Philadelphia*



**Ed Flynn**  
*ABI*  
*Alexandria, Va.*

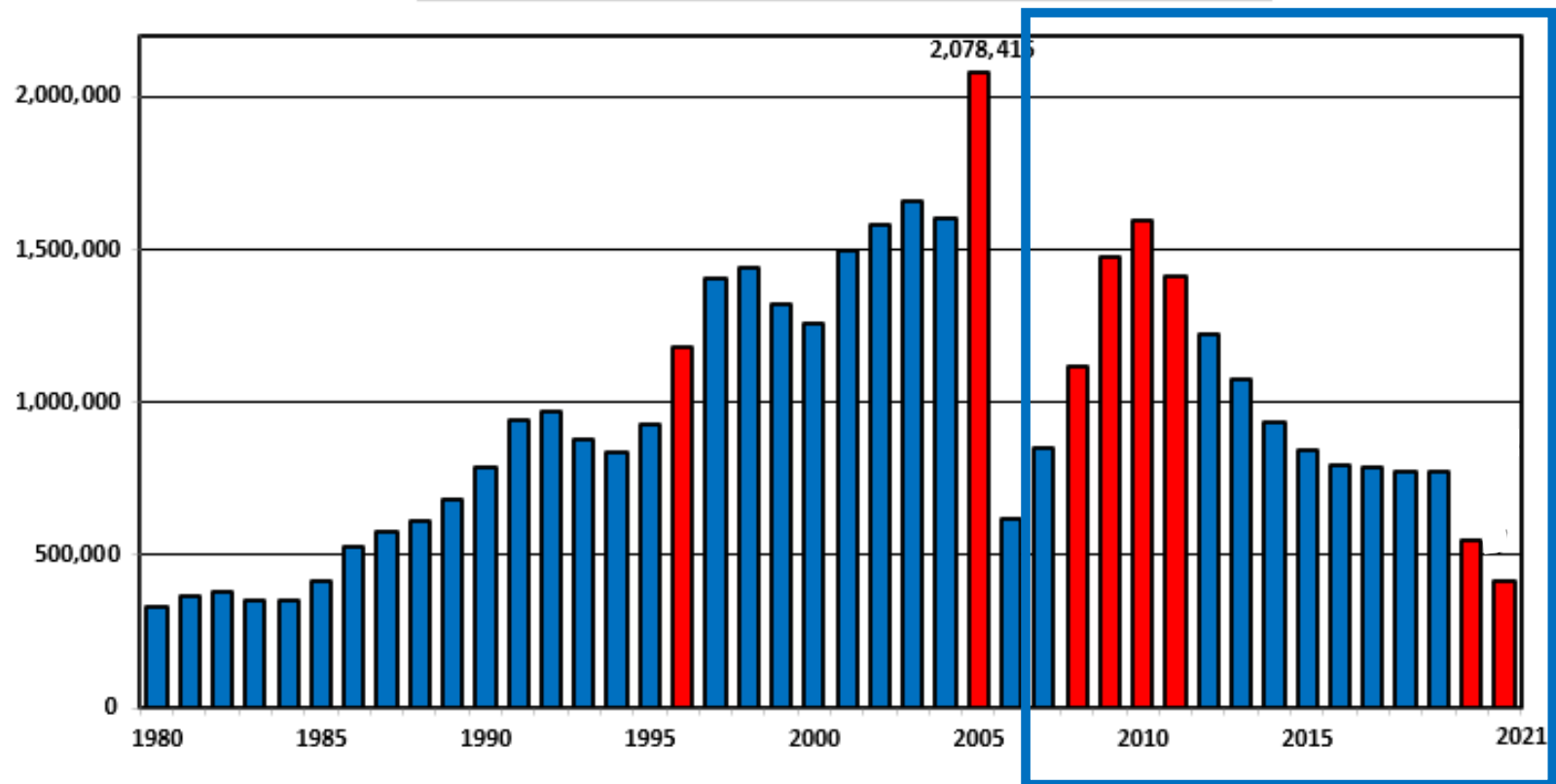


**Deirdre O'Connor**  
*Epiq*  
*New York*

# Agenda

- Panelist Introductions - John Hartgen (ABI)
- Bankruptcy new filings data review - Ed Flynn (ABI)
- Turbulence in the market - Panelists
- Bankruptcy Case Watch - Hon. Kevin Carey
- Perspectives / Predictions
- Q/A

## Total Bankruptcy Cases Filed Nationwide Calendar Years 1980 - 2021





## 2007 - 2022 YTD New Bankruptcy Filings - All Chapters

### Filings Count

#### Selected Period Total

2007 to 2022

**14,440,015**

#### Full Year Average

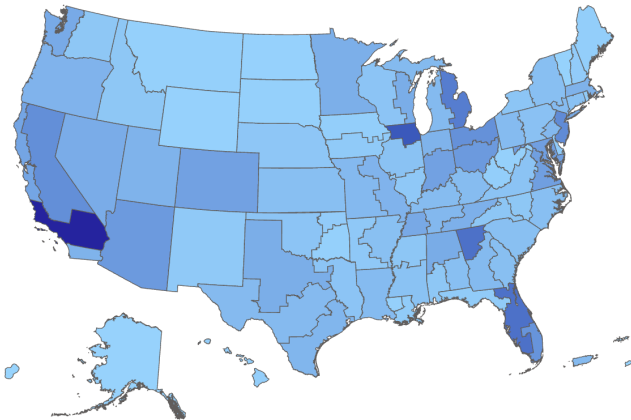
2007 to 2021

**959,892**

### Filings Count by Court

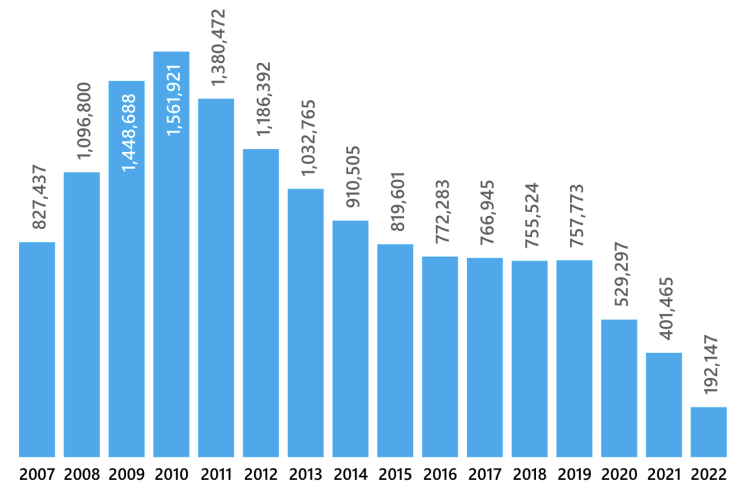
View by State

All



Court: All

### Annual Filings Count



Debtor Type: Both | Chapter/AP: 7, 9, 11, 11(V), 12, 13, 15 | Period: All | Interval: Annual | Variable: Filings | Measure: Count



## 2019 - 2022 1H New Bankruptcy Filings - All Chapters

### Filings Count

#### Selected Period Total

2019 to 2022

**1,880,682**

#### Full Month Average

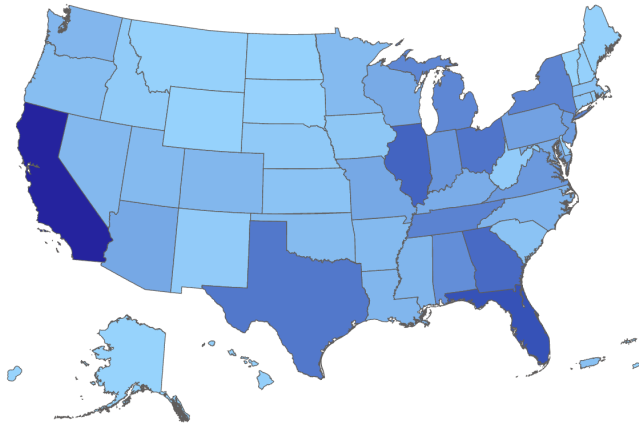
Multiple Periods

**44,615**

### Filings Count by State

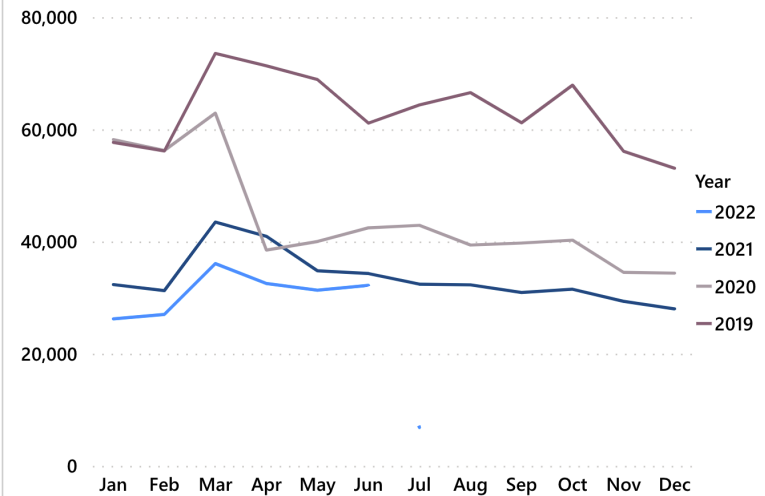
View by Court

All



State: All

### Monthly Filings Count by Year



Debtor Type: Both | Chapter/AP: 7, 9, 11, 11(V), 12, 13, 15 | Period: 2019, 2020, 2021, 2022 | Interval: Monthly | Variable: Filings | Measure: Count





## 2022 YTD New Bankruptcy Filings - All Chapters

### Filings Count - Year to Date

#### As of Date

Jul 10, 2022

69

#### Selected Period

Jan 01, 2022 to Jul 10, 2022

192,147

#### Prior Period

Jan 01, 2021 to Jul 10, 2021

225,199

#### Change from Prior Period

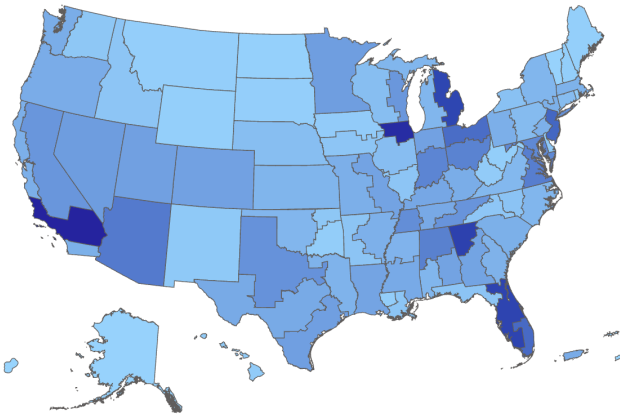
Jan 01, 2022 to Jul 10, 2022

-14.7% ▼

### Filings Count by Court

View by State

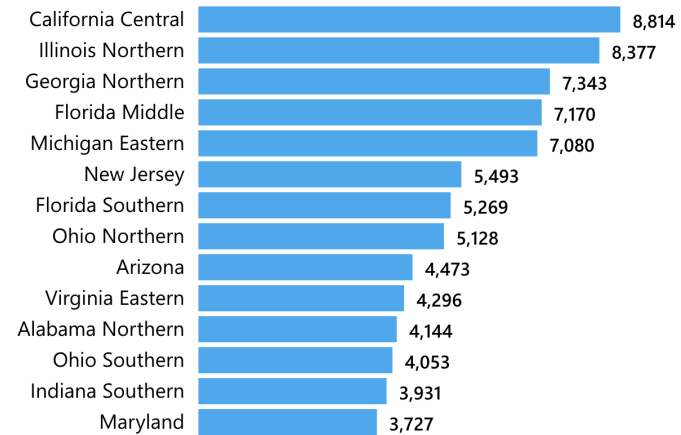
All



Court: All

### Court Rank

by Selected Period



Debtor Type: Both | Chapter/AP: 7, 9, 11, 11(V), 12, 13, 15 | Period: Year to Date | Variable: Filings | Measure: Count | Ranking: by Selected Period



## 2017 - 2022 YTD New Bankruptcy Filings - Chapter 7

### Filings Count

#### Selected Period Total

2017 to 2022

2,163,437

#### Full Year Average

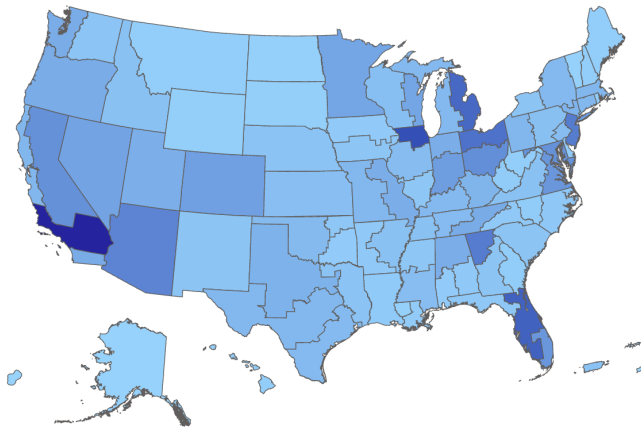
Multiple Periods

427,927

### Filings Count by Court

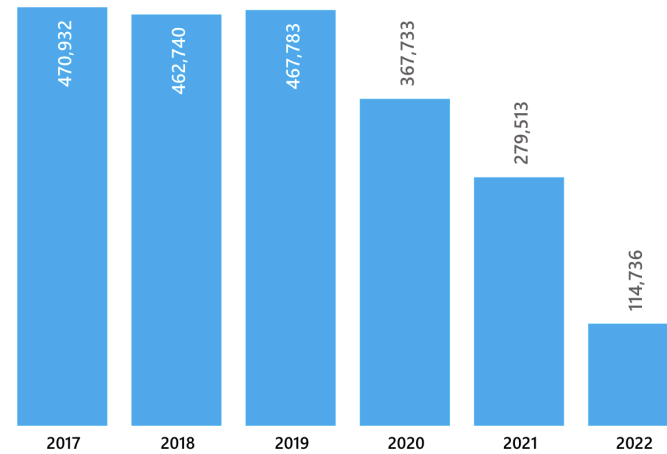
View by State

All



Court: All

### Annual Filings Count



Debtor Type: Both | Chapter/AP: 7 | Period: 2017, 2018, 2019, 2020, 2021, 2022 | Interval: Annual | Variable: Filings | Measure: Count



## 2017 - 2022 YTD New Bankruptcy Filings - Chapter 7

### Filings Count

#### Selected Period Total

2017 to 2022

2,163,437

#### Full Month Average

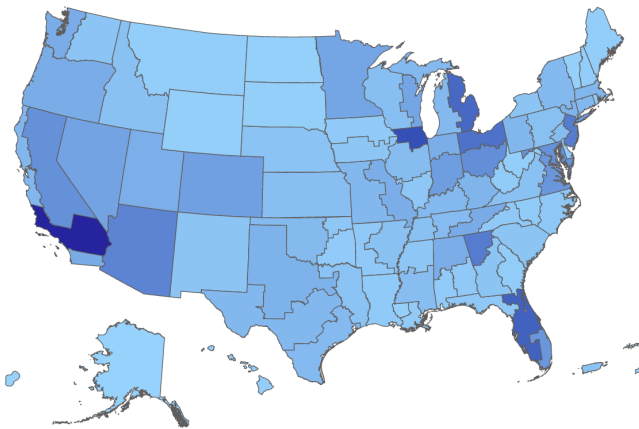
Multiple Periods

32,726

### Filings Count by Court

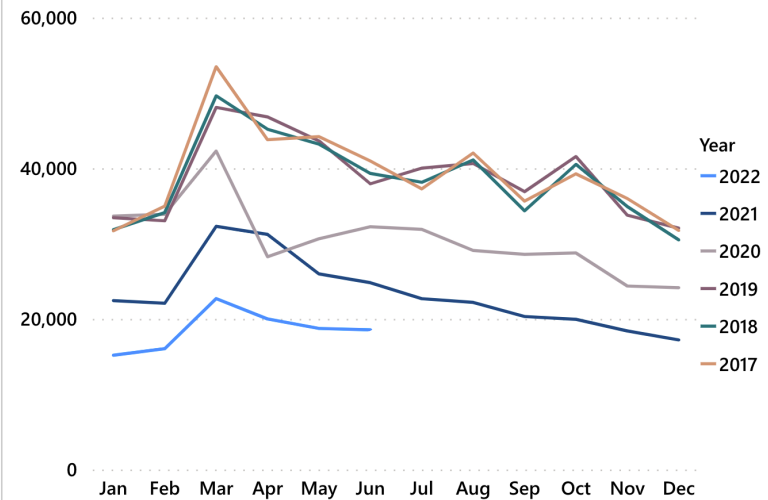
View by State

All



Court: All

### Monthly Filings Count by Year



Debtor Type: Both | Chapter/AP: 7 | Period: 2017, 2018, 2019, 2020, 2021, 2022 | Interval: Monthly | Variable: Filings | Measure: Count





## 2017 - 2022 YTD New Bankruptcy Filings - Chapter 13

### Filings Count

#### Selected Period Total

2017 to 2022

1,202,427

#### Full Year Average

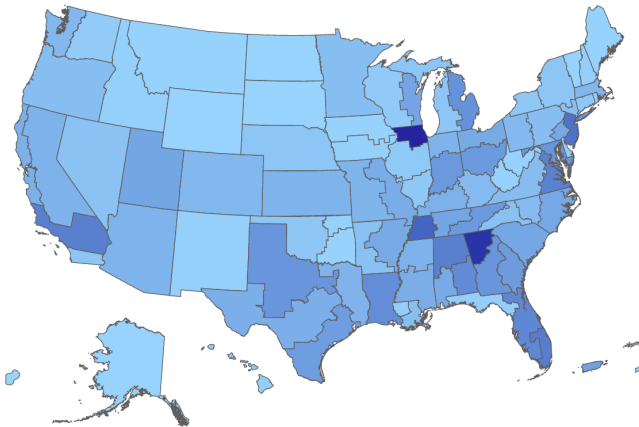
Multiple Periods

237,041

### Filings Count by Court

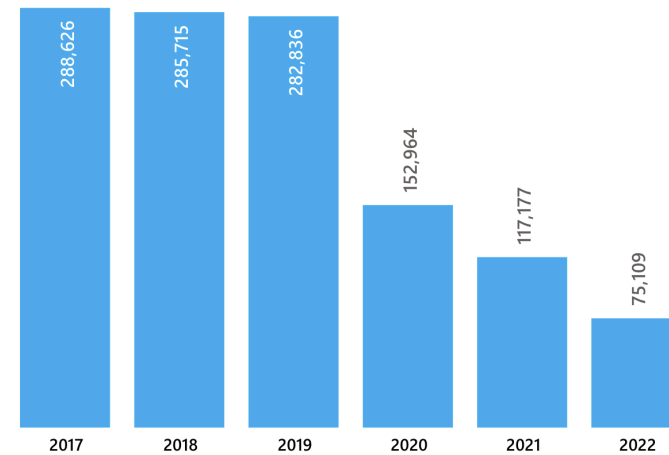
View by State

All



Court: All

### Annual Filings Count



Debtor Type: Both | Chapter/AP: 13 | Period: 2017, 2018, 2019, 2020, 2021, 2022 | Interval: Annual | Variable: Filings | Measure: Count



## 2017 - 2022 YTD New Bankruptcy Filings - Chapter 13

### Filings Count

#### Selected Period Total

2017 to 2022

1,202,427

#### Full Month Average

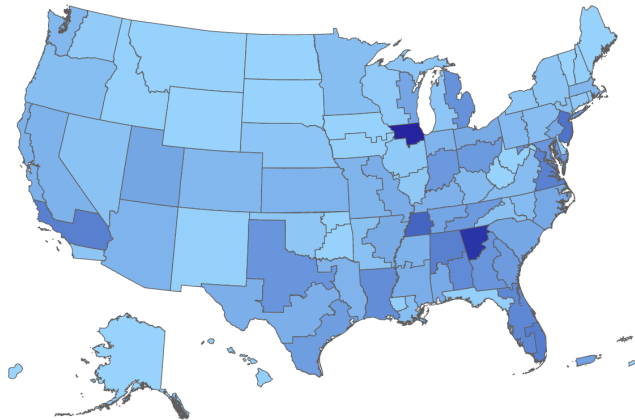
Multiple Periods

18,170

### Filings Count by Court

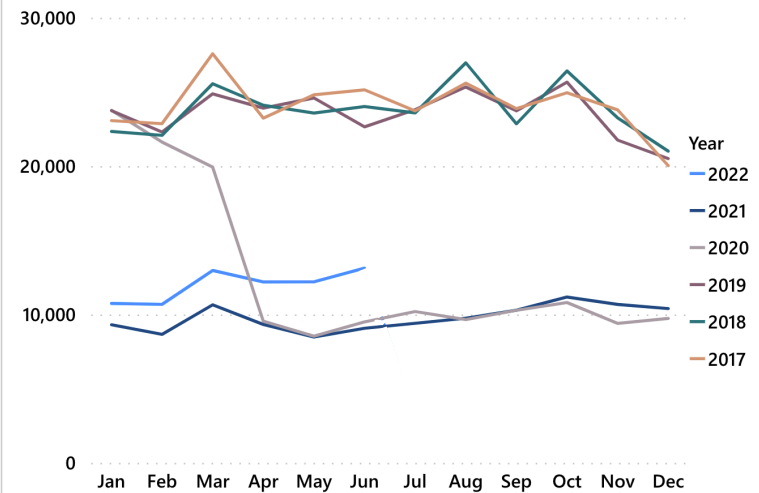
View by State

All



Court: All

### Monthly Filings Count by Year



Debtor Type: Both | Chapter/AP: 13 | Period: 2017, 2018, 2019, 2020, 2021, 2022 | Interval: Monthly | Variable: Filings | Measure: Count



## 2020 - 2022 YTD New Bankruptcy Filings - Chapter 13

### Filings Count

#### Selected Period Total

2020 to 2022

**345,250**

#### Full Month Average

Jan 2020 to Jun 2022

**11,401**

#### % Change

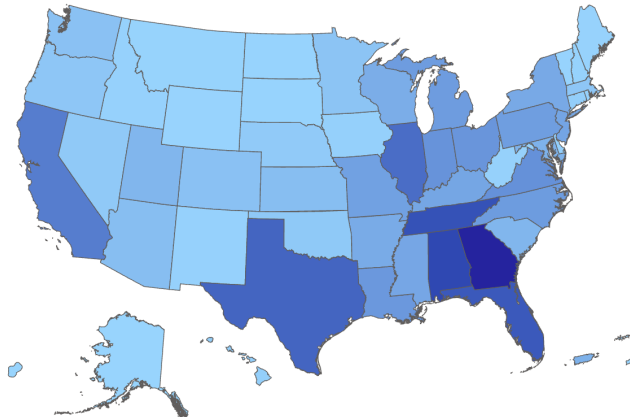
Jan 2020 to Jun 2022

**-44.8%** ▼

### Filings Count by State

View by Court

All



State: All

### Monthly Filings Count by Year

All

All

20,000

10,000

0

2021

2022

Debtor Type: Both | Chapter/AP: 13 | Period: 2020-2022 | Interval: Monthly | Variable: Filings | Measure: Count

# 2017 - 2022 YTD New Bankruptcy Filings - Chapter 11 + SubV Commercial

## Filings Count

### Selected Period Total

2017 to 2022

29,459

### Full Year Average

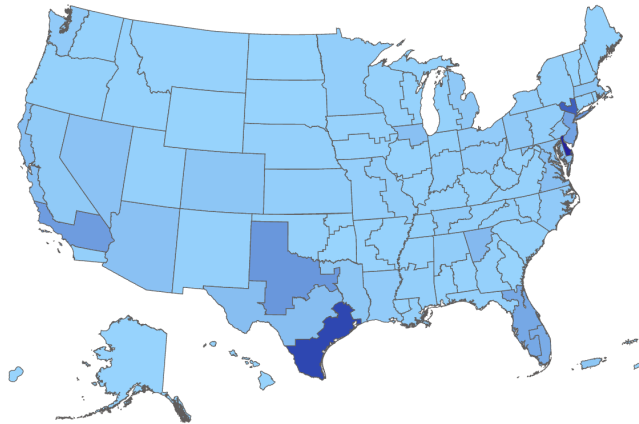
Multiple Periods

5,787

## Filings Count by Court

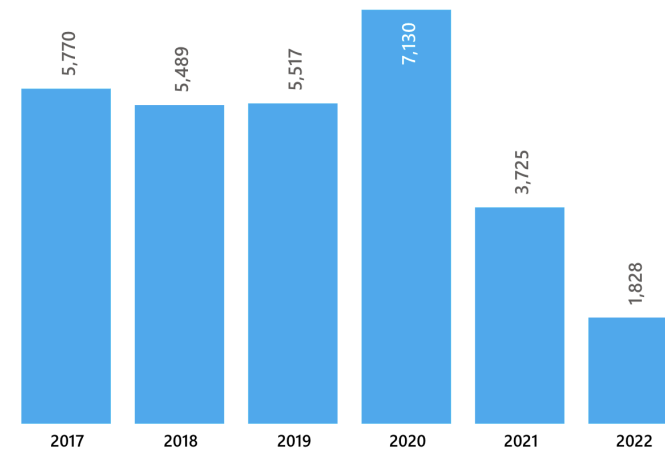
View by State

All



Court: All

## Annual Filings Count



Debtor Type: Commercial | Chapter/AP: 11, 11(V) | Period: 2017, 2018, 2019, 2020, 2021, 2022 | Interval: Annual | Variable: Filings | Measure: Count

# 2020 - 2022 YTD New Bankruptcy Filings - Chapter 11 + SubV Commercial

## Filings Count

### Selected Period Total

2020 to 2022

12,683

### Full Month Average

Jan 2020 to Jun 2022

421

### % Change

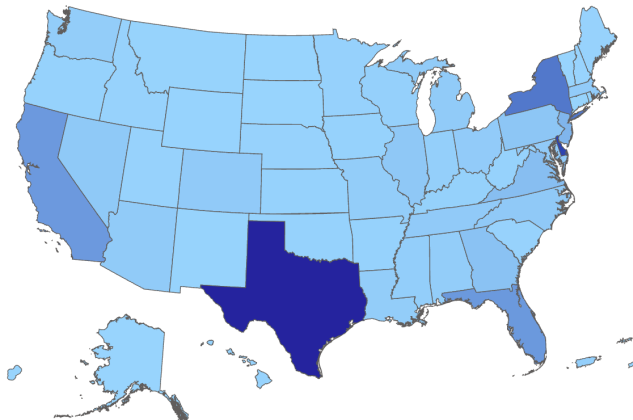
Jan 2020 to Jun 2022

-29.2% ▼

## Filings Count by State

View by Court

All



State: All

## Monthly Filings Count by Year

All

— All

800

600

400

200

0

2021

2022

Debtor Type: Commercial | Chapter/AP: 11, 11(V) | Period: 2020-2022 | Interval: Monthly | Variable: Filings | Measure: Count

# 2020 - 2022 YTD New Bankruptcy Filings - Chapter 11 SubV Commercial

## Filings Count

### Selected Period Total

2020 to 2022

2,666

### Full Year Average

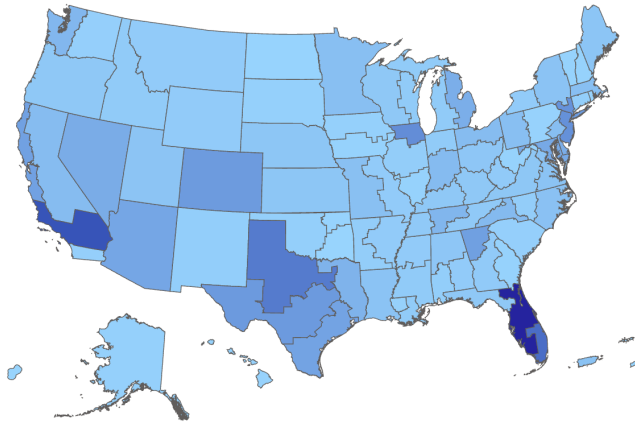
Multiple Periods

1,278

## Filings Count by Court

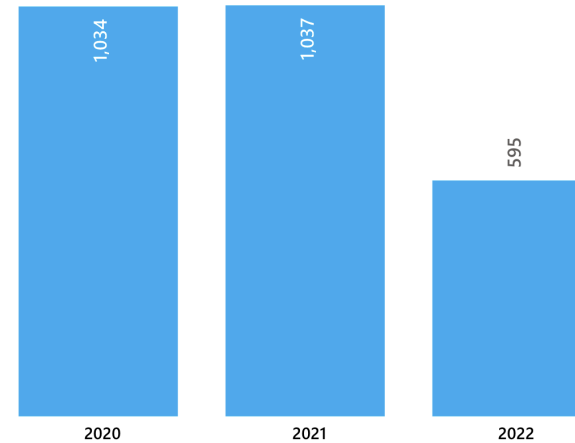
View by State

All



Court: All

## Annual Filings Count



Debtor Type: Commercial | Chapter/AP: 11(V) | Period: 2020, 2021, 2022 | Interval: Annual | Variable: Filings | Measure: Count





## 2022 YTD New Bankruptcy Filings - Chapter 11 SubV Commercial

### Filings Count - Year to Date

#### As of Date

Jul 10, 2022

0

#### Selected Period

Jan 01, 2022 to Jul 10, 2022

595

#### Prior Period

Jan 01, 2021 to Jul 10, 2021

620

#### Change from Prior Period

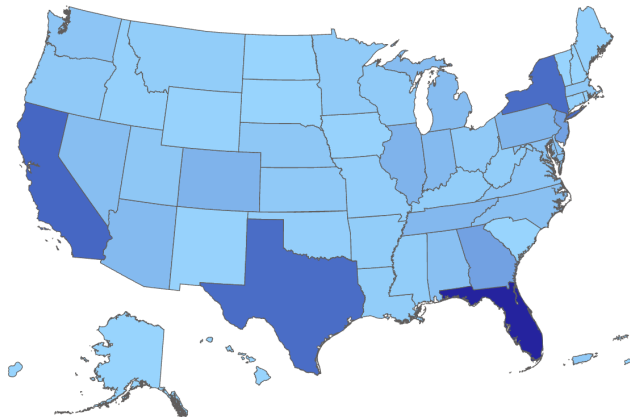
Jan 01, 2022 to Jul 10, 2022

-4.0% ▼

### Filings Count by State

View by Court

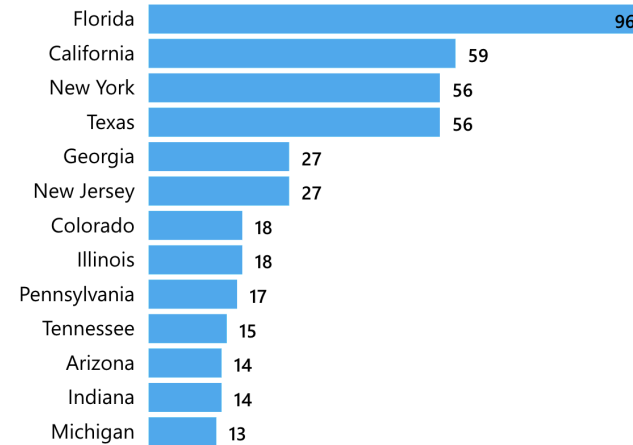
All



State: All

### State Rank

by Selected Period



Debtor Type: Commercial | Chapter/AP: 11(V) | Period: Year to Date | Variable: Filings | Measure: Count | Ranking: by Selected Period



## 2020 - 2022 YTD New Bankruptcy Filings - Chapter 11 vs. 11 SubV

### Filings Count

#### Selected Period Total

2020 to 2022

**14,344**

#### Full Month Average

Jan 2020 to Jun 2022

**475**

#### % Change

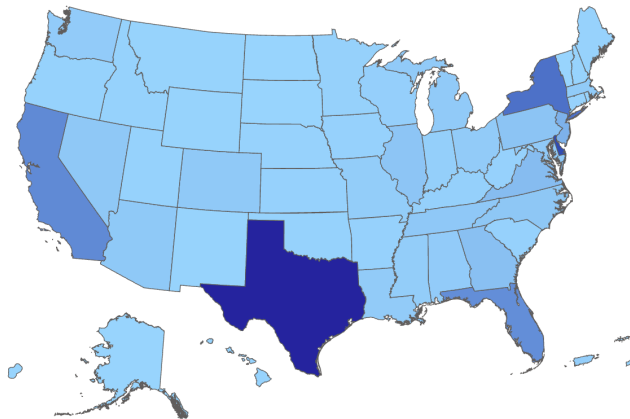
Jan 2020 to Jun 2022

**-30.6%** ▼

### Filings Count by State

View by Court

All



State: All

### Monthly Filings Count by Year

Chapter/AP

— 11 — 11(V)

800

600

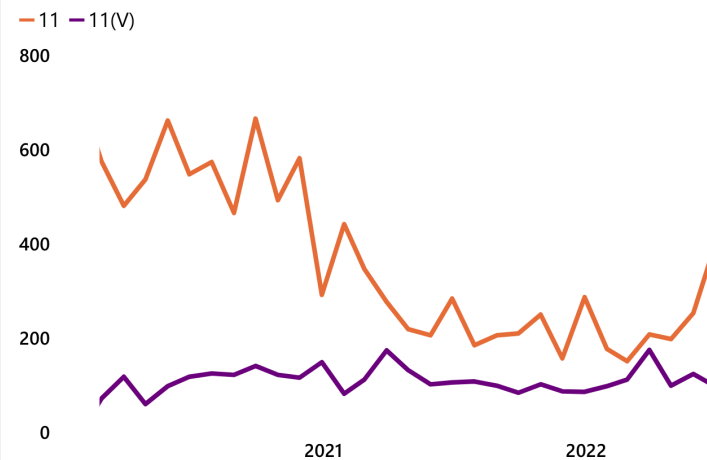
400

200

0

2021

2022



Debtor Type: Both | Chapter/AP: 11, 11(V) | Period: 2020-2022 | Interval: Monthly | Variable: Filings | Measure: Count



## 2007 - 2022 YTD New Bankruptcy Filings - Chapter 7 & 13

### Filings Count

#### Selected Period Total

2007 to 2022

14,301,447

#### Full Month Average

Jan 2007 to Jun 2022

76,853

#### % Change

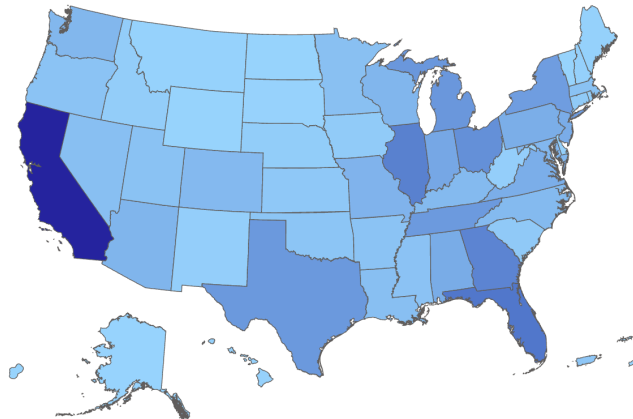
Jan 2007 to Jun 2022

-42.2% ▼

### Filings Count by State

View by Court

All



State: All

### Monthly Filings Count by Year

Chapter/AP

— 7 — 13

100,000

50,000

0

2010

2015

2020

Debtor Type: Both | Chapter/AP: 7, 13 | Period: 2007-2022 | Interval: Monthly | Variable: Filings | Measure: Count

# Turbulence Impacting Bankruptcy Filings

## Global COVID-19 Pandemic

### US Government Responses

- Eviction moratorium
- Foreclosure moratorium
- Mortgage forbearance
- Federal Unemployment benefits
- Student Loan forgiveness
- Federal & State programs

### Global Capital Markets

- Cost of capital
- US equity markets
- New inflation concerns
- Recession concerns

### US Labor

- Unemployment
- Personal savings rates
- Dry powder on credit cards

### Geo-Political Activity

- Russian invasion of Ukraine

## Bankruptcy Case Watch

### Boy Scouts of America

- Delaware Bankruptcy Court
- Case No: 20-10343

### Johnson & Johnson (LTL)

- New Jersey Bankruptcy Court
- Case No: 21-30589

### Crediton on Creditor violence

- Recent Judge Goldblatt case
- “uptier”

**“Not a bad time to be a US bankruptcy judge...”**

***Hon. Kevin Carey (ret.)***



# Perspectives - Chapter 7's

- YTD trends
- Comparison to 2008 Recession?
- Predictions





# Perspectives - Chapter 13's

- YTD trends
- Comparison to 2008 Recession?
- Predictions



# Perspectives - Chapter 11 & SubV

- YTD trends
- Sectors hit hardest so far since pandemic & 2022 YTD
- Predictions on sectors - what's on the horizon?
- Subchapter V - Perspectives? Is this expected?



# Q & A

Please use the Zoom "chat" feature to ask a question of the panel.

# Contact Details

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