



BUSINESS BANKRUPTCY COMMITTEE NEWSLETTER

April 2017

[Homepage](#) | [Committee Roster](#) | [Join the Business Bankruptcy Committee](#)

In This Issue

BREAKING NEWS: Supreme Court Holds in Jevic that the Absolute Priority Rule is Absolute in Bankruptcy

Programs sponsored and co-sponsored by the Business Bankruptcy Committee in conjunction with the 2017 Business Law Section Spring Meeting in New Orleans, Louisiana.

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[Get Business Bankruptcy Committee Materials From Programs At The Business Bankruptcy Committee Meeting Here](#)

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Important Dates

[Business Law Section Spring Meeting](#)

April 6-8, 2017
New Orleans, LA

[Business Law Section Annual Meeting](#)

September 14-16, 2017
Chicago, IL

[Business Bankruptcy Committee Meeting and National Conference of Bankruptcy Judges](#)

October 8-11, 2017
Las Vegas, NV

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"Business Bankruptcy Committee: The World's Largest Organization of Bankruptcy Restructuring Lawyers" The Business Bankruptcy Committee looks forward to seeing you at the ABA Business Law Spring Meeting in New Orleans, Louisiana from April 6 to April 8, 2017. We have a dynamite lineup of interesting and informative programs for bankruptcy and business law practitioners. See the programs below, after the breaking news article on the latest opinion from the Supreme Court.

Supreme Court Holds in Jevic that the Absolute Priority Rule is Absolute in Bankruptcy

By Paul R. Hage

In a 6-2 opinion issued on March 22, 2017, the United States Supreme Court held in *Czyzewski v. Jevic Holding Corp.*, ___ S.Ct. ___, 2017 WL 1066259 (March 22, 2017) that bankruptcy courts may not approve so-called structured dismissals that provide for distributions that do not comply with the bankruptcy priority rules without the consent of affected creditors. The opinion was penned by Justice Breyer, with Justices Thomas and Alito dissenting. The opinion has significant implications to chapter 11 practice and arguably limits the flexibility that many litigants and courts have enjoyed in crafting and approving settlements (often through a structured dismissal or a gifting arrangement). The most important question in the wake of this decision is: how will bankruptcy courts interpret Jevic going forward?

The debtor in Jevic was a trucking company that filed for chapter 11 protection in 2008, approximately two years after the company was acquired through a leveraged buyout by Sun Capital Partners ("Sun"). The leveraged buyout transaction was financed by CIT Group ("CIT"). In the bankruptcy case, a group of the company's terminated employees filed a class action against the debtor alleging violations of the WARN Act. The WARN Act claimants obtained summary judgment against the debtor, a substantial portion of which was entitled to priority in payment under section 507(a)(4) of the Bankruptcy Code. (11 U.S.C. § 507(a)(4) provides a priority unsecured claim for wages, salaries and commissions, up to a statutory cap, earned by employees within 180 day before the filing of the bankruptcy petition or the cessation of the debtor's business, whichever occurs first.)

Additionally, the official committee of unsecured creditors ("Committee") filed suit against CIT and Sun alleging that the leveraged buyout transaction was a fraudulent transfer. Three years later, the Committee, CIT and Sun entered into a settlement of the litigation which contemplated: (i) dismissal of the fraudulent transfer action and releases in favor of CIT and Sun, (ii) CIT paying \$2 million into the estate for payment of administrative expenses, (iii) Sun assigning its lien on the debtor's remaining cash, which cash would pay general unsecured creditors on a pro rata basis, and (iv) dismissal of the debtors' bankruptcy cases by way of a so-called structured dismissal.

The term "structured dismissal," which is not found in the Bankruptcy Code, refers to the increasingly utilized procedure of dismissing a case pursuant to a court order with certain conditions attached (such as distributions to creditors) instead

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of simply dismissing the case and restoring the *status quo ante*. Some courts have approved structured dismissals as a cost-effective alternative to a traditional dismissal of the case, conversion of the case to a chapter 7, or confirmation of a plan.

The WARN Act plaintiffs objected, arguing that the settlement violated the absolute priority rule in bankruptcy, which generally contemplates that secured creditors will be paid before priority unsecured creditors, who will be paid before general unsecured creditors and equity. Nevertheless, the Delaware bankruptcy court approved the settlement, and that approval was affirmed by the district court.

On appeal, the Third Circuit Court of Appeals, in a 2-1 opinion authored by Judge Ambro, held that "bankruptcy courts may, in rare instances like this one, approve structured dismissals that do not strictly adhere to the Bankruptcy Code's priority scheme." *Official Committee of Unsecured Creditors v. CIT Group (In re Jevic Holding Corp.)*, 787 F.3d 173 (3d Cir. 2015). The settlement was appropriate, the Third Circuit held, because "there was no prospect of a confirmable plan ... and conversion to Chapter 7 was a bridge to nowhere." The court also noted that "settlements in bankruptcy are favored" and "where specific and creditable grounds" justify deviation from the priority scheme, bankruptcy courts may approve settlements that include such a deviation.

The Supreme Court reversed. The Court began its analysis by rejecting the debtor's standing arguments. The debtor argued that the petitioners had not "suffered an injury in fact," because the WARN Act claimants would have received nothing even if the Bankruptcy Court had denied the proposed settlement. This argument, the Court noted, was based on the assumption that without a settlement, the fraudulent transfer claims would have no value. The Court rejected this assumption, concluding that the fraudulent transfer claims might have some "litigation value" (after all, the lenders were paying \$3.7 million to settle the claims) such that a trustee on conversion of the case to chapter 7 or the WARN Act claimants on dismissal could have pursued the lawsuit. As a consequence of the settlement, the WARN Act claimants lost a chance to litigate or to obtain a settlement that respected their priorities and resulted in them receiving some distribution.

Turning to the absolute priority rule issue, the Court held that, absent consent, a distribution scheme ordered in connection with the dismissal of a chapter 11 case cannot deviate from the basic priority rules that apply under the Bankruptcy Code. The Court stated:

The Code's priority system constitutes a basic underpinning of business bankruptcy law. Distributions of estate assets at the termination of a business bankruptcy normally take place through a Chapter 7 liquidation or a Chapter 11 plan, and both are governed by priority. In Chapter 7 liquidations, priority is an absolute command - lower priority creditors cannot receive anything until higher priority creditors have been paid in full. Chapter 11 plans provide somewhat more flexibility, but a priority-violating plan still cannot be confirmed over the objection of an impaired class of creditors. The priority system to those distributions has long been considered fundamental to the Bankruptcy Code's operation.

The importance of the priority system, the Court found, led it to expect "more than simple statutory silence if, and when, Congress were to intend a major departure." The Court reviewed the Bankruptcy Code, and concluded that nothing in the statute evinced such an intent.

The Court did not take issue with structured dismissals generally; it expressly stated: "We express no view about the legality of structured dismissals in general." But the structured dismissal at issue in this case, the Court held, constituted a "final" distribution of estate assets that violated the absolute priority rule. The Court distinguished certain "non-final" distributions that are frequently

authorized by bankruptcy courts (i.e. first day wage orders, "critical vendor" orders, and "roll-ups" that allow lenders who continue financing to be paid first on their prepetition claims), because such distributions usually "enable a successful reorganization and make even the disfavored creditors better off." Conversely, the Court found, in the structured dismissal context, the priority-violating distribution is "final" and does not make the disfavored creditors better off. The Court concluded: "we cannot find in the violation of ordinary priority rules that occurred here any significant offsetting bankruptcy-related justification."

Finally, the Court rejected the Third Circuit's suggestion that there might be a "rare cases" exception to the absolute priority rule. Such an exception, the Court found, threatens to swallow the rule. The Court reasoned that the uncertainty that would be caused by such an exception could result in potentially serious consequences such as: (i) departure from the protections Congress granted particular classes of creditors, (ii) changes in the bargaining power of different classes, (iii) collusion amongst creditors, and (iv) increased litigation.

The dissent was based on procedural, not substantive, grounds. The concern raised in the dissent was that the parties addressed a different question in their briefs than the one on which the Court granted certiorari. On the more narrow issue that was briefed and argued ("whether a chapter 11 case may be terminated by a structured dismissal that distributes estate assets in violation of the Bankruptcy Code's priority scheme"), there was no circuit court split. The dissenters stated that they "would not reward such bait-and-switch tactics" and would have dismissed the writ of certiorari as improvidently granted.

Programs Sponsored and Co-Sponsored by the Business Bankruptcy Committee at the Business Law Section Spring Meeting

CLE PROGRAMS

Thursday, April 6, 2017 - CLE Programs

8:30 a.m.-10:00 a.m.: *What Every Business Lawyer Should Know About Bankruptcy Process*

Location: Hyatt Regency, Level Two, Strand 11A

Sponsoring Committee: Bankruptcy Court Structure and Insolvency Process

Co-Sponsoring Committees: Business Bankruptcy, Judges Initiative, and Dispute Resolution

Chair: Sharon Z. Weiss

Program Chair: Leslie Berkoff, Partner, Moritt Hock & Hamroff LLP, Garden City, NY

Moderator: Alexandra Dugan, Associate, Bradley Arant Boult Cummings LLP, Nashville, TN

Speakers:

Jason DeJonker, Partner, Bryan Cave LLP, Chicago, IL

Jeffery Hopkins, Chief Bankruptcy Judge, U.S. Bankruptcy Court - Southern District of Ohio, Cincinnati, OH

Description: This program is geared towards providing a wide variety of bankruptcy information that the business lawyer needs to know and will include high level information on the impact of the automatic stay, bankruptcy issues that arise in M&A deals in general and issues arising in state and federal litigations (including jurisdiction, removal, discovery and settlement).

12:30 p.m.-2:30 p.m.: *Chapter 11 and Secured Creditors Luncheon: What's Mine is Mine and What's Yours is Mine: PACA, PASA and Consignment Rights in Chapter 11 Cases (Ticket Required)*

Location: Hyatt Regency, Level Two, Empire C

Sponsoring Subcommittee: Chapter 11 and Secured Creditors

Co-Chairs: David M. Fournier, Judith W. Ross, Corali Lopez-Castro and Sam R. Maizel

Moderator: David Fournier, Partner, Pepper Hamilton LLP, Wilmington, DE

Speakers:

Erin Brady, Partner, Jones Day, Los Angeles, CA

Cathy Hershcopf, Partner, Cooley LLP, New York, NY

Tobias Keller, Partner, Keller & Benvenuti LLP, San Francisco, CA

Grace Robson, Partner, Markowitz Ringel Trusty & Hartog PA, Fort Lauderdale, FL

Description: A Panel of experts will explore the complex competing issues in chapter 11 cases, for debtors, lenders, committees, claimants and the Court, arising from the assertion of claims and rights under consignment statutes, the Perishable Agricultural Commodities Act, the Packers and Stockyards Act and other trust relationships, and strategies for managing those claims.

2:30 p.m.-4:00 p.m.: *Director & Officer Liability for WARN Act/Claims After Stanziale*

Location: Hyatt Regency, Level Two, Strand 11A

Sponsoring Committee: Director and Officer Liability

Co-Sponsoring Committees: Business Bankruptcy, Employee Benefits and Executive Compensation, and Corporate Governance

Program Chair and Moderator: Brett Amron, Managing Partner, Bast Amron LLP, Miami, FL

Speakers:

Kibben Jackson, Partner, Insolvency and Restructuring Group, Fasken Martineau DuMoulin LLP, Vancouver, BC

Leslie Kurshan, Leader, Innovative Client Solutions, Specialty Practice, Marsh

Eric Winston, Partner, Quinn Emanuel Urquhart & Sullivan LLP, Los Angeles, CA

John Zeberkiewicz, Director, Richards, Layton & Finger, P.A., Wilmington, DE

Description: This panel will discuss: 1. Advising Corporate Clients on the Decision of When to Issue Notice Under the WARN Act and the Risks Associated with Different Courses of Action; 2. Interpreting "involvement in management" to Identify Directors and Officers at Risk of Future Personal Liability for Breach of Fiduciary Duties; and 3. Precautionary Measures to Mitigate the Heightened Exposure to WARN Liability

Friday, April 7, 2017 - CLE Programs

8:00 a.m.-10:00 a.m.: *Drilling Down: The Oil & Gas Industry and Bankruptcy Collide*

Location: Hyatt Regency, Level Two, Strand 11A

Sponsoring Committee: Business Bankruptcy

Co-Sponsoring Committees: Energy Business and Environmental

Program Chair and Moderator: Michael Rubenstein, Shareholder, Liskow & Lewis, Houston, TX

Speakers:

Jeff Jones, Managing Director & President, Blackhill Partners, Dallas, TX

Louis Phillips, Partner, Kelly Hart & Pitre, Baton Rouge, LA

Deborah Williamson, Member, Dykema Cox Smith, San Antonio, TX

Description: The energy sector has been a hotbed of activity in an otherwise sluggish bankruptcy world. Our experts will explain the impact bankruptcy has on midstream contracts, abandonment and decommissioning obligations and how the bankruptcy statutes governing executory contracts, asset sales and other issues are being applied in these cases.

8:30 a.m.-10:00 a.m.: *Learn from the Experts! Evidence Tips for Federal Business and Bankruptcy Litigators - Get Your Evidence In and Use It Like a Pro*

Location: Hyatt Regency, Level Two, Strand 13A

Sponsoring Committee: Consumer Bankruptcy

Co-Sponsoring Committees: Business and Corporate Litigation, Business Bankruptcy, Young Lawyer, and Trial Practice

Program Co-Chair and Moderator: Linda Leali, Shareholder, Linda Leali, P.A., Miami, FL

Program Co-Chairs:

Melissa Damian Visconti, Attorney, Damian & Valori, LLP, Miami, FL

Steven Fender, Of Counsel, Greenspoon Marder, P.A., West Palm Beach, FL

Speakers:

Honorable Darrin Gayles, District Court Judge, United States District Court, Southern District of Florida, Miami, FL

Honorable Laurel Isicoff, Chief Judge, United States Bankruptcy Court, Southern District of Florida, Miami, FL

Victor Vital, Partner, Barnes & Thornburg LLP, Dallas, TX

Description: This program is designed to give informative pointers for the use and admission of evidence in Federal Court pursuant to the Federal Rules of Evidence with a focus on business litigators and documentary evidence. The panel consists of Federal Judges and practitioners.

10:30 a.m.-12:00 p.m.: *'Tis Better to Give it to a Real Estate Receiver*

Location: Hyatt Regency, Level Two, Strand 11A

Sponsoring Committee: Business Bankruptcy

Program Chair and Moderator: Kay Standridge Kress, Partner, Pepper Hamilton LLP, Southfield, MI

Speakers:

R. Wilson Freyermuth, Professor, University of Missouri-Columbia School of Law, Columbia, MO

Thomas Hemmendinger, Of Counsel, Brennan, Recupero, Castone, Scungio & McAllister LLP, Providence, RI

Cheryl Kelly, Partner, Thompson Coburn LLP, St. Louis, MO

Description: This program will be a discussion by members of the drafting committee of the Uniform Law Commission, of the Uniform Commercial Real Estate Receivership Act, of what is included in the Act and why it should be enacted.

2:30 p.m.-4:00 p.m.: *A New Look at Fraudulent Transfer Liability in High Risk Transactions*

Location: Hyatt Regency, Level Two, Strand 11A

Sponsoring Committee: Business Bankruptcy

Co-Sponsoring Committee: Business Financing

Program Chair and Moderator: Sandra A. Riemer, Partner, Phillips Nizer LLP, New York, NY

Speakers:

Jonathan M. Lander, Partner, Scarola Malone & Zubatov LLP, New York, NY

Sidney P. Levinson, Partner, Jones Day, Los Angeles, CA

R. Patrick Vance, Partner, Jones Walker LLP, New Orleans, LA

Description: This distinguished panel will discuss the history that had made the recovery of constructive fraudulent transfers in connection with failed LBO's or leveraged recaps difficult, if not impossible; and explore some of the recent cases (most importantly, the Seventh Circuit's 2016 circuit-splitting decision in FTI Consulting, Inc. v. Merit Management, LP) that may signal that the pendulum is swinging the other way. This timely program also looks at "actual intent"

fraudulent transfers and some of the ethical and discovery implications for counsel in participating in such transactions, as well as the Supreme Court's 2016 decision in *Husky Int'l. Elecs., Inc. v. Ritz* regarding the dischargeability of claims arising from such transfers.

2:30 p.m.-4:30 p.m.: *Legal Snarls in the World Wide Web*

Location: Hyatt Regency, Level Two, Strand 13B

Sponsoring Committee: Business and Corporate Litigation

Co-Sponsoring Committees: Cyberspace Law, Intellectual Property, Middle Market and Small Business, and Business Bankruptcy

Program Chair and Moderator: Emily Burton, Attorney, Young Conaway Stargatt & Taylor, LLP, Wilmington, DE

Speakers:

Dale Cendali, Partner, Kirkland & Ellis LLP, New York, NY

Honorable Lucy Koh, Judge, United States District Court for the Northern District of California, San Jose, CA

Kristina Launey, Partner, Seyfarth Shaw LLP, Sacramento, CA

Julie O'Neill, Partner, Morrison & Foerster LLP, Washington, DC

Description: A talk about the legal tangles to target in setting up and litigating website related issues, from the quintessential copyright and trademark issues, to privacy and cybersecurity concerns, to emerging ADA litigation and procedural snarls in multi-jurisdictional privacy and data breach litigation.

Saturday, April 8, 2017 - CLE Programs

10:30 a.m.-12:30 p.m.: *Marking the Intangible Untouchable: Creating, Perfecting and Enforcing Security Interests in Intangibles in Cross-Border Transactions*

Location: Hyatt Regency, Level Two, Strand 11B

Sponsoring Committee: Uniform Commercial Code

Co-Sponsoring Committees: Business Bankruptcy, Commercial Finance, and International

Program Co-Chair and Moderator: Kiriakoula Hatzikiriakos, Manager/Senior Legal Counsel - Commercial Sector (Legal Affairs) National Bank of Canada, Montreal, QC

Program Co-Chair: Celeste Boeri Pozo, Counsel, Hughes Hubbard & Reed LLP, Miami, FL

Speakers:

Celeste Boeri Pozo, Counsel, Hughes Hubbard & Reed LLP, Miami, FL

Robert Eisenbach III, Of Counsel, Cooley LLP, San Francisco, CA

Andrea Tosato, Assistant Professor of Nottingham, University of Nottingham, Nottingham, UK

Description: This panel will use a fictitious fact pattern of a lender financing a debtor with substantive intangible property (i.e. intellectual property, contractual rights, royalties, investment property) to present the issues and challenges in taking security interests in intangibles in the United States, in Canada and in the United Kingdom.

GENERAL PROGRAMS

Thursday, April 6, 2017 - General Programs

10:30 a.m.-11:30 a.m.: *Has CMS Said Goodbye to the Bankruptcy Court?*

Location: Hyatt Regency, Level Four, Imperial 10

Subcommittee: Healthcare and Nonprofits in Bankruptcy

Co-Chairs: Leslie A. Berkoff and Andrew M. Troop

Moderator: Dania Slim, Senior Associate, Pillsbury Winthrop Shaw Pittman LLP, Palm Beach, FL

Speakers:

Maria Arnaoudona, McKinsey & Company, New York, NY
Samuel R. Maizel, Partner, Dentons, Los Angeles, CA
John A.E. Pottow, Professor, University of Michigan Law School, Ann Arbor, MI

Description: In light of recent bankruptcy decisions out of the First and Eleventh Circuits (*Parkview Adventist Medical Center v. United States*, 842 F.3d 757 (1st Cir. 2016) and *In re Bayou Shores SNF, LLC*, 828 F.3d 1297 (11th Cir. 2016), petition for *certiorari* filed), the panel will consider whether bankruptcy courts have jurisdiction over Medicare provider agreements or can grant distressed medical providers effective relief in bankruptcy if the provider is involved in a dispute with CMS.

3:30 p.m.-4:30 p.m.: A Trustee's Control Over and Rights to a Debtor's Controlled Business Entities

Location: Hyatt Regency, Level Four, Imperial 2

Presented By: Trustees & Examiners Subcommittee

Sponsoring Committee: Business Bankruptcy

Co-sponsoring Committee: Individual Chapter 11 and Small Business

Co-Chairs: Mark E. Leipold and David R. Weinstein

Moderator: David Weinstein, President, Weinstein Law Firm, a Prof. Corporation, Encino, CA

Speakers:

Scott Brown, Partner, Bast Amron LLP, Miami, FL
Taryn Darling, Member, Impact Law Group PLLC, Seattle, WA
Theodore Hartl, Partner, Lindquist & Vennum, LLP, Denver, CO
William Katchen, Owner, Law Offices of William S. Katchen, Florham Park, NJ

Description: This panel will consider issues that arise when an individual files bankruptcy while owning and controlling a business entity that doesn't. We will explore, for example, the pros and cons of a trustee's use of corporate action (change of board of directors and officers, for example), substantive consolidation and turnover concepts, and proceedings to gain control of the business entity for creditors.

Friday, April 7, 2017 - General Programs

2:30 p.m.-4:00 p.m.: Current Developments Task Force Meeting

Location: Hyatt Regency, Level Four, Imperial 58

Chair: Martin J. Bienenstock

Meeting Chair and Moderator: Martin Bienenstock, Proskauer Rose LLP, New York, NY

Speakers:

Christopher Combest, Quarles & Brady LLP, Chicago, IL
Michael Enright, Robinson & Cole LLP, Hartford, CT
Monique Hayes, The Hayes Firm, PLLC, Miami, FL
Robert Milner, Dentons, Chicago, IL

Description: A panel of practitioners from around the country will update attendees on significant recent developments impacting bankruptcy practice.

Saturday, April 8, 2017 - General Programs

9:00 a.m.-10:00 a.m.: "Current Developments in Government Powers in Bankruptcy"

Presented by: Government Powers Subcommittee

Location: Hyatt Regency, Level Two, Strand 8

Chair: Jeffrey M. Sklarz

Speakers:

Alex Dugan, Attorney, Bradley Arant Boult Cummings LLP, Nashville, TN

Krista Kulp, Associate, Moritt Hock & Hamroff LLP, Garden City, NY
Raychelle Tasher, Law Clerk, U.S. Bankruptcy Court, Ed. Mo., St. Louis, MO

Description: Governmental regulatory authorities are involved in virtually all restructurings, both in and out of court. This is your annual update concerning how governmental authorities have affected recent insolvency proceedings. Our speakers will focus on recent developments concerning healthcare, environmental, and pension liabilities.

10:00 a.m.-11:30 a.m.: *BUSINESS BANKRUPTCY BRUNCH: Surprise!: Ways in Which the Automatic Stay or Discharge Injunction Can Sneak Up on You (Ticket Required)*

Location: Hyatt Regency, Level Three, Celestin H

Sponsoring Committee: Business Bankruptcy

Meeting Chair and Moderator: Steven Kinsella, Senior Associate, Fredrikson & Byron, P.A., Minneapolis, MN

Speakers:

Craig Goldblatt, Partner, WilmerHale, Washington, DC

Linda Leali, Shareholder, Linda Leali, P.A., Miami, FL

Honorable Erithe Smith, Judge, United States Bankruptcy Court, Central District of California, Santa Ana Division, Santa Ana, CA

Sharon Z. Weiss, Partner, Bryan Cave LLP, Santa Monica, CA

Description: This program will discuss unexpected ways that the automatic stay or discharge injunction can create liability to different constituents of a bankruptcy case.

MEETINGS

Thursday, April 6, 2017

9:00 a.m.-10:00 a.m.: *Alternative Dispute Resolution Working Group Meeting*

Location: Hyatt Regency, Level Four, Imperial 10

Co-Chairs: Scott Stuart and David Waguespack

10:30 a.m.-12:00 p.m.: *Business Transactions Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 7

Co-Chairs: Mark S. Chehi and Sheryl Toby

2:30 p.m.-3:30 p.m.: *Leadership Development Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 8

Chair: Patricia A. Redmond

3:00 p.m.-4:00 p.m.: *Bankruptcy Committees Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 10

Chair: James L. Patton, Jr.

3:00 p.m.-4:00 p.m.: *Partnerships and Limited Liability Entities in Bankruptcy Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 7

Co-Chairs: Bradford F. Englander and Kyung S. Lee

3:00 p.m.-4:00 p.m.: *UNCITRAL Task Force Meeting*

Location: Hyatt Regency, Level Four, Imperial 6

Chair: Christopher J. Redmond

4:00 p.m.-5:00 p.m.: *Governance Issues of Distressed Companies Jt.*

Subcommittee Meeting

Location: Hyatt Regency, Level Four, Imperial 12

Co-Chairs: Rolin P. Bissell and J. William Boone

4:30 p.m.-6:30 p.m.: *Meeting of the Chairs and Vice Chairs of Business Bankruptcy Subcommittees, Working Groups and Task Forces*

Location: Hyatt Regency, Level Three, Celestin A

Chair: Kay S. Kress

Friday, April 7, 2017

8:00 a.m.-9:00 a.m.: *Webinars Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 10

Co-Chairs: Brooke Schumm, III and Russell M. Blain

8:00 a.m.-9:30 a.m.: *IP and Technology Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 4

Co-Chairs: John R. Knapp, Jr. and Marc L. Barreca

8:30 a.m.-9:30 a.m.: *Individual Chapter 11 Subcommittee Meeting*

Location: Hyatt Regency, Level Two, Strand 6

Chair: William L. Norton, III

9:00 a.m.-10:00 a.m.: *Trust Indentures Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 2

Co-Chairs: Jeanne P. Darcey and Walter H. Curchack

10:00 a.m.-11:00 a.m.: *Small Business Subcommittee Meeting*

Location: Hyatt Regency, Level Two, Strand 8

Co-Chairs: Jeffrey P. Bast and Janet E. Bostwick

10:00 a.m.-11:00 a.m.: *Legislation Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 10

Chair: Michael D. Rubinstein

10:00 a.m.-11:00 a.m.: *White-Collar Crime and Business Bankruptcy Initiative Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 10

Chair: Karen M. Gebbia

10:30 a.m.-11:30 a.m.: *E-Newsletter Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 1

Co-Chairs: Brett D. Fallon, Krista L. Kulp, and Mariaelena Gayo-Guitian

2:30 p.m.-3:30 p.m.: *Administration and Courts Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 8

Co-Chairs: Christopher M. Alston and Sidney P. Levinson

3:00 p.m.-4:00 p.m.: *Pro Bono Services Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 6

Chair: Elizabeth S. Stong

3:30 p.m.-4:30 p.m.: *Publications Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 11

Chair: Karen M. Gebbia

4:30 p.m.-5:30 p.m.: *Programs Subcommittee Meeting*

Location: Hyatt Regency, Level Four, Imperial 5C

Co-Chairs: Sandra A. Reimer and Andrea S. Hartley

Saturday, April 8, 2017

8:00 a.m.-9:00 a.m.: *Professional Ethics Subcommittee Meeting*

Location: Hyatt Regency, Level Two, Strand 6

Chair: Richard M. Meth

Submit Article for the Business Bankruptcy Newsletter

The Business Bankruptcy Committee invites you to submit articles for possible publication in future issues. The articles do not need to be long or in-depth, and it is a great way to get involved in the Business Bankruptcy Committee. Articles can survey the law nationally or locally, discuss particular business bankruptcy issues, or examine a specific case. If you are interested in submitting an article, please contact Newsletter Editors-in-Chief Brett Fallon at bfallon@morrisjames.com or Mariaelena Gayo-Guitian at mguitian@gjb-law.com or Krista L. Kulp at kkulp@moritthock.com.

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