MEETING GUIDE

BUSINESS LAW
VIRTUAL SECTION ANNUAL MEETING 2020
9/21–9/25

www.ambar.org/vsam2020
Dear Colleagues:

Welcome to the first ever ABA Business Law Virtual Section Annual Meeting! Business Law Section meetings have always excelled at bringing brilliant legal minds together to cover emerging trends and intriguing topics in business law. When faced with the public health emergency, the Business Law Section had to pivot. Moving the meeting to a virtual format provides us with a unique opportunity to bring the magic of our in-person meetings to a larger audience and to attract new members. The meeting was designed for every member—young lawyers, in-house counsel, solo practitioners, judges, professors, private practitioners, international attorneys, law students, and all other business law professionals. Going virtual also allows us to deliver additional value to our members when it’s needed it most.

Attendees of the Virtual Section Annual Meeting can expect the same high-quality experience in an immersive online platform. Highlights include:

- Showcase and Keynote programs designed to cover timely legal issues:
  - Access to Justice in Light of COVID-19
  - The Impact of the Pandemic on Diverse Communities
  - Returning to Work in the Age of COVID-19
  - Fair Lending Considerations for Financial Institutions Amid COVID-19
  - Anti-Racist Speech and Action
  - The Postponement of the Olympics
- Over 60 CLE webinars with interactive Q&A opportunities;
- Committee and subcommittee meetings featuring substantive discussions on relevant trends in your practice area; and
- Special events designed to allow attendees to network with judges, in-house counsel, academics, private practitioners, law students, and other business law professionals from around the world.

I’m looking forward to five outstanding days of learning, networking, and collaboration. I hope to see you virtually during the meeting!

Sincerely,

Patrick T. Clendenen
Chair, ABA Business Law Section
Where Experience Meets Agility

With a proven track record of closing complex international deals and navigating high-stakes disputes across borders, we know the demands of doing business on a global scale.

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PROGRAM PARTNERS:

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SABA
SOUTH ASIAN BAR ASSOCIATION OF NORTH AMERICA
VBA
The Virginia Bar Association

FRIENDS OF THE SECTION:

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SHRED415
Monday, September 21, 2020

8:00 AM - 8:30 AM
BUSINESS LAW HEALTH CLUB
PRESENTED BY: SECTION WIDE EVENTS
CHAIR
Patrick T. Clendenen

9:00 AM - 9:30 AM
WELCOME AND INTRODUCTION
PRESENTED BY: CONSUMER FINANCIAL SERVICES
CHAIR
Anna-Katrina S. Christakis

9:00 AM - 10:30 AM
PROGRAM: COUNTERING THE FINANCING OF TERRORISM: INTERNATIONAL & DOMESTIC LAW AND POLICY
PRESENTED BY: BANKING LAW
CO-SPONSORING COMMITTEES: INTERNATIONAL BUSINESS LAW, INTERNATIONAL COORDINATING
CO-CHAIRS
Thomas Pinder; Deputy General Counsel; American Bankers Association; Washington, DC
Debra Roberts; Director; JPMorgan; New York, NY
MODERATOR
John Geiringer; Partner; Barack Ferrazzano Kirschbaum & Nagelberg LLP; Chicago, IL
PROGRAM MATERIALS COORDINATOR
John Geiringer; Partner; Barack Ferrazzano Kirschbaum & Nagelberg LLP; Chicago, IL
SPEAKERS
Jim Dever; Professor of Cyber Law; Department of the Air Force; Arlington, VA
Saverio Mirarchi; Director; Protiviti; New York, NY
Thomas Pinder; Deputy General Counsel; American Bankers Association; Washington, DC
Baruch Weiss; Partner; Arnold & Porter LLP; Washington, DC
W. Allen Woolley; Partner; Locke Lord LLP; Chicago, IL

Will address how terrorists are designated both domestically and internationally, the manner in which terrorism financing is prosecuted, and private sector lawsuits against financial institutions that allegedly finance terrorist groups. This will be belled by descriptions of real world experiences in these matters.

9:00 AM - 10:30 AM
PROGRAM: GOVERNANCE AND SYSTEMIC RISK: HOW CAN INDIVIDUAL COMPANIES ADDRESS COLLECTIVE RISK AT GLOBAL SCALE?
PRESENTED BY: CORPORATE GOVERNANCE
CO-SPONSORING COMMITTEES: BUSINESS AND CORPORATE LITIGATION; CORPORATE SOCIAL RESPONSIBILITY LAW; FEDERAL REGULATION OF SECURITIES; INSTITUTIONAL INVESTORS
CO-CHAIRS
Bruce Dravis and Rick Alexander
MODERATOR
Doug Chia; President; Soundboard Governance; Princeton, NJ
PROGRAM MATERIALS COORDINATOR
Bruce Dravis; Chair; ABA Corporate Governance Committee; Evanston, IL
SPEAKERS
Frederick Alexander; Founder; The Shareholder Commons; Wilmington, DE
Lisa Fairfax; Professor; George Washington Law School; Washington, DC
Jon Lukomnik; Managing Director; Sinclair Capital LLC; New York, NY

Investors cannot use diversification strategies to avoid systemic risk. Individual companies acting alone cannot address collective risks at global scale. How can governance processes address what they can do and what should they do?

9:00 AM - 11:00 AM
COUNCIL MEETING
PRESENTED BY: SECTION WIDE EVENTS
CHAIR
Patrick T. Clendenen

9:30 AM - 10:30 AM
PROGRAM: FAIR LENDING AND FAIR HOUSING: THE HISTORY AND IMPACTS OF DISCRIMINATION, AND WHAT WE CAN DO TO MAKE THINGS BETTER
PRESENTED BY: CONSUMER FINANCIAL SERVICES,
CO-CHAIRS
Chris Willis; Partner; Ballard Spahr; Atlanta, GA
Natalie Williams; Managing Director; JPMorgan Chase; New York, NY
This program will examine how decades of housing discrimination has impacted the African American community. We will examine the federal laws and regulations enacted to eliminate discrimination practices and assess their overall impact. We will offer proactive ways in which private investment could engage with practical, innovative solutions.

10:00 AM - 11:00 AM
ALTERNATIVE DISPUTE RESOLUTION SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE
CHAIR
Jeffrey Wurst

10:45 AM - 11:45 AM
PROGRAM: GENERAL SOLICITATION, DIRECTED SELLING EFFORTS, GUN-JUMPING: WHAT IS THE DIFFERENCE? WHY DOES IT MATTER IN SECURITIES OFFERINGS?
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Peter Castellon; Partner; Proskauer; London, UK

PROGRAM MATERIALS COORDINATOR
Peter Castellon; Partner; Proskauer; London, UK

SPEAKERS
Mariel Creo; Chief Administrative Officer; Citi; New York, NY
Adam Fleisher; Partner; Cleary Gottlieb; New York, NY
Rob Lando; Partner; Osler; New York, NY

The panel will examine publicity concerns in connection with securities offerings, including public offerings registered with the SEC, private offerings pursuant to Rule 144A, Regulation D and other exemptions, and offshore offerings under Regulation S. The panel will focus on private offerings where general solicitation is now permitted and on the proposed Rule 906, which could change offering practices dramatically if it promulgated.

10:45 AM - 11:45 AM
PROGRAM: THE BATTLE BETWEEN THE TURNOVER AND AUTOMATIC STAY PROVISIONS OF THE BANKRUPTCY CODE: SUPREME COURT TO RESOLVE SPLIT IN CIRCUITS
PRESENTED BY: CONSUMER FINANCIAL SERVICES CO-SPONSORING COMMITTEE: CREDIT UNIONS
CHAIR
Caren Enloe; Partner; Smith Debnam; Raleigh, NC

SPEAKERS
Stephani Humrickhouse; The Honorable; Chief Bankruptcy Judge, EDNC; Raleigh, NC
Christopher Pippett; Partner; Fox Rothschild; Exton, PA

The panel will discuss the Supreme Court’s upcoming review of a recurring question under the Bankruptcy Code: does Section 362’s automatic stay affirmatively require creditors to turn over property lawfully repossessed prior to petition or may creditors retain possession subject to any defenses they may have as to turnover pending an order for turnover from the bankruptcy court.

11:00 AM - 12:00 PM
ACADEMIC SUBCOMMITTEE MEETING
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CO-CHAIRS
William W. Bratton and Brian J. Broughman

11:00 AM - 12:00 PM
MARKETING BOARD MEETING
PRESENTED BY: MARKETING BOARD
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

CHAIR
Peter Snell

12:15 PM - 1:45 PM
PROGRAM: ACCESS TO JUSTICE IN LIGHT OF COVID-19: BENEFITS, BURDENS AND LESSONS
PRESENTED BY: SECTION WIDE EVENTS, SPONSOR: SRS ACQUIOM
Sponsoring Committees: Bankruptcy Court Structure and Insolvency Process; Business and Corporate Litigation; Business Bankruptcy; Consumer Bankruptcy; Dispute Resolution; Diversity and Inclusion;
CO-CHAIRS
Sharon Weiss; Partner; Bryan Cave Leighton Paisner; Los Angeles, CA
Mac McCoy; U.S. Magistrate Judge; U.S. District Court, Middle District of Florida; Fort Myers, FL
Alvin Thompson; Senior U.S. District Judge; U.S. District Court, District of Connecticut; Hartford, CT
MODERATOR
Doneene Damon; Director, President; Richards Layton & Finger; Wilmington, DE

PROGRAM MATERIALS COORDINATOR
Zhao (Ruby) Liu; Attorney; The Rosner Law Group LLC; Wilmington, DE
Nicole McLemore; Law Clerk; U.S. Bankruptcy Court, Southern District of Florida; West Palm Beach, FL
Kyla Wyatt; Associate; Bryan Cave Leighton Paisner; Santa Monica, CA

SPEAKERS
Jerome Abrams; Judge; First Judicial District Court of Minnesota; Hastings, MN
Judy Perry Martinez; Of Counsel; Simon Peragine Smith & Redfearn, LLP; New Orleans, LA
Maureen Tighe; U.S. Bankruptcy Judge; U.S. Bankruptcy Court, Central District of California; Woodland Hills, CA

A panel of distinguished judges and practitioners will share insights and experiences concerning the unprecedented impact of COVID-19 on courts, the business community, business lawyers, and law firms. The panel will discuss the particular challenges with maintaining and even improving access to justice during these challenging times.

2:00 PM - 3:00 PM
A CONVERSATION ABOUT ACTIONS TAKEN BY BANK REGULATORS TO ADDRESS THE FINANCIAL CONSEQUENCES OF THE COVID-19 PANDEMIC
PRESENTED BY: BANKING LAW
CHAIR
Richard Daingerfield; Instructor; Boston University School of Law; Chatham, NJ
PROGRAM MATERIALS COORDINATOR
Richard Daingerfield; Lecturer; Boston University School of Law; Chatham, NJ
SPEAKERS
Scott Alvarez; Instructor; Boston University School of Law; Boston, MA
Richard Daingerfield; Lecturer; Boston University School of Law; Chatham, NJ
Kathryn Judge; Harvey J Goldschmid Professor of Law; Columbia Law School; New York, NY
Mark Van Der Weide; General Counsel; Board of Governors of the Federal Reserve System; Washington, DC

2:00 PM - 3:00 PM
BUSINESS AND CORPORATE LITIGATION COMMITTEE MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CHAIR
Stuart Riback

2:00 PM - 3:00 PM
IN-HOUSE COUNSEL TASK FORCE MEETING
PRESENTED BY: IN-HOUSE COUNSEL TASK FORCE
CO-CHAIRS
AJ Bosco and Anne Gwal

2:00 PM - 3:00 PM
INVESTMENT COMPANY USE OF DERIVATIVES AND LEVERAGE TASK FORCE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CO-CHAIRS
Jay G. Baris and Gariel Nahoum

2:00 PM - 3:00 PM
PROGRAM: DEFINING ACCURATE CREDIT REPORTING UNDER THE CARES ACT DURING THE PANDEMIC
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

PRESENTED BY: CONSUMER FINANCIAL SERVICES
CO-SPONSORING COMMITTEE: BANKING LAW
CO-CHAIRS
Monika McCarthy and Aaron Kouhoupt

MODERATOR
Aaron Kouhoupt; Of Counsel; Mcglinchey; Cleveland, OH

SPEAKERS
Chelsea Keegan; Compliance and Risk Management; Independent; New York, NY
Jessica Pollet; Counsel; Buckley LLP; Santa Monica, CA
Robert Schoshinski; Assistant Director, Division of Privacy and Identity Protection; FTC; Washington, DC

Program will focus on "accurate" reporting of consumer information to a credit reporting agency when a consumer has experienced a hardship caused by COVID-19. Discussion will center on the amendments to the Fair Credit Reporting Act made by the CARES Act and what challenges a furnisher may experience in complying.

2:00 PM - 3:00 PM
SECURITIZATION AND STRUCTURED FINANCE COMMITTEE MEETING
PRESENTED BY: SECURITIZATION AND STRUCTURED FINANCE
CHAIR
Douglas M. Rutherford

2:00 PM - 3:30 PM
CORPORATE GOVERNANCE SUBCOMMITTEE MEETING
PRESENTED BY: CREDIT UNIONS
CO-CHAIRS
Christopher J. Pippett and Meredith E. Ritchie

2:00 PM - 3:30 PM
PRIVATE EQUITY AND VENTURE CAPITAL COMMITTEE MEETING
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CO-CHAIRS
Joshua Geffon; Partner; Fenwick & West LLP; Santa Monica, CA
Steve Wilson; Partner; Osborne Clarke LLP; New York, NY

SPEAKERS
Michael Brown; Partner; DLA Piper; San Diego, CA
Eric Klinger-Wilensky; Partner; Morris, Nichols, Arst & Tunnell LLP; Wilmington, DE
Kathaleen McCormick; Vice Chancellor; Delaware Chancery Court; Wilmington, DE
Robert Rosenberg; Managing Director; Houlihan Lokey; New York, NY
Youmna Salameh; Director; Houlihan Lokey; New York, NY

We will joined by Delaware Vice Chancellor McCormick, our Keynote Speaker and our Committee’s Judicial Liaison. The Deputy Director of the Office of the Advocate for Small Business Capital Formation of the Securities and Exchange Commission will then present a Keynote Address. Robert Rosenberg and Youmna Salameh of Houlihan Lokey, a Committee Sponsor, will report on the state of the private equity and venture capital markets. The meeting will conclude with a discussion of certain recent trends and developments impacting Private Equity and Venture Capital.

2:00 PM - 3:30 PM
PROGRAM: ETHICS IN ELDER FINANCIAL ABUSE - CAPACITY AND UNDUE INFLUENCE
PRESENTED BY: STATE REGULATION OF SECURITIES
CO-SPONSORING: FEDERAL REGULATION OF SECURITIES; ABA COMMISSION ON LAW AND AGING
CO-CHAIRS
Martin Hewitt; Special Counsel; Fried, Frank, Harris, Shriver & Jacobson LLP; New York, NY
Judith Shaw; Attorney; Maine Office of Securities; Augusta, ME

SPEAKERS
David Godfrey; Chief Counsel; ABA Commission on Law and Aging; Washington, DC
Martin Hewitt; Special Counsel; Fried, Frank, Harris, Shriver & Jacobson LLP; New York, NY
Judith Shaw; Attorney; Maine Office of Securities; Augusta, ME

Your clients are targets for financial exploitation. This session will help you recognize exploitation, screen for capacity and offer a model tool for screening for undue influence. This session will show how the core ethical requirements of competency
and communication require lawyers to understand capacity.

2:00 PM - 3:30 PM
PROGRAM: SHAREHOLDER PRIMACY AND STAKEHOLDER INTERESTS: ARE THEY IN CONFLICT AND WHAT SHOULD BOARDS DO?
PRESENTED BY: CORPORATE GOVERNANCE CO-SPONSORING COMMITTEE: CORPORATE COMPLIANCE; FEDERAL REGULATION OF SECURITIES, MERGERS AND ACQUISITIONS, PROFESSIONAL RESPONSIBILITY
CHAIR
Kathy Jaffari; Partner; Cozen O'Connor; Philadelphia, PA
PROGRAM MATERIALS COORDINATOR
Bruce Dravis; Chair; ABA Corporate Governance Committee; Evanston, IL
SPEAKERS
David Berger; Partner; Wilson Sonsini; Palo Alto, CA
Charles Elson; Chair: Weinberg School, University of Delaware; Wilmington, DE
Margaret Foran; Chief Governance Officer, SVP and Corporate Secretary; Prudential; New York, NY

Although shareholders, employees, customers and society can be considered as “stakeholders” in how a corporation is run, each has distinct and different capacities to make legal or economic claims on the corporation. Beyond the interest of shareholders, what obligations should a Board address—and how?

2:00 PM - 3:30 PM
PROGRAM: SMARTER, FASTER, CHEAPER CORPORATE LEGAL SERVICES IN THE POST-PANDEMIC WORLD
PRESENTED BY: CORPORATE COUNSEL CO-SPONSORING COMMITTEES: AUDIT RESPONSES, BANKING LAW, BANKRUPTCY COURT STRUCTURE AND INSOLVENCY PROCESS, BUSINESS AND CORPORATE LITIGATION, BUSINESS BANKRUPTCY, BUSINESS CRIMES AND INVESTIGATIONS, BUSINESS FINANCING
CHAIR
Robert Haig; Partner; Kelley Drye & Warren LLP; New York, NY
PROGRAM MATERIALS COORDINATOR
Robert Haig; Partner; Kelley Drye & Warren LLP; New York, NY
SPEAKERS
Marcy Cohen; General Counsel and Managing Director; ING Financial Holdings Corporation; New York, NY
Deborah Golden; Executive Vice President, General Counsel and Corporate Secretary; GATX Corporation; Chicago, IL
Paul Liebenson; Regional General Counsel and Compliance Officer, North America; ArcelorMittal USA; Chicago, IL
Louise Pentland; Executive Vice President, Chief Business Affairs and Legal Officer; PayPal Holdings, Inc.; San Jose, CA
Douglas Barnard; Senior Vice President, General Counsel and Secretary; CF Industries Holdings, Inc.; Deerfield, IL
Gregory Gallopoulos; Senior Vice President, General Counsel and Corporate Secretary; General Dynamics Corporation; Reston, VA
Maryanne Lavan; Senior Vice President, General Counsel and Corporate Secretary; Lockheed Martin Corporation; Bethesda, MD
Michael Sharp; Executive Vice President and General Counsel; Jefferies Financial Group Inc.; New York, NY

This program will help business lawyers do their jobs better and faster. The program will focus on improving the quality and maximizing the value of legal services for corporate clients. The panelists will discuss significant challenges which delivery of cost-effective corporate legal services presents and will show business lawyers how to select and implement strategies which address those challenges.

2:00 PM - 3:30 PM
PROJECT FINANCE AND DEVELOPMENT & ENERGY BUSINESS JOINT COMMITTEE MEETING
PRESENTED BY: PROJECT FINANCE AND DEVELOPMENT & ENERGY BUSINESS CO-CHAIRS
Sarah Biser, Erlyne J. Nazaire and Bradley Squibb

3:00 PM - 3:30 PM
BUSINESS LAW FELLOWS COMMITTEE
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

MEETING
PRESENTED BY: BUSINESS LAW FELLOWS
CO-CHAIRS
Mac R. McCoy and Caroline D. Pham

3:00 PM - 4:00 PM
BEER AND BASICS
PRESENTED BY: CONSUMER FINANCIAL SERVICES
CO-CHAIRS
Dan McKenna and Richard Freshwater
SPEAKERS
Natalia Kruse; Associate; Husch Blackwell; Madison, WI
Jeremy Rzepka; Associate; McGlinchey Stafford; Shaker Heights, OH

Beer and Basics - a presentation by young attorneys addressing timely and relevant issues relating to consumer financial services law.

3:00 PM - 4:00 PM
BUSINESS DIVORCE SUBCOMMITTEE MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Melissa N. Donimirski and Peter B. Ladig

3:00 PM - 4:00 PM
CYBERSPACE LAW COMMITTEE MEETING
PRESENTED BY: CYBERSPACE LAW
CHAIR
Cheryl Balough

3:30 PM - 4:30 PM
WELCOME RECEPTION
PRESENTED BY: SECTION WIDE EVENTS
CHAIR
Patrick T. Clendenen

Tuesday, September 22, 2020
8:00 AM - 8:30 AM
BUSINESS LAW HEALTH CLUB
PRESENTED BY: SECTION WIDE EVENTS

9:00 AM - 10:00 AM
CROSS-BORDER LAW AND TECHNOLOGY SUBCOMMITTEE MEETING

PRESENTED BY: CYBERSPACE LAW
CO-CHAIRS
David Flint and Edward A. Morse
SPEAKERS
David Flint; Professor; Creighton University School of Law; Omaha, NE
David Lucas; Partner; Bradley; Huntville, AL

Transatlantic Data Transfers in the Aftermath of Schrems II. The EU Court of Justice in July 2020 invalidated Privacy Shield and cast doubt on the use of Standard Contractual Clauses for data transfers to the US. What does this mean for US businesses? What steps should your clients be taking now to avoid major business disruption?

9:00 AM - 10:00 AM
DIVERSITY AND INCLUSION COMMITTEE MEETING
PRESENTED BY: DIVERSITY AND INCLUSION CHAIR
Joan Durocher

9:00 AM - 10:00 AM
INTERNATIONAL SUBCOMMITTEE MEETING
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CO-CHAIRS
William McIntosh and Katrien Vorlat
MODERATOR
Will McIntosch; Brodies LLP Solicitors; Edinburgh, UK
SPEAKERS
Kazumitsu Goto; Partner; TMI Associates; Tokyo, Japan
Florian Jörg; Partner; Bratschi; Zurich, Switzerland
Jeffrey Nicholas; Partner; Fox Rothschild; Warrington, PA
Katrien Vorlat; Partner; Monard Law; Brussels, BE

A panel from North America, Europe and Asia will discuss the Atlassian term sheet and its wider application, including (i) how Atlassian positioned their terms; (ii) a comparison against certain US market norms; (iii) how competitive Atlassian’s terms really would be for overseas deals, including what works and doesn’t (iv) deal structuring from a PE fund perspective.

9:00 AM - 10:00 AM
PROGRAM: OFF THE RAILS - PAYMENTS IN


VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

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LIGHT OF COVID-19
PRESENTED BY: CONSUMER FINANCIAL SERVICES
CO-SPONSORING COMMITTEE: CREDIT UNIONS, CYBERSPACE LAW; UNIFORM COMMERCIAL CODE
CO-CHAIRS
Marci Kawski; Partner; Husch Blackwell; Madison, WI
Ling Ling Ang; Doctor; NERA Economic Consulting; New York, NY
Judy Mok; Of Counsel; Ballard Spahr; New York, NY

PROGRAM MATERIALS COORDINATOR
Marci Kawski; Partner; Husch Blackwell; Madison, WI

SPEAKERS
Ling Ling Ang; Associate Director; NERA Economic Consulting; New York, NY
Veronica McGregor; Chief Legal Officer; ShapeShift.io; San Rafael, CA
Judy Mok; Of Counsel; Ballard Spahr; New York, NY

Economics, liability and evolution of “off the rail” payments innovation, from private label credit cards, and closed networks (e.g. PayPal, Venmo, WeChat Pay). Discussion of innovations in payments and the potential acceleration of the adoption of these innovations in light of COVID-19.

9:00 AM - 10:30 AM
PROGRAM: CONSIDERATION OF PUBLIC INTERESTS IN COMPETITION ANALYSIS
PRESENTED BY: ANTITRUST LAW,
CO-CHAIRS
Marquard Christen; Partner, Member of Steering Committee of Global Competition & EU Group; CMS Switzerland; Uerikon, CH
Davit Akman; Partner; Borden Ladner Gervais LLP; Toronto, CA

PROGRAM MATERIALS COORDINATOR
Moshe Grunfeld; Lawyer; Borden Ladner Gervais LLP; Toronto, CA

SPEAKERS
Michael Bauer; Partner, Global Head of Competition & EU Group; CMS Germany; Brussels, BE
Paul Csizsar; Director of Basic Industries, Manufacturing and Agriculture; European Commission; Brussels, BE
Christiane Dahlbender; Associate General Counsel Antitrust & Global Customers; Mars Inc.; Verden, Germany
Deona Kalala; Senior Associate; Alston & Bird; Atlanta, FL
Synda Mark; Attorney Advisor to FTC Commissioner Rebecca Kelly Slaughter; FTC; Washington, DC

Should the analysis under competition law consider public interests beyond the traditional objective of safeguarding effective competition? And, if so, how should public interests (e.g. sustainability goals or privacy protection) be addressed - as efficiencies within the existing competition law framework or by way of non-competition regulation or case-by-case exemptions?

9:00 AM - 11:00 AM
BUSINESS COURTS SUBCOMMITTEE, AND ALTERNATIVE DISPUTE RESOLUTION SUBCOMMITTEE, AND ETHICS, PROFESSIONALISM & CIVILITY SUBCOMMITTEE, E-DISCOVERY SUBCOMMITTEE, JUDGES INITIATIVE COMMITTEE, AND DISPUTE RESOLUTION COMMITTEE JOINT MEETING
Presented by: BUSINESS AND CORPORATE LITIGATION, DISPUTE RESOLUTION AND JUDGES INITIATIVE

CO-CHAIRS

9:30 AM - 10:30 AM
LAW AND ACCOUNTING COMMITTEE MEETING
PRESENTED BY: LAW AND ACCOUNTING CHAIR
Jeffrey W. Rubin

9:30 AM - 10:30 AM
LEADERSHIP ACADEMY NETWORKING BREAKFAST
PRESENTED BY: LEADERSHIP DEVELOPMENT CHAIR
Lawrence A. Goldman

10:00 AM - 11:00 AM
CIVIL LITIGATION AND SEC ENFORCEMENT MATTERS SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

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CO-CHAIRS
Elizabeth Gray and Carmen J. Lawrence

10:00 AM - 11:00 AM
CLOUD AND ENTERPRISE TECHNOLOGY SUBCOMMITTEE MEETING
PRESENTED BY: CYBERSPACELAW
CO-CHAIRS
Candace M. Jones and Isvara Wilson

10:00 AM - 11:00 AM
FINANCIAL SERVICES TECHNOLOGY JOINT SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE AND PRIVATE EQUITY AND VENTURE CAPITAL
CHAIR
Jonathan Cardenas; Associate; Crowell & Moring LLP; Washington, DC

SPEAKERS
Jonathan Cardenas; Fellow; Stanford Law School; Washington, DC
Paul Chen; Partner; Mayer Brown; San Francisco, CA
Robin Eyben; Partner; Osborne Clarke; Berlin, Germany
Sandi Knox; Counsel; Sidley Austin LLP; Palo Alto, CA
James Mawson; Founder and Editor-in-Chief; Global Corporate Venturing; London, UK
Christel Moreno; Of Counsel; Gunderson Dettmer; New York, NY
Josemaria Siota; Executive Director; "Cross-Border Corporate Venture Capital Investment in Fintech"

This panel will focus on legal and regulatory issues that arise in the context of cross-border corporate venture capital investment in fintech companies.

10:00 AM - 11:00 AM
LAWYERS WITH DISABILITIES INVOLVEMENT AND WOMEN’S BUSINESS LAW NETWORK JOINT SUBCOMMITTEE MEETING
PRESENTED BY: DIVERSITY AND INCLUSION
CO-CHAIRS
Michael Sabella and Natacha Carbajal-Evangelista

10:00 AM - 11:00 AM
PUBLICATIONS SUBCOMMITTEE MEETING
PRESENTED BY: CORPORATE GOVERNANCE
CHAIR
Jayne E. Juvan

10:30 AM - 11:30 AM
HEALTH LAW AND LIFE SCIENCES COMMITTEE MEETING
PRESENTED BY: HEALTH LAW AND LIFE SCIENCES
CHAIR
Angela Humphreys

10:45 AM - 11:45 AM
PROGRAM: ETHICS IN LEADERSHIP: SETTING THE TONE FROM THE TOP TO INSTILL A CULTURE OF SERVICE AND PROFESSIONALISM
PRESENTED BY: PROFESSIONAL RESPONSIBILITY
CO-SPONSORING COMMITTEE: CORPORATE COUNSEL, LEADERSHIP DEVELOPMENT
CHAIR
A.J. Singleton; General Counsel and Member; Stoll Keenon Ogden PLLC; Lexington, KY

PROGRAM MATERIALS COORDINATOR
A.J. Singleton; General Counsel and Member; Stoll Keenon Ogden PLLC; Lexington, KY

SPEAKERS
Steve Fus; Pro Bono Counsel; Law Office of Steven Fus; Chicago, IL
John Levi; Partner; Sidley Austin LLP; Chicago, IL
A.J. Singleton; General Counsel and Member; Stoll Keenon Ogden PLLC; Lexington, KY
Stephanie Villinski; Deputy Director; 2Civility - Illinois Supreme Court Commission on Professionalism; Chicago, IL

This program will look at the unique role lawyers can play as leaders of non-profits and civic organizations, and will do so while addressing ABA Model Rule 6.1’s objectives of the lawyer’s professional responsibility to provide pro bono service and the ways a lawyer can accomplish those goals. It will address how lawyers can identify and take advantage of such opportunities and how the lawyer can promote service, civility,
and professionalism in the profession.

10:45 AM - 11:45 AM

PROGRAM: PANDEMIC CATASTROPHE BONDS: A POSSIBLE INNOVATION TO RISK SECURITIZATION
PRESENTED BY: SECURITIZATION AND STRUCTURED FINANCE
CO-SPONSORING COMMITTEE: CAPTIVE INSURANCE
CO-CHAIRS
Steven Schwarcz; Stanley A. Star Professor of Law and Business; Duke University School of Law; Durham, NC
Douglas Rutherford; Member; Rutherford & Bechtold LLC; Minneapolis, MN
PROGRAM MATERIALS COORDINATOR
Douglas Rutherford; Member; Rutherford & Bechtold LLC; Minneapolis, MN
SPEAKERS
Mukesh Chawla; Pandemic Emergency Financing Facility Coordinator; The World Bank; Washington, DC
Richard Hsia; Retired Special Counsel and Creative Director, Wright Risk Management and WRM America; Independent; New York, NY

Although governments could protect against economic devastation by requiring businesses to insure against pandemic-related risks, insurers do not currently offer pandemic insurance. Pandemics are in the class of risks, like nuclear accidents, war, and terrorism, that are sometimes defined as “uninsurable,” at least by private markets. The speakers examine using risk securitization—an alternative funded by the issuance of catastrophe (CAT) bonds—to insure pandemic-related risks by utilizing the “deep pockets” of the global capital markets.

10:45 AM - 12:15 PM

PROGRAM: CURRENT STATE OF PLAY OF DIGITAL LEDGER TECHNOLOGY IN FINANCIAL TRANSACTIONS FROM A GLOBAL PERSPECTIVE
PRESENTED BY: UNIFORM COMMERCIAL CODE
CO-SPONSORING COMMITTEES: COMMERCIAL FINANCE, CYBERSPACE LAW, INTERNATIONAL BUSINESS LAW, INTERNATIONAL COORDINATING
CO-CHAIRS
Arleen Nand; Shareholder; Greenberg Traurig, LLP; Minneapolis, MN
Nancy Rigby; Assistant General Counsel; U.S. Bank National Association; Seattle, WA
PROGRAM MATERIALS COORDINATOR
Arleen Nand; Shareholder; Greenberg Traurig, LLP; Minneapolis, MN
SPEAKERS
Gary DeWaal; Special Counsel, Chair, Financial Regulatory and Markets; Katten Muchin Rosenman LLP; New York, NY
Charles Mooney, Jr.; Charles A. Heimbold, Jr. Professor of Law; University of Pennsylvania Law School; Philadelphia, PA
Patrick Murck; Affiliate; Berkman Klein Center for
Internet & Society at Harvard University; Boston, MA

This panel will explore the current state of play of digital ledger technology in financial transactions from a global perspective. There will be discussion of global trends, as well as specific focus on developments, use-cases, and impediments for this technology in Asia, with a particular emphasis on Singapore and Japan, the EU, and the UK.

11:00 AM - 12:00 PM

PUBLIC COMPANY REPORTING AND COMPLIANCE SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES CHAIR
Kimberley Drexler

11:00 AM - 12:00 PM

LEADERSHIP JOINT PLANNING MEETING - BUSINESS COURTS SUBCOMMITTEE, AND ALTERNATIVE DISPUTE RESOLUTION SUBCOMMITTEE, AND ETHICS, PROFESSIONALISM & CIVILITY SUBCOMMITTEE, E-DISCOVERY SUBCOMMITTEE, AND JUDGES INITIATIVE COMMITTEE JOINT MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION AND JUDGES INITIATIVE CO-CHAIRS

11:00 AM - 12:00 PM

LETTERS OF CREDIT SUBCOMMITTEE MEETING
PRESENTED BY: UNIFORM COMMERCIAL CODE CHAIR
Michael Evan Avidon

"Topics for discussion: •Effects of COVID-19 on Letters of Credit (LC) •Shifting from paper to electronic documents – changes in practice and changes in law •LC litigation update •LSTA syndicated revolving credit agreement form LC provisions update".
Panelists will share their insights on privacy issues arising from the reintroduction of the workforce back into the workplace under new screening technologies related to social distancing surveillance and the bulk collection of COVID-19 data. Distinctions between government and the private sector requirements will be drawn, followed by legal issues arising from what type of data will be collected, where, how, and most importantly what happens to it under the age of artificial intelligence.

2:00 PM - 3:00 PM
COMMERCIAL AND CONSUMER CONTRACTS & SALE OF GOODS JOINT SUBCOMMITTEE MEETING
PRESENTED BY: UNIFORM COMMERCIAL CODE
CHAIR
Nancy Kim and Ramona L. Lampley

2:00 PM - 3:00 PM
CORPORATE COUNSELING & LITIGATION, AND INDEMNIFICATION AND INSURANCE SUBCOMMITTEE JOINT MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Emily V Burton, Kathleen M Miller, Adam C. Buck and Judge Heather Welch

2:00 PM - 3:00 PM
CYBER INSURANCE SUBCOMMITTEE MEETING
PRESENTED BY: CYBERSPACE LAW
CHAIR
John Black

2:00 PM - 3:00 PM
LEADERSHIP DEVELOPMENT COMMITTEE MEETING
PRESENTED BY: LEADERSHIP DEVELOPMENT
CO-CHAIRS
Lawrence A. Goldman and Kathleen S. McLeroy

2:00 PM - 3:00 PM
NEW MEMBERS SUBCOMMITTEE MEETING
PRESENTED BY: BANKING LAW
CO-CHAIRS
D. Sharmin Arefin, Robin L. Nunn and Mauricio Videla

2:00 PM - 3:00 PM
PROGRAM: COMMERCIALY SPEAKING: SPOTTING IP ISSUES IN COMMERCIAL TRANSACTIONS
PRESENTED BY: INTELLECTUAL PROPERTY CHAIR
Mareesa Frederick; Partner; Finnegan LLP; Washington, DC
MODERATOR
Mareesa Frederick; Partner; Finnegan LLP; Washington, DC
SPEAKERS
Brian Kacedon; Partner; Finnegan LLP; Washington, DC
Shaila Ohri; Assistant General Counsel; Excelon; Washington, DC
Dredeir Roberts; In House Counsel; Core States Group; Philadelphia, PA
Pervin Taleyarkhan; Legal Counsel; Whirlpool Corporation; Benton Harbor, MI

This interactive panel will provide guidance and advice for spotting intellectual property issues in commercial agreements, including supply, service, collaboration, and API agreements.

2:00 PM - 3:00 PM
PROGRAM: EXPANDING BEYOND THE BELTWAY AND BRUSSELS: REGULATION OF DIGITAL BUSINESS IN THE ASIA PACIFIC REGION
PRESENTED BY: CYBERSPACE LAW
CO-SPONSORING COMMITTEES: INTERNATIONAL BUSINESS LAW, INTERNATIONAL COORDINATING, LEGAL ANALYTICS
CO-CHAIRS
David Payne; Vice President, Deputy General Counsel; Afilias Limited; Philadelphia, PA
Peter Leonard; Principal; Data Synergies Pty Limited; Sydney, AU
Virtual Section Annual Meeting
Schedule by Day

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

Speakers
JJ Disini; Managing Partner; Disini Law; Manila, Philippines
Clarisse Girot; Senior Fellow - Data Privacy Project Lead; Asian Business Law Institute; Singapore, SG
Kemeng Cai; Attorney; Han Kun Law; Beijing, China
Danny Kobrata; Attorney; K&K Advocates; Jakarta Selatan, Indonesia

Overview of digital business growth in Asia Pacific markets, including China, Australia, Philippines, Indonesia, India, Vietnam, and Korea, including new regulatory initiatives. Identify legal issues involving data localization requirements, trade secret protections, and conflicting demands that potentially emerge from these rules. Discuss practical considerations and advice for companies seeking to enter these markets through digital platforms.

2:00 PM - 3:00 PM
Program: Hertz Bankruptcy and TALF: What a Summer! Current Developments in Securitization and Structured Finance
Presented by: Securitization and Structured Finance
Co-Sponsoring Committees: Business Bankruptcy; International Business Law; International Coordinating Co-Chairs
Douglas Rutherford; Member; Rutherford & Bechtold LLC; Minneapolis, MN
Stuart Litwin; Partner; Mayer Brown LLP; Chicago, IL

Program Materials Coordinator
Douglass Rutherford; Member; Rutherford & Bechtold LLC; Minneapolis, MN

Speakers
Steve Levitan; Partner; Morgan Lewis; New York, NY
Stuart Litwin; Partner; Mayer Brown LLP; Chicago, IL
Amy McDaniel Williams; Partner; Hunton Andrews Kurth; Richmond, VA

The panel will review the key securitization and structured finance developments since the declaration of the COVID-19 pandemic, including the market freeze and subsequent recovery, TALF and the Business Law Section's input, the Hertz and Avianca bankruptcies, the LIBOR-to-SOFR transition status and choices, the EU securitization rules, and the rule-making and litigation relating to the "valid when made" and "true lender" doctrines applicable to Fintech financing.

2:00 PM - 3:00 PM
Securities Regulation and Small Business Issuers Joint Subcommittee Meeting
Presented by: Federal Regulation of Securities and Middle Market and Small Business
Chair
Bonnie J. Roe

2:00 PM - 3:30 PM
Operations Subcommittee Meeting
Presented by: Credit Unions
Co-Chairs
David Tomar and Steven M. Van Beek

2:00 PM - 3:30 PM
Program: BCLC Recent Developments in Business & Corporate Litigation: Annual Review Panel Part 1 of 2
Presented by: Business and Corporate Litigation
Co-Sponsoring Committee: Sports Law
Co-Chairs
Jessica Mendelson; Associate; Paul Hastings LLP; Palo Alto, CA
Anne Steadman; Associate; Ross Aronstam & Moritz LLP; Wilmington, DE

Program Materials Coordinator
Emily Stover; Paul Hastings LLP; Palo Alto, CA

Speakers
Anne Steadman; Associate; Ross Aronstam & Moritz LLP; Wilmington, DE
Vanessa Tiradentes; Partner; Gould & Ratner LLP; Chicago, IL
Christopher Yates; Circuit Judge; 17th Circuit Court Michigan; Grand Rapids, MI
Lee Applebaum; Attorney; Fineman, Krekstein & Harris; Philadelphia, PA
Adriana Simmons; Associate; Paul Hastings LLP; New York, NY
Jeff Wohl; Partner; Paul Hastings LLP; San Francisco, CA

This panel, the first in a series, will feature two
segments covering recent developments in business and corporate litigation: Business Courts and Sports Law. With an all-star lineup of judges and attorneys, we will explore timely topics including the development of The Business Courts Benchbook, and a discussion of esports with the Boston Celtics General Counsel and the New England Patriots’ Associate Legal Counsel.

2:00 PM - 3:30 PM
PROGRAM: CHOOSING LITIGATION, ARBITRATION OR A COMBINATION FOR RESOLVING CORPORATE M&A TRANSACTION AND BUSINESS DIVORCE/SHAREHOLDER DISPUTES
PRESENTED BY: DISPUTE RESOLUTION CO-SPONSORING COMMITTEES: BUSINESS AND CORPORATE LITIGATION; INTERNATIONAL BUSINESS LAW, INTERNATIONAL COORDINATING; JUDGES INITIATIVE, CORPORATE M&A COMMITTEE CO-CHAIRS
Ingeuneal Gray; Vice President; American Arbitration Association; Houston, TX
John Sciaccotta; Attorney; Aronberg Goldgehn; Chicago, IL
PROGRAM MATERIALS COORDINATOR
Saime Atakan
SPEAKERS
Honorable Meghan Adams; Judge; Superior Court of Delaware; Wilmington, DE
Paul Dacier; Executive Vice President and General Counsel; Indigo Agriculture, Inc.; Boston, MA
Nathaniel Doliner; Attorney; Carlton Fields; Tampa, FL
Melissa Donimirski; Attorney; Heyman Enerio Gattuso & Hirzel LLP; Wilmington, DE
David Evans; Attorney; Murphy & King; Boston, MA

This panel will cover the provisions on residential mortgage forbearance under the CARES Act; and the federal agency rule and guidelines on residential mortgage forbearance; and the practical considerations and implications of residential mortgage forbearance, including access to credit and consumer bankruptcy issues.

2:00 PM - 3:30 PM
PROGRAM: EVERYTHING YOU WANTED TO KNOW ABOUT MORTGAGE FORBEARANCE
PRESENTED BY: CONSUMER FINANCIAL SERVICES CO-SPONSORING COMMITTEES: CONSUMER BANKRUPTCY, CREDIT UNIONS CO-CHAIRS
Jim Milano; Member; Weiner Brodsky Kider PC; Washington, DC
Peter Woods; Associate General Counsel; ESL Federal Credit Union; Rochester, NY
MODERATOR
Ken Markison; Counsel; Weiner Brodsky Kider PC; Washington, DC
PROGRAM MATERIALS COORDINATOR
Nick Adnello; Partner; Burr Forman; Fort Lauderdale, FL
SPEAKERS
Chava Brandriss; Partner; Davis Wright Treaine; Washington, DC
Margaret Chase; Vice President and Deputy General Counsel; Fannie Mae; Washington, DC
Kerry McInerney; Director; Cumberland School of Law; Birmingham, AL
Sandy Shatz; Of Counsel; McGlinchey Stafford PLLC; Irvine, CA

An overview of litigation and ADR from the perspective of in-house counsel, litigators, a judge and arbitrator. Evaluating the process, weighing the pros and cons of both litigation and mediation/arbitration. Discussion on streamlining the discovery process and debunking ADR myths.

2:00 PM - 3:30 PM
PROGRAM: FINANCING UNUSUAL COLLATERAL-SHIPS, PLANES AND GOODS IN TRANSIT
PRESENTED BY: COMMERCIAL FINANCE CO-SPONSORING COMMITTEES: UNIFORM COMMERCIAL CODE; THE AMERICAN COLLEGE OF COMMERCIAL FINANCE LAWYERS; AND ASSOCIATION OF COMMERCIAL FINANCE ATTORNEYS CHAIR
Cathy Reece; Director; Fennemore Craig; Phoenix, AZ
PROGRAM MATERIALS COORDINATOR
Ben Schupp; Member; McGlinchey; New Orleans, LA
SPEAKERS
Bryon Mulligan; Counsel; Hunton Andrews Kurth; Charlotte, NC
Jim Pascale; Partner; Milbank; New York, NY Cathy Reece; Director; Fennemore Craig; Phoenix,
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

AZ
Ben Schupp; Member; Mcglinchey; New Orleans, LA

Financing unusual collateral involves special rules to protect the risks related to collateral that can be moved around the globe. Our panel of Ben Schupp from Mcglinchey, Jim Pascale from Milbank, and Bryon Mulligan from Hunton Andrews Kurth have a deep understanding of and will discuss the requirements to create, perfect and enforce liens in vessels, aircraft and goods in transit.

2:00 PM - 3:30 PM
PROGRAM: PERSPECTIVES ON CUTTING-EDGE ISSUES IN VENTURE CAPITAL AND PRIVATE EQUITY
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL,
CHAIR
Brian Broughman; Professor; Vanderbilt University; Nashville, TN
MODERATOR
Jamie Evans; Partner; Fenwick; Seattle, WA
SPEAKERS
Yifat Aran; Assistant Professor; Stanford / Haifa University; Stanford, CA
Hozefa Botee; Partner; Gunderson Dettmer; New York, NY
Dan Clausen; Special Counsel; Sheppard Mullin; New York, NY
Elisabeth de Fontenay; Professor; Duke University; Durham, NC
Ofer Eldar; Associate Professor; Duke University; Durham, NC
Elizabeth Pollman; Professor; University of Pennsylvania; Philadelphia, PA

In this CLE program, three academics will present research projects related to private equity and venture capital. For each project a practicing attorney with expertise in the subject area will provide comments, followed by audience Q&A.

2:30 PM - 4:00 PM
SYNDICATIONS AND LENDER RELATIONS SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE
CO-CHAIRS
Tess C. Virmani, Maria Barclay and Martin Racicot
Martin Racicot; Partner; Fasken Martineau; Montreal, QC
Maria Barclay; Senior Legal Editor, Finance Service; Practical Law US; New York, NY
SPEAKERS
Christian Fundo; Vice President and Assistant General Counsel; J.P. Morgan; New York, NY
Jeffrey Nagle; Partner; Cadwalader, Wickersham & Taft; Charlotte, NC
Tess Virmani; Associate General Counsel & EVP - Public Policy; LSTA; New York, NY

With a little more than 500 days until LIBOR may no longer be an available benchmark, what does that mean for you and your clients? Our subcommittee meeting will focus on the latest developments in, and implications of, the LIBOR transition for the corporate loan market. Speakers to include Jeffrey Nagle, partner, Cadwalader, Wickersham & Taft, Christian Fundo, Vice President and Assistant General Counsel, J.P. Morgan, and Tess Virmani, Associate General Counsel & EVP - Public Policy, LSTA.

3:00 PM - 4:00 PM
CYBERSECURITY SUBCOMMITTEE MEETING
PRESENTED BY: CYBERSPACE LAW
CO-CHAIRS
Thomas Smedinghoff and Roland Trope

3:00 PM - 4:00 PM
MEMBERSHIP COMMITTEE MEETING
PRESENTED BY: MEMBERSHIP
CHAIR
Edward M. Fitzgerald and Grace P. Powers

3:00 PM - 4:00 PM
OFFERING AND TRADING TOKENIZED SECURITIES TASK FORCE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Bruce Dravis
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

Linda Lerner

3:00 PM - 4:00 PM
WELLNESS, LIFE BALANCE & TIME MANAGEMENT SUBCOMMITTEE MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
William D Johnston and Meredith C Sherman

3:30 PM - 5:00 PM
PROGRAM: POSTPONEMENT OF OLYMPICS: LEGAL RAMIFICATIONS AND CONSIDERATIONS
PRESENTED BY: SECTION WIDE EVENTS, CO-SPONSORS: DAVIES AND SRS ACQUIOM
CO-SPONSORING COMMITTEES: GAMING LAW, SPORTS LAW
CHAIR
Richard Pound; Q.C., Ad. E.; Stikeman Elliott LLP; Montreal, QC
SPEAKERS
Jeffrey Benz; Attorney | Barrister | Arbitrator | Mediator | Special Master
Cameron Myler; Professor; New York University; New York, NY
A panel consisting of a current member of the International Olympic Committee, a former Olympian, and a notable Sports Law attorney will explore the many legal and other issues facing the International Olympic Committee, the Japanese organizers, sponsors, broadcasters, and athletes that arose from the postponement of the 2020 Tokyo Olympic Games.

4:30 PM - 5:00 PM
DAVIES’ FIRESIDE CHAT – ALL ATTENDEES WELCOME
PRESENTED BY: SECTION WIDE EVENTS
Leading Canadian business law firm Davies hosts an informative fireside chat with Marc-André Blanchard, Executive Vice-President and Head of leading institutional fund manager Caisse de dépôt et placement du Québec (and former Ambassador and Permanent Representative of Canada to the UN). Led by Davies Managing Partners Sarb Basra and Philippe Johnson, this informative discussion will focus primarily on CDPQ’s approach to managing investment risk in a volatile market in the wake of COVID-19.

5:00 PM - 6:00 PM
DIVERSITY NETWORKING RECEPTION
PRESENTED BY: DIVERSITY AND INCLUSION
CHAIR
Joan Durocher

6:00 PM - 7:00 PM
DOCUMENTARY SCREENING: "ALTERNATIVE FACTS: THE LIES OF EXECUTIVE ORDER 9066"
PRESENTED BY: DIVERSITY AND INCLUSION
CHAIR
Joan Durocher

Wednesday, September 23, 2020

8:00 AM - 8:30 AM
BUSINESS LAW HEALTH CLUB
PRESENTED BY: SECTION WIDE EVENTS
CHAIR
Patrick T. Clendenen

9:00 AM - 10:00 AM
ARTICLE 7 SUBCOMMITTEE MEETING
PRESENTED BY: UNIFORM COMMERCIAL CODE
CHAIR
Bryon Mulligan
The program will include a summary of Article 7 cases that have been recently (or relatively recently) decided.

9:00 AM - 10:00 AM
AUDIT RESPONSES COMMITTEE MEETING
PRESENTED BY: AUDIT RESPONSES
CHAIR
Randall D. McClanahan

9:00 AM - 10:00 AM
BANKING LAW COMMITTEE MEETING
PRESENTED BY: BANKING LAW
CHAIR
Jonice Gray Tucker

9:00 AM - 10:00 AM
BANKRUPTCY LITIGATION, RECEIVERSHIPS & FIDUCIARIES SUBCOMMITTEES JOINT
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Kathleen McLeroy, Christopher Samis, Melissa Damian Visconti and Louis Adams Bledsoe III

9:00 AM - 10:00 AM
DISPUTE RESOLUTION STAND-ALONE COMMITTEE MEETING
PRESENTED BY: DISPUTE RESOLUTION CHAIR
John Levitske

9:00 AM - 10:00 AM
ELECTRONIC PAYMENTS & FINANCIAL SERVICES SUBCOMMITTEE MEETING
PRESENTED BY: CYBERSPACE LAW CO-CHAIRS
Stephen Middlebrook and Sarah Jane Hughes

9:00 AM - 10:00 AM
GOVERNANCE AND SUSTAINABILITY JOINT SUBCOMMITTEE MEETING
PRESENTED BY: CORPORATE GOVERNANCE CO-CHAIRS
Nancy S. Cleveland, Katayun I. Jaffari and David M. Lynn

9:00 AM - 10:00 AM
GOVERNANCE AND SUSTAINABILITY JT. SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES CO-CHAIRS
Nancy S. Cleveland, Katayun I. Jaffari and David M. Lynn

9:00 AM - 10:00 AM
INTERNATIONAL SECURITIES MATTERS SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES CHAIR
Peter Castellon

9:00 AM - 10:00 AM
PROGRAM: ARBITRATING DURING THE PANDEMIC - SPEED OVER COURTS
PRESENTED BY: CONSUMER FINANCIAL SERVICES, CHAIR
Zachary Miller; Partner; Burr & Forman LLP; Nashville, TN

SPEAKERS
Amy Ginsburg; Attorney; Kimmel & Silverman PC; Ambler, PA
Jenny Perkins; Partner; Ballard Spahr; Philadelphia, PA
William Ratliff; Member; Wallace Jordan; Birmingham, AL

A panel consisting of an arbitrator, defense counsel and consumer plaintiff's counsel will discuss litigation challenges posed by the COVID-19 pandemic and how arbitration administrators, arbitrators and litigants have adjusted to keep cases moving. 1. New strategies, tactics and technologies will be discussed, along with unique ideas to keep cases moving with a reduced ability to meet and testify in-person. 2. Practical tips and the practical impact of accepting these offerings. 3. purportedly non legal tools are popping up that draft arbitration demands for consumers and "guide" them through the arbitration process for a portion of the award - are they permitted and how do you deal with them?

9:00 AM - 10:00 AM
PROGRAM: PARSING DRONE DATA: DEVELOPING A RESILIENT MANAGEMENT MODEL FOR DRONES AND OTHER NOVEL TECHNOLOGIES
PRESENTED BY: CYBERSPACE LAW CO-SPONSORING COMMITTEE: CORPORATE COUNSEL CHAIR
David Sella-Villa; Assistant General Counsel; South Carolina Department of Administration; Columbia, SC

PROGRAM MATERIALS COORDINATOR
David Sella-Villa; Assistant General Counsel; South Carolina Department of Administration; Columbia, SC

SPEAKERS
Michael Hodgson; Professor at the Department of Geography; University of South Carolina; Columbia, SC
Jennifer Wells; State Bridge Inspection Engineer; Minnesota Department of Transportation; Oakdale,
MN
Sallie Williams; Environmental Health Manager; South Carolina Department of Health & Environmental Control; Columbia, SC

The FAA provides the primarily legal framework governing drone operations, but other laws apply to the data drones collect. Through case studies, this presentation explores the features of a resilient and proactive data management model to mitigate legal, reputational, and privacy risks, with overlapping application for other novel technologies.

9:00 AM - 10:30 AM
M&A JURISPRUDENCE SUBCOMMITTEE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS CHAIR
Nathaniel M. Cartmell III

9:00 AM - 10:30 AM
PROGRAM: IDENTIFYING OPPORTUNITIES AND RISKS FOR BATTERY STORAGE PROJECTS
PRESENTED BY: PROJECT FINANCE AND DEVELOPMENT
CO-SPONSORING COMMITTEE: ENERGY BUSINESS CO-CHAIRS
Erlyne Nazaire and Sarah Biser
MODERATOR
Erlyne Nazaire; Senior Legal Editor; Practical Law, Thomson Reuters; New York, NY
PROGRAM MATERIALS COORDINATOR
Sarah Biser; Partner; Fox Rothschild LLP; New York, NY
SPEAKERS
John Glassmire; Senior Advisor; Hitachi ABB Power Grid, USA; Seattle, WA
Philip Hinerman; Partner; Fox Rothschild LLP; Philadelphia, PA
Judith Judson; Vice-President; Ameresco; Framingham, MA
Alyssa McQuilling; Engineering Project Leader, Energy Storage; Southern Research; Birmingham, AL
Tyler Norris; Director of Development; Cypress Creek Renewables; Durham, NC
Gray Styers, Jr.; Partner; Fox Rothschild LLP; Raleigh, NC

NC
Technological advances in battery storage have reduced the installed costs/MWh, making such resources a potential option to supply electricity and ancillary services in both grid-connected and behind-the-meter uses. The panel will discuss permitting, environmental, and regulatory considerations, project incentives, cost/benefit analyses, evolving technologies, and new applications for utilities, public entities, and end-users. This program will identify issues and try to “look around the corner” at what the future may hold.

9:00 AM - 10:30 AM
SECURED TRANSACTIONS AND SECURED LENDING JOINT SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE AND UNIFORM COMMERCIAL CODE CO-CHAIRS
Sidney O. Simms, Jr., Kenneth Chin and Pamela J. Martinson
Peter Wasserman; Managing Director & Associate GC; JPMorgan Chase Bank, N.A.; New York, NY
Linda Filardi; Senior Director and Associate General Counsel; Capital One Bank (USA), N.A.; New York, NY
MODERATOR
Maia Carson; Senior Counsel, Credit Capital Markets; Wells Fargo; Charlotte, NC
SPEAKERS
James Florack; Partner; Davis Polk & Wardwell; New York, NY

"Drop-Down and Up-Tiering Financings: What You Need to Know" "A Brief Introduction to the Main Street Loan Program: Issues Which May Arise With a Syndicated Loan When Adding a Main Street Tranche"

10:00 AM - 10:30 AM
BANKING LAW LEADERSHIP MEETING
PRESENTED BY: BANKING LAW CHAIR
Jonice Gray Tucker

10:00 AM - 11:00 AM
ARTIFICIAL INTELLIGENCE SUBCOMMITTEE
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

AND INTELLECTUAL PROPERTY LITIGATION SUBCOMMITTEE JOINT MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Bradford Newman and Denise Kraft

10:00 AM - 11:00 AM
DIVERSITY TASK FORCE MEETING
PRESENTED BY: CORPORATE GOVERNANCE
CHAIR
Kathy Jaffari

10:00 AM - 11:00 AM
PRIVATE EQUITY AND VENTURE CAPITAL JURISPRUDENCE SUBCOMMITTEE MEETING
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CHAIR
Lisa R. Stark and Thomas A. Mullen

10:00 AM - 11:00 AM
TECHNOLOGY TRANSFER AND PRODUCT DEVELOPMENT SUBCOMMITTEE MEETING
PRESENTED BY: CYBERSPACE LAW
CO-CHAIRS
William R. Denny and John E. Ottaviani

10:00 AM - 12:00 PM
DRAFT HUMAN RIGHTS PROTECTIONS IN SUPPLY CONTRACTS WORKING GROUP AND CSR SUBCOMMITTEE TO IMPLEMENT THE ABA MODEL PRINCIPLES ON LABOR TRAFFICKING AND CHILD LABOR JOINT MEETING
PRESENTED BY: UNIFORM COMMERCIAL CODE AND CORPORATE SOCIAL RESPONSIBILITY LAW
CO-CHAIRS
David Snyder and E. Christopher Johnson, Jr.

The Working Group and Task Force hope to agree on the text of Version 1.1 of the Model Contract Clauses to be readied for publication soon after the Business Law Section Meeting. This joint session will allow the Working Group and Task Force to consider feedback from multiple sources since publication of the 2018 Report and Model Contract Clauses for International Supply Contracts; to discuss suggested revisions to the previous work; and to consider the best strategies to account for multiple perspectives. Participation from a number of other Business Law Section Committees will enhance the Model Contract Clauses and will more effectively communicate the Business Law Section’s commitment to the previously adopted ABA Model Principles on Forced Labor and Child Labor, as well as other human rights protections (including the health and safety of workers) while optimizing client-centric and market-specific approaches. Anyone interested in working to improve the initial version of the Model Contract Clauses and other efforts to implement the ABA Model Principles is welcome.

10:30 AM - 12:15 PM
PRIVATE EQUITY M&A JOINT SUBCOMMITTEE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS
CHAIR
David I Albin

10:45 AM - 11:45 AM
PROGRAM: DRIVING TO ONE-CLICK - THE NEW POINT OF SALE
PRESENTED BY: CONSUMER FINANCIAL SERVICES
CO-SPONSORING Committee: Cyberspace Law; Uniform Commercial Code
CO-CHAIRS
Sumeet Chugani; Deputy General Counsel; Apple Bank; New York, NY
Joseph Schuster; Senior Counsel; Goldman Sachs; New York, NY
SPEAKERS
Jonice Gray Tucker; Partner; Buckley LLP; Washington, DC
Joseph Schuster; Senior Counsel; Goldman Sachs; New York, NY
Laurie Sellick; Senior Regulatory Counsel; Affirm, Inc; San Francisco, CA

Creditors and retailers are in a race to create a frictionless application process, to create a best-in-class, one-click experience. This panel will analyze how banks and retailers work together to navigate the tension between creating user-friendly, modernized experiences, while complying with regulations built around paper transactions.
10:45 AM - 11:45 AM

**PROGRAM: UTILIZING ADR, ODR AND COURT LITIGATION TO RESOLVE DISPUTES IN THE ERA OF COVID-19 DISRUPTIONS AND SOCIAL DISTANCING**

Presented by: Dispute Resolution
Co-Sponsoring Committees: Business and Corporate Litigation; Judges Initiative

**Co-Chairs**
Ingeuneal Gray; Vice President; American Arbitration Association; Houston, TX
John Sciaccotta; Attorney; Aronberg Goldgehn; Chicago, IL

**Program Materials Coordinator**
Saime Atakan; Attorney at Law; GlobalB Law Firm; Washington, DC

**Speakers**
Honorable Jerome Abrams; Judge; Dakota County District; Hastings, MN
Honorable Gail Andler; Judge (Ret.) Mediator Arbitrator; JAMS; Los Angeles, CA
Daniel Garrie; Law and Forensics; Zeichner Ellman & Krause LLP; Seattle, WA
Honorable Patricia Kerrigan; Senior District Judge (Ret.), Mediator, Arbitrator; Patricia J. Kerrigan PC; Houston, TX
Honorable Stephen Schuster; Judge; Superior Court Judge; Marietta, GA

A roundtable of judges and arbitrators/mediators discussing the impact of COVID-19 on resolving present and future disputes. The presentation will include an in-depth analysis of the pros and cons of ADR, ODR and Court Litigation before and during the Pandemic. With an emphasis on the importance of flexibility during these uncertain times.

10:45 AM - 12:15 PM

**PROGRAM: INDEMNIFICATION LANGUAGE THAT MATTERS: CRITICAL LANGUAGE IN INDEMNIFICATION PROVISIONS AND WHAT CAN HAPPEN IF YOU DON’T HAVE IT**

Presented by: Middle Market and Small Business
Co-Sponsoring Committee: Mergers and Acquisitions

**Chair**

Eric Graben; Shareholder; Wyche, P.A.; Greenville, SC

**Program Materials Coordinator**
Eric Graben; Shareholder; Wyche, P.A.; Greenville, SC

**Speakers**
Cara Cameron; Partner; Davies; Montreal, QC
Matthew Davis; Partner; Potter Anderson & Corroon LLP; Wilmington, DE
Travis Hunter; Director; Richards, Layton & Finger, P.A.; Wilmington, DE

This program is for M&A practitioners providing guidance on drafting and negotiating indemnification and related post-closing dispute provisions. The panel will consist of M&A litigators who have litigated post-closing disputes providing language drafting guidance for transactional attorneys.

10:45 AM - 12:15 PM

**PROGRAM: SWEEPSTAKES, CONTESTS, AND GIVEAWAYS: HOW BUSINESS LAWYERS CAN AVOID TRAPS, PITFALLS, AND GIVING BAD ADVICE**

Presented by: Gaming Law
Co-Sponsoring Committees: Corporate Counsel, Pro Bono, Taxation, Young Lawyer

**Co-Chairs**
Tamara Malvin; Partner; Akerman LLP; Fort Lauderdale, FL
Alexander Denton; Counsel; Robbins Ross Alloy Belinfante Littlefield LLC; Atlanta, GA

**Program Materials Coordinator**
Alexander Denton; Counsel; Robbins Ross Alloy Belinfante Littlefield LLC; Atlanta, GA

**Speakers**
Tamara Malvin; Partner; Akerman LLP; Fort Lauderdale, FL
Steve Ruddock; Editor In Chief; Gaming Law Review; Boston, MA
Karl Rutledge; Partner; Lewis Roca Rothgerber Christie LLP; Las Vegas, Novak

A panel discussion focusing on legal ramifications of widely used marketing tools that can cross the line to unlawful gambling or lotteries (and that are regulated by state governments) and providing issue-spotting guidance useful to all business lawyers whose clients have questions about
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

sweepstakes, giveaways, or other promotions.

10:45 AM - 12:15 PM
PROGRAM: THE VALUE OF IP FOR BUSINESS LAWYERS: YOUR CLIENT’S INTELLECTUAL PROPERTY AS INTELLECTUAL CAPITAL
PRESENTED BY: INTELLECTUAL PROPERTY, CORPORATE COUNSEL, PRIVATE EQUITY AND VENTURE CAPITAL
CHAIR
Sarah Gatti
CHAIR
Sarah Gatti; Associate Corporate Counsel; Drift.com, Inc.; Boston, MA
MODERATOR
Dredeir Roberts; In House Counsel; Core States Group; Ambler, PA
PROGRAM MATERIALS COORDINATOR
Dredeir Roberts; In House Counsel; Core States Group; Ambler, PA
SPEAKERS
Sarah Gatti; Associate Corporate Counsel; Drift.com, Inc.; Boston, MA
Tiffany Reiter; Principal; Fish & Richardson; Boston, MA
Peter Reyes, Jr.; Judge; Minnesota Court of Appeals; St. Paul, MN

This panel will discuss how strategic Intellectual Property management can add monetary value to businesses and dispel common perception that intellectual property management is a money pit. The topics will include a brief overview of intellectual property, IP valuation in M&A transactions, creative ways to find value in a company’s intellectual property, and tips and tricks for using intellectual property ownership as leverage in litigation and negotiations.

11:00 AM - 12:00 PM
CONSUMER PRIVACY & DATA ANALYTICS SUBCOMMITTEE MEETING
PRESENTED BY: CYBERSPACE LAW
CO-CHAIRS
John Isaza and John Rothchild

11:00 AM - 12:00 PM
LAW STUDENT PROGRAM - HOW TO LAND YOUR FIRST JOB IN BUSINESS LAW
PRESENTED BY: YOUNG LAWYER
CHAIR
Shazia Ahmad

The Law Student Program supplies law students and young lawyers with guidance on how to land a job. The panel will address topics ranging from what is your best career path, how to search for a job, interview best practices and potential challenges during the pandemic. Not only do the exceptional panelists have expertise within private and public sector, but also will supply key insights within the legal profession.

11:00 AM - 12:00 PM
MEMBERSHIP DEVELOPMENT BOARD MEETING
PRESENTED BY: MEMBERSHIP
CO-CHAIRS
Jon Rubens and Michael Fleming

11:00 AM - 12:00 PM
SECURITIES LITIGATION AND CLASS AND DERIVATIVE LITIGATION AND INVESTIGATIONS, ENFORCEMENT AND WHITE COLLAR JOINT SUBCOMMITTEE MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Duris L. Holmes, James S. Rollins, Christen Tuttle, James P. Melendres, Kristian Brabander and Kevin H. Metz

11:00 AM - 12:00 PM
VENTURE CAPITAL FINANCING SUBCOMMITTEE MEETING
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CO-CHAIRS
The meeting of the Venture Capital Financing subcommittee will focus on two important topics. First, the subcommittee will review the recently published updates to the NVCA model legal documents. Second, the subcommittee will discuss “down round” financings, including alternative approaches that investors may utilize to increase upside protection while also minimizing downside risk.

Diverse communities have been hit hard by COVID-19 and they are facing a range of challenges: higher infection and death rates; lower rates of health insurance; a disproportionate share of arrests for not complying with distancing policies; higher rates of job loss; and coronavirus relief measures which exclude some immigrants and other diverse communities. The novel coronavirus pandemic exposes long-standing disparities in health insurance rates, pay, employment, law enforcement, housing and more.

12:15 PM - 1:45 PM
PRESENTED BY: SECTION WIDE EVENTS
CO-SPONSORS: DAVIES AND SRS ACQUIOM
SPONSORING COMMITTEE: CONSUMER FINANCIAL SERVICES
CHAIR
Robin Nunn; Partner; Dechert LLP; Washington DC, DC
MODERATOR
Dave Clunie; Executive Director; Black Economic Alliance; Washington, DC
PROGRAM MATERIALS COORDINATOR
Maggie Cardasis; Simmonds & Narita LLP; San Francisco, CA
SPEAKERS
Chris Brummer; Research Professor and Faculty Director; Georgetown Law; Washington, DC
Patrice Ficklin; Assistant Director; Consumer Financial Protection Bureau; Washington, DC
Jenn Jones; Chief of Policy & Membership; NCRC, National Community Reinvestment Coalition; Washington, DC
Anthony Sharett; General Counsel; Meta Bank; Phoenix, AZ
Odette Williamson; Attorney; National Consumer Law Center; Washington, DC

Diverse communities have been hit hard by...
VIRTUAL SECTION ANNUAL MEETING

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CO-CHAIRS
Michel Gélinas, Hermann J. Knott and James J. Black

2:00 PM - 3:00 PM
PROGRAM: A LOOK AT THE INCREASED SCRUTINY BEING APPLIED BY THE COURTS AND THE FTC WITH REGARD TO CLASS ACTION SETTLEMENTS
PRESENTED BY: CONSUMER FINANCIAL SERVICES
CO-SPONSORING COMMITTEE: CREDIT UNIONS
CO-CHAIRS
David Scheffel, Matt Stromquist, Jessica Salisbury-Copper
MODERATOR
Genevieve Walser-Jolly; Member; Severson & Werson; Irvine, CA
PROGRAM MATERIALS COORDINATOR
Jessica Salisbury-Copper; Partner; Thompson Hine LLP; Dayton, OH
SPEAKERS
Jay Edelson; Partner; Edelson PC; Chicago, IL
Jessica Salisbury-Copper; Partner; Thompson Hine LLP; Dayton, OH
Andrew Smith; Director, Bureau of Consumer Protection; The Federal Trade Commission; Washington, DC

A discussion of recent trends and developments impacting consumer finance class actions including a recent Staff Report issued by the FTC on notice to consumers of class action settlements and warning letters issued to legal practitioners when advertising certain consumer class actions.

2:00 PM - 3:00 PM
TRIBAL COURT LITIGATION SUBCOMMITTEE MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CHAIR
Grant Christensen; Associate Professor; University of North Dakota; Grand Forks, ND
SPEAKERS
Aila Hoss; Assistant Professor; University of Tulsa; Tulsa, OK

Title: Litigating in Indian Country after McGirt v. Oklahoma on business litigation. The event will include background on the role of Indian Country to questions of jurisdiction and provide practitioners an understanding of what it means to litigate in Indian Country. The panel will also discuss how litigating in tribal court differs from litigating in state or federal court.

2:00 PM - 3:30 PM
BUSINESS LAW ADVISORS COMMITTEE MEETING
PRESENTED BY: BUSINESS LAW ADVISORS
CHAIR
Donald F. Parsons, Jr.

2:00 PM - 3:30 PM
DIALOGUE WITH THE DIRECTOR OF THE DIVISION OF CORPORATION FINANCE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Robert E. Buckholz, Jr.

2:00 PM - 3:30 PM
FILING OFFICE OPERATIONS AND SEARCH LOGIC JOINT TASK FORCE MEETING
PRESENTED BY: COMMERCIAL FINANCE AND UNIFORM COMMERCIAL CODE

CO-CHAIRS
Paul Hodnefield and Darrell W. Pierce

The Joint Task Force on Filing Office Operations and Search Logic (FOOSSL) will meet to provide updates on several important developments related to COVID-19 closures, including: (i) the impact on filing office operations at both the state and county level; (ii) potential risks for both searchers and filers arising from the filing office actions during the closures; and (iii) long-term impact on filing offices from lessons learned during the emergency. In addition, FOOSSL will provide an update on IACA, review any relevant case law and identify other filing office issues of interest to stakeholders in the process.

2:00 PM - 3:30 PM
PROGRAM: BANKRUPTCY APPELLATE CASE LAW UPDATES
VIRTUAL SECTION ANNUAL MEETING

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PRESENTED BY: CONSUMER BANKRUPTCY,
CO-CHAIRS
Alan Hochheiser; Principal; Maurice Wutscher LLP; Beachwood Ohio, OH
Steven Fender; Principal; Steven Fender; Ft. Lauderdale, FL
PROGRAM MATERIALS COORDINATOR
Steven Fender; Principal; Fender Law; Ft. Lauderdale, FL

SPEAKERS
Neil Ackerman; Of Counsel; Pryor Mandelup; Westbury, NY
Steven Fender; Principal; Steven Fender; Ft. Lauderdale, FL
Linda Leali; Shareholder; Linda Leali PA; Pompano Beach, FL
Michael Sabella; Associate; Baker Hostetler; New York, NY
Honorable Elizabeth Stong; Bankruptcy Judge; United States Bankruptcy Court for Eastern District of New York; Brooklyn, NY

A comprehensive review and discussion of Supreme Court Bankruptcy Decisions, Circuit Court of Appeals and Bankruptcy Appellate Panel Decisions from July 1, 2019 through June 30, 2020.

2:00 PM - 3:30 PM
PROGRAM: BCLC RECENT DEVELOPMENTS IN BUSINESS & CORPORATE LITIGATION: ANNUAL REVIEW PANEL PART 2 OF 2
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION,
CO-CHAIRS
Jessica Mendelson; Associate; Paul Hastings LLP; Palo Alto, CA
Anne Steadman; Associate; Ross Aronstam & Moritz LLP; Wilmingtont, DE
PROGRAM MATERIALS COORDINATOR
Emily Stover; Associate; Paul Hastings LLP; Palo Alto, CA

SPEAKERS
Sahar Ayinehsazian; Associate; Vicente Sederberg LLP; Los Angeles, CA
Sarah Blitz; Associate; Sheppard, Mullin, Ritcher & Hampton LLP; Los Angeles, CA
Emily Burton; Partner; Young Conaway Stargatt & Taylor LLP; Wilmingtont, DE
Kelly Green; Partner; Smith Katzenstein Jenkins LLP; Wilmingtont, DE

Stanley Jutkowitz; Senior Counsel; Seyfarth Shaw LLP; Washington, DC
Jill Pryor; Judge; Eleventh Circuit Court of Appeals; Atlanta, GA
Anne Steadman; Associate; Ross Aronstam & Moritz LLP; Wilmingtont, DE

This panel, the second in a series, will feature two segments covering recent developments in business and corporate litigation: Cannabis Law and Corporate Litigation. With an all-star lineup of judges and attorneys, we will explore timely topics including regulatory considerations in cannabis business transactions and developments involving access to corporate books and records.

2:00 PM - 3:30 PM
PROGRAM: M&A FOR THE VENTURE CAPITAL BACKED LIFE SCIENCE COMPANY
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CO-SPONSORING COMMITTEES: HEALTH LAW AND LIFE SCIENCES; MERGERS AND ACQUISITIONS
CHAIR
Elliot Greenstone; Partner; Davies; Montreal, QC
PROGRAM MATERIALS COORDINATOR
Elliot Greenstone; Partner; Davies; Montreal, QC

SPEAKERS
Judith Hasko; Partner; Latham & Watkins; Menlo Park, CA
Amanda Jackson; Managing Director; SRS Acquiom; Boston, MA
James Schneider; Associate General Counsel; RA Capital Management, L.P.; Boston, MA

The program will focus on issues and key considerations when representing life science companies or acquirers in M&A transactions where the company has been funded by venture capital. The panel will discuss various topics with a focus on life science M&A terms and conditions, earnouts and intellectual property risk allocation.

2:00 PM - 3:30 PM
PROGRAM: THE IMPLICATIONS OF COVID-19: IMPACTS TO EMPLOYEES AND EMPLOYERS AND NAVIGATING THROUGH CHANGE
PRESENTED BY: BANKING LAW,
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

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CHAIR
Karen Barnes; Managing Counsel and Senior Vice President; Wells Fargo; Des Moines, IA

MODERATOR
Karen Barnes; Managing Counsel and Senior Vice President; Wells Fargo; Des Moines, IA

PROGRAM MATERIALS COORDINATOR
Sarah Marmor; Founding Partner; Scharf Banks Marmor LLC; Chicago, IL

SPEAKERS
Christine Edwards; Partner, Chair Bank Regulatory Practice; Winston & Strawn LLP; Chicago, IL
Sarah Marmor; Founding Partner; Scharf Banks Marmor LLC; Chicago, IL
Kelly McNamara Corley; Principal and Founder; The Red Bee Group LLC; Chicago, IL

As employees and employers adjust to change brought on by the pandemic, what are the issues, risks, and opportunities for reinvention of the workforce of tomorrow? Panelists will discuss the current legal landscape and implications for employees, managers, clients, and Boards.

2:00 PM - 3:30 PM
PROGRAM: WHAT BUSINESS LAWYERS NEED TO KNOW ABOUT PRIVACY AND SECURITY
PRESENTED BY: HEALTH LAW AND LIFE SCIENCES CO-SPONSORING COMMITTEES: CYBERSPACE LAW; INTELLECTUAL PROPERTY
CHAIR
Kirk Nahra; Partner; WilmerHale; Washington, DC
SPEAKERS
Jacqueline (Jackie) Studer; Senior Vice President & General Counsel; Akili Interactive; Boston, MA
Heidi Wachs; Counsel; Stroz Friedberg; Washington, DC

As privacy and security laws become applicable across industries and around the world, this session will discuss the key privacy and security issues that every business lawyer needs to know. We will focus on the key laws, the key concepts and the key areas where these issues arise for all businesses.

2:00 PM - 3:30 PM
REGULATOR RELATIONS SUBCOMMITTEE MEETING
PRESENTED BY: CREDIT UNIONS
CO-CHAIRS
Eric Richard and Suzanne Yashewski

2:30 PM - 3:30 PM
CORPORATE SOCIAL RESPONSIBILITY LAW COMMITTEE MEETING
PRESENTED BY: CORPORATE SOCIAL RESPONSIBILITY LAW
CHAIR
E. Christopher Johnson, Jr.

3:00 PM - 4:00 PM
ACQUISITIONS OF PUBLIC COMPANIES SUBCOMMITTEE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS
CO-CHAIRS
Rita-Anne O’Neill and Patricia O. Vella

3:00 PM - 4:00 PM
BUSINESS ENTITIES GOVERNANCE SUBCOMMITTEE MEETING
PRESENTED BY: MIDDLE MARKET AND SMALL BUSINESS
CHAIR
Erik L. Kantz

3:00 PM - 4:00 PM
GROWTH EQUITY TASK FORCE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS
CHAIR
Michael Kendall

3:00 PM - 4:00 PM
IN-HOUSE LITIGATION MANAGEMENT SUBCOMMITTEE AND INTERNATIONAL LITIGATION SUBCOMMITTEE JOINT MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Alfredo L. Rovira, Stephanie Lapierre, Douglas W. Eyre, and Randa L. Trapp

3:00 PM - 4:00 PM
LENDER LIABILITY SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE
CHAIR
Suhuyini Abudulai

3:00 PM - 4:00 PM
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

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SUBCOMMITTEE CHAIRS AND VICE-CHAIRS
MEETING
PRESENTED BY: UNIFORM COMMERCIAL CODE
CHAIR
Candace M. Zierdt

3:30 PM - 4:30 PM
COMMITTEES MEETUP
PRESENTED BY: SECTION WIDE EVENTS
CHAIR
Patrick T. Clendenen

4:30 PM - 4:45 PM
LITERA MEET & GREET – ALL ATTENDEES INVITED
PRESENTED BY: SECTION WIDE EVENTS
See how Litera brought two of legal technology’s leading transaction management solutions together to create a global deal management workspace offering legal teams comprehensive coverage of all their transactions within one, client-friendly solution.

4:30 PM - 5:30 PM
YOUNG LAWYER SOCIAL
PRESENTED BY: YOUNG LAWYER
CO-CHAIRS
Monique D. Hayes and Mauricio Videla

Thursday, September 24, 2020

8:00 AM - 8:30 AM
BUSINESS LAW HEALTH CLUB
PRESENTED BY: SECTION WIDE EVENTS
CHAIR
Patrick T. Clendenen

9:00 AM - 10:00 AM
CREDIT RATING AGENCIES SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Robert Boresta

9:00 AM - 10:00 AM
EMERGING COMPANIES SUBCOMMITTEE MEETING
PRESENTED BY: MIDDLE MARKET AND SMALL BUSINESS

9:00 AM - 10:00 AM
INTERNATIONAL M&A SUBCOMMITTEE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS
CHAIR
Jeffrey L. LaBine

9:00 AM - 10:00 AM
PROXY STATEMENTS AND BUSINESS COMBINATIONS SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Lillian C. Brown

9:00 AM - 10:00 AM
SHORT FORM MODEL ACQUISITIONS AGREEMENT JOINT TASK FORCE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS AND MIDDLE MARKET AND SMALL BUSINESS
CO-CHAIRS
Eric K. Graben and Jason Balog

9:00 AM - 10:30 AM
WOMEN BUSINESS AND COMMERCIAL ADVOCATES SUBCOMMITTEE MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Gail Andler and Dan Formeller

9:00 AM - 10:30 AM
PROGRAM: COMMERCIAL LAW DEVELOPMENTS 2019-2020
PRESENTED BY: COMMERCIAL FINANCE
CO-SPONSORING COMMITTEES: UNIFORM COMMERCIAL CODE COMMITTEE; AMERICAN COLLEGE OF COMMERCIAL FINANCE LAWYERS; ASSOCIATION OF COMMERCIAL FINANCE ATTORNEYS
CHAIR
Steve Weise; Partner; Proskauer Rose LLP; Los Angeles, CA
SPEAKERS
Teresa Harmon; Partner; Sidley Austin LLP; Chicago, IL
Stephen Sepinuck; Professor; Gonzaga School of Law; Spokane, WA
Steve Weise; Partner; Proskauser Rose LLP; Los Angeles, CA

Teresa Harmon, Stephen Sepinuck and Steve Weise will review key highlights and lowlights in the courts concerning secured transactions and related subjects, including guaranties, notes, lender liability, contract law, and fraudulent transfers. They will provide drafting and structuring tips to address the issues raised by these developments.

9:00 AM - 10:30 AM
PROGRAM: ELECTION 2020:
DISENFRANCHISEMENT OF VOTERS
PRESENTED BY: GOVERNMENT AFFAIRS PRACTICE, CHAIR
Jennie Skelton; Partner; Politicom Law LLP; Sausalito, CA
MODERATOR
Leigh Chapman; Director, Voting Rights Program; Leadership Conference on Civil and Human Rights; Washington, DC
PROGRAM MATERIALS COORDINATOR
Jennie Skelton; Partner; Politicom Law LLP; Sausalito, CA
SPEAKERS
Rahsaan Hall; Director, Racial Justice Program; American Civil Liberties Union (ACLU) of Massachusetts; Boston, MA
Oren Sellstrom; Litigation Director; Lawyers for Civil Rights; Boston, MA

This program will assess the current state of voting rights in the U.S., including recent examples of gerrymandering and voter suppression and associated litigation. The panel will also address opportunities in 2020 for lawyers of all stripes to help empower voters and protect the ability of voters to register, cast a ballot, and have their votes counted on election day. Finally, panel will address the impact of the Census on the future of American Democracy.

9:00 AM - 10:30 AM
PROGRAM: FUNDAMENTALS OF FINANCIAL STATEMENT ANALYSIS
PRESENTED BY: BUSINESS FINANCING
CO-CHAIRS
Robert Dickie; Member; The Dickie Group; Boston, MA
Peter Russo; Member; The Dickie Group; Raleigh, NC
MODERATOR
Lucy Fato; Executive Vice President and General Counsel; AIG; New York, NY
SPEAKERS
Robert Dickie; Member; The Dickie Group; Boston, MA
Peter Russo; Member; The Dickie Group; Raleigh, NC

This session is designed to give lawyers an enhanced working knowledge of how to navigate financial documents, concepts and terminology. There will be an explanation of the balance sheet, income statement, cash flow statement, and the notes to the financials and if time permits a brief orientation with respect to valuation concepts and metrics. 2. The session will also help lawyers develop the savvy to formulate penetrating questions to raise in handling matters such as due diligence, negotiating agreements, and drafting representations and covenants. 3. If time permits, the course may explain the basics of business valuation.
Fidelity Investments; Boston, MA

This panel will discuss the application of statistical and data analysis techniques to legal services. The panel will discuss current statistical and technology tools, creating and comparing metrics when determining the value of legal services, and evaluating progress and outcomes.

9:00 AM - 10:30 AM
PROGRAM: MAKING CUSTOMERS WHOLE: TRENDS IN REMEDIATION AND RESTITUTION EXPECTATIONS
PRESENTED BY: BANKING LAW,
CO-CHAIRS
Matthew Bisanz; Associate; Mayer Brown LLP; Washington, DC
Dan Stipano; Buckley LLP; Buckley LLP; Washington, DC
MODERATOR
Joe Silvia; Partner; Howard and Howard PLLC; Chicago, IL
PROGRAM MATERIALS COORDINATOR
Matthew Bisanz; Associate; Mayer Brown LLP; Washington, DC
SPEAKERS
Christa Bieker; Associate; Mayer Brown LLP; Washington, DC
Jenna Burke; Associate General Counsel; Consumer Bankers Association; Washington, DC
Christopher Sicuranza; Partner; Guidehouse; Washington, DC
Dan Stipano; Partner; Buckley LLP; Washington, DC
John Wells; Deputy Enforcement Director; Consumer Financial Protection Bureau; Washington, DC

The COVID-19 crisis has created a great deal of financial distress, especially for nonprofits organizations. The panel will discuss the unique issues and problems that arise in nonprofit bankruptcies, including the duty to mission that nonprofits have (unlike other debtors) and the role of State Attorneys Generals. The panel will also discuss how sexual abuse claims, which some nonprofits face, are treated in bankruptcy cases.

9:30 AM - 10:30 AM
GOVERNANCE OF NONPROFIT ORGANIZATIONS JOINT SUBCOMMITTEE MEETING
PRESENTED BY: CORPORATE GOVERNANCE
CO-CHAIRS
William M. Klimon and Kimberly A. Lowe

9:30 AM - 10:30 AM
PRIVATE PLACEMENT BROKER TASK FORCE MEETING
PRESENTED BY: MIDDLE MARKET AND SMALL BUSINESS
CHAIR
Linda Lerner

10:00 AM - 11:00 AM
LEGAL PROJECT MANAGEMENT SUBCOMMITTEE MEETING
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

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PRESENTED BY: MERGERS AND ACQUISITIONS
CO-CHAIRS
Byron S. Kalogerou and Dennis J. White

10:00 AM - 11:00 AM
PRIVATE EQUITY AND VENTURE CAPITAL FUNDS SUBCOMMITTEE MEETING
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CO-CHAIRS
Benedict Kwon, David Louis, Brian Huber and Emily Cummins
SPEAKERS
Emily Cummins; Associate; Proskauer; Boston, MA
Brian Huber; Partner; Gunderson Dettmer; Boston, MA

New Guidance on Taxation of Carried Interest. The program will discuss recently proposed regulations under Section 1061 and the impact on carried interest and other similar arrangements for private equity and venture capital funds.

PRESENTED BY: INTERNATIONAL BUSINESS LAW AND INTERNATIONAL COORDINATING CHAIR
Marlon Q. Paz and Thomas F. Morante

10:00 AM - 11:30 AM
PROFESSIONAL RESPONSIBILITY COMMITTEE MEETING
PRESENTED BY: PROFESSIONAL RESPONSIBILITY CHAIR
Robert R. Keatinge

10:15 AM - 11:15 AM
INTELLECTUAL PROPERTY OPINIONS JOINT TASK FORCE MEETING
PRESENTED BY: INTELLECTUAL PROPERTY AND LEGAL OPINIONS
CO-CHAIRS
Ettore Santucci and Richard Frasch
SPEAKERS
Richard Gervase; Partner; Mintz Levin Cohn; New York, NY
Duncan Greenhalgh; Partner; Goodwin Procter LLP; Boston, MA
John Hancock; Partner; Foley Hoag LLP; Boston, MA
Francis Wheeler; Partner; Cooley LLP; Broomfield, CO
Robert Wittie; Partner; K&L Gates LLP; Washington, DC
Tom Yang; Managing Director; Bank of America Securities; New York, NY

Task Force Meeting to discuss progress towards a draft report on third party legal opinions to underwriters and negative assurance letters covering intellectual property issues in public offerings of securities.

10:30 AM - 11:30 AM
BUSINESS CRIMES AND INVESTIGATIONS, CORPORATE COMPLIANCE & ENVIRONMENTAL JOINT COMMITTEE MEETING
PRESENTED BY: BUSINESS CRIMES AND INVESTIGATIONS, CORPORATE COMPLIANCE AND ENVIRONMENTAL CHAIR
A. J. Bosco, Eugene Illovsky, Margaret M. Cassidy and Cynthia A.M. Stroman
VIRTUAL SECTION ANNUAL MEETING

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10:30 AM - 12:00 PM
NONPROFIT ORGANIZATIONS COMMITTEE MEETING
PRESENTED BY: NONPROFIT ORGANIZATIONS CHAIR
William M. Klimon

10:30 AM - 12:00 PM
YOUNG LAWYER COMMITTEE MEETING
PRESENTED BY: YOUNG LAWYER CO-CHAIRS
Monique D. Hayes and Mauricio Videla

10:45 AM - 11:45 AM
PROGRAM: "OWNERSHIP" OF AI "THINKING": AUTONOMY, PRIVACY AND ACCOUNTABILITY
PRESENTED BY: CYBERSPACE LAW CO-SPONSORING COMMITTEES: INTERNATIONAL BUSINESS LAW; INTERNATIONAL COORDINATING; INTELLECTUAL PROPERTY; LEGAL ANALYTICS CHAIR
Stephen Chow; Managing Attorney; Hsuanyeh Law Group PC; Boston, MA MODERATOR Carla Reyes; Assistant Professor of Law; Southern Methodist U. School of Law; Dallas, TX PROGRAM MATERIALS COORDINATOR
Stephen Chow; Managing Attorney; Hsuanyeh Law Group PC; Boston, MA SPEAKERS
Stephen Chow; Managing Attorney; Hsuanyeh Law Group, PC; Boston, MA Emile Loza de Siles; Assistant Professor; Duquesne U. School of Law; Pittsburgh, PA

The panel will discuss automated decision and generative systems that challenge our autonomy, e.g., micro-targeting, "deep fakes." It will address current privacy and fair information practices claims to personal information in underlying AI data sets and algorithms. It will also introduce transparency of and accountability demands for “ethical” AI relative to proprietary interests.

10:45 AM - 11:45 AM
PROGRAM: HOW REGULATORY AGENCIES ARE LEVERAGING TECHNOLOGY TO IMPROVE SUPERVISION AND REGULATORY COMPLIANCE
PRESENTED BY: CONSUMER FINANCIAL SERVICES CO-SPONSORING COMMITTEES: CREDIT UNIONS, FEDERAL REGULATION OF SECURITIES, STATE REGULATION OF SECURITIES, TAXATION CHAIR
Kelly Lipinski CHAIR
Kelly Lipinski; Member; McGlinchey Stafford; Cleveland, OH MODERATOR
Alejandra Krasnow; Director, SES Business Services; Conference of State Bank Supervisors; Washington, DC PROGRAM MATERIALS COORDINATOR
Chris Capurso; Associate; Hudson Cook; SPEAKERS
Justin Friedman; Assistant Deputy Superintendent; New York Department of Financial Services; New York City, NY Kyle Thomas; Vice President, SES Business Services; Conference of State Bank Supervisors; Washington, DC Keisha Whitehall Wolfe; Counsel; Mayer Brown; Washington, DC

The panel will discuss Vision 2020, an initiative implemented by the Conference of State Bank Supervisors to streamline multi-state licensing and supervision of non-banks and how this networked platform will affect company operations and examination experience. We will also consider how companies have implemented technology to improve regulatory compliance and challenges that remain and how RegTech technology will be used in a post-COVID environment.

10:45 AM - 11:45 AM
PROGRAM: THE ETHICAL OBLIGATION OF A DIVERSE AND INCLUSIVE FIRM/LEGAL DEPARTMENT: A CASE FOR AFFINITY AND RESOURCE GROUPS
PRESENTED BY: DIVERSITY AND INCLUSION CO-SPONSORING COMMITTEES: CORPORATE COMPLIANCE; YOUNG LAWYER CHAIR
Lacy Durham; Senior Manager; Deloitte Tax, LLP;
Dallas, TX

MODERATOR
Opeyemi (Ope) Awolesi; Business and Compliance Counsel; Ope Law; Washington, DC

PROGRAM MATERIALS COORDINATOR
Winda Chan; Associate; Cassels Brock & Blackwell LLP; Vancouver, CA

SPEAKERS
Margaret (Meg) Cimino; Director, Compliance; Societe Generale; New York, NY
Lacy Durham; Senior Manager; Deloitte Tax, LLP; Dallas, TX
Peter Sullivan; Partner; Cassels Brock & Blackwell LLP; Toronto, CA

Affinity and Resource Groups represent the needs of diverse and underrepresented segments of the workforce. The panel will detail the imperatives, benefits, and ethical obligations to strengthen the profession by harnessing the power in diversity, equity, and inclusion. We will explore how this support can advance opportunities to achieve a well represented workforce.

10:45 AM - 11:45 AM

PROGRAM: THE NEW OCC CRA RULES AND COMMUNITY REINVESTMENT IN THE HOME MORTGAGE DISCLOSURE ACT
PRESENTED BY: BANKING LAW,
CO-CHAIRS
Hilary Gevondyan; SVP & AGC; First Republic Bank; San Francisco, CA
Michael Flynn; Attorney; Buchalter; Los Angeles, CA
PROGRAM MATERIALS COORDINATOR
Hilary Gevondyan; SVP & AGC; First Republic Bank; San Francisco, CA
SPEAKERS
Reza Aghamirzadeh; EVP & Head of Community Development; Citizens Bank; Boston, MA
Jonathan Cannon; Vice President, Counsel; City National Bank; Los Angeles, CA
Kyung Cho-Miller; Managing Director & Associate General Counsel; JP Morgan Chase; Washington, DC
David Kogut; Principal; Charles River Associates; Washington, DC

The recent OCC rule changes to the Community Reinvestment Act addressed the guidelines for determining lending assessment areas. What do these proposed rule changes mean for banks’ operational lending practices and bank retail footprints? How do the rule changes to the Community Redevelopment Act impact banks’ Fair Lending oversight, policies and procedures and risks of claims? Including a discussion of the interplay with the Home Mortgage Disclosure Act.

10:45 AM - 11:45 AM

PROGRAM: THERE ARE CANADIAN ASSETS IN THIS DEAL! WHAT U.S. LAWYERS SHOULD KNOW ABOUT U.S.-CANADA CROSS-BORDER SECURITIZATION TRANSACTIONS
PRESENTED BY: SECURITIZATION AND STRUCTURED FINANCE
CO-SPONSORING COMMITTEE: COMMERCIAL FINANCE; INTERNATIONAL BUSINESS LAW
CHAIR
Mary Jeanne Phelan; Partner; McCarthy Tétrault LLP; Montreal, QC
PROGRAM MATERIALS COORDINATOR
Chris Bamford; Associate; McCarthy Tétrault LLP; Toronto, ON
SPEAKERS
Chris Bamford; Associate; McCarthy Tétrault LLP; Toronto, ON
Jo-Anna Brimmer; Partner; McCarthy Tétrault LLP; Toronto, ON
Nathan Herbert; Attorney; Ford Motor Company; Dearborn, MI

This program will explore key Canadian legal considerations when securitizing Canadian assets and Canadian entities are involved in securitization transactions, highlighting the differences between U.S. and Canadian securitization structures and transactions. Current trends and legal developments in the Canadian securitization market will also be discussed. The presentation will focus on Canadian issues, but from the lens of a U.S. practitioner.

10:45 AM - 12:15 PM

PROGRAM: KEY DISTINCTIONS WHEN LITIGATING IN BANKRUPTCY COURT, DISTRICT COURT, AND CHANCERY COURT: A COMPARATIVE DISCUSSION
PRESENTED BY: BUSINESS BANKRUPTCY, JOINT PROGRAM WITH BUSINESS AND CORPORATE
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

LITIGATION
CO-CHAIRS
Melanie Damian; Partner; Damian & Valori LLP; Miami, FL
Freddi Mack; Associate; Jones Day; Miami, FL
PROGRAM MATERIALS COORDINATOR
Freddi Mack; Associate; Jones Day; Miami, FL

This program will compare procedural and substantive differences when litigating in bankruptcy court, federal district court, and Delaware chancery court. We will also discuss "overlap" issues, such as when a party to a commercial case files for bankruptcy mid-suit. Attendees will hear “must remember” pointers from cross-disciplinary practitioners and judges.

10:45 AM - 12:15 PM
PROGRAM: POST M&A DISPUTES: CRITICAL INDEMNIFICATION LANGUAGE AND BEST FORMS OF DISPUTE RESOLUTION
DEPENDING ON THE OBJECT OF THE DISPUTE
PRESENTED BY: MIDDLE MARKET AND SMALL BUSINESS
CO-SPONSORING COMMITTEE: MERGERS AND ACQUISITIONS
CHAIR
Hermann Knott; Partner; Andersen Tax Legal; Koln, DE
PROGRAM MATERIALS COORDINATOR
Eric Graben; Shareholder; Wyche, P.A.; Greenville, SC

This program is for M&A practitioners providing guidance on issues that arise out of drafting, negotiating and interpreting dispute resolution provisions in M&A agreement. In this context the panel will discuss which form of dispute resolution is best depending on the type of dispute typically arising in a post-M&A context.

10:45 AM - 12:15 PM
PROGRAM: SPORTS BETTING & DATA SECURITY
PRESENTED BY: GAMING LAW
CO-SPONSORING COMMITTEES: INTELLECTUAL PROPERTY; SPORTS LAW
CO-CHAIRS
Kathryn Rand and Steve Light
CHAIR
Kathryn Rand; Professor; University of North Dakota School of Law; Grand Forks, ND
MODERATOR
Steve Light; Professor; University of North Dakota College of Business & Public Administration; Grand Forks, ND
PROGRAM MATERIALS COORDINATOR
Kathryn Rand; Professor; University of North Dakota School of Law; Grand Forks, ND

The rapid expansion of legalized sports betting, as well as daily fantasy sports (DFS) and esports, has created both opportunities and challenges for the business lawyer. In particular, online and mobile platforms for sports betting and DFS, team trademarks and game design, raise issues related to intellectual property and data privacy and security. This panel addresses data protection compliance and intellectual property interests in these rapidly developing contexts.

11:00 AM - 12:00 PM
CROSS BORDER AND TRADE FINANCING
PRESENTED BY: COMMERCIAL FINANCE
CO-CHAIRS
Roshelle Nagar and Axel Dippman

11:00 AM - 12:00 PM
PAYMENTS SUBCOMMITTEE MEETING
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

PRESENTED BY: UNIFORM COMMERCIAL CODE
CHAIR
Joseph R. Torregrossa

"This program will provide a review and discussion of current legislative, litigation, regulatory, and public policy developments related to payments. Meeting Co-Chairs Paul Holbrook (HSBC Bank USA, NA) and Jess Cheng (Federal Reserve Board of Governors) Additional Meeting Speakers Stephen Krebs (The Clearing House) and Ingrid Wong (Federal Reserve Bank of Kansas City)"

11:00 AM - 12:00 PM
REAL ESTATE AND LAND USE SUBCOMMITTEE MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Timothy Driscoll and Charles Krolakowski

11:00 AM - 12:00 PM
REAL ESTATE FINANCING SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE
CHAIR
Victor Roehm

11:00 AM - 12:15 PM
ACADEMIC SUBCOMMITTEE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS
CO-CHAIRS
Eric Talley and Glenn D. West

11:00 AM - 12:15 PM
MARKET TRENDS SUBCOMMITTEE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS
CHAIR
Craig Menden

11:15 AM - 12:15 PM
CROSS-BORDER OPINIONS TASK FORCE MEETING
PRESENTED BY: LEGAL OPINIONS
CHAIR
J. Truman Bidwell, Jr.; Partner; Sullivan & Worcester LLP; New York, NY
Ettore Santucci; Partner; Goodwin; Boston, MA

SPEAKERS
J. Truman Bidwell, Jr.; Partner; Sullivan & Worcester LLP; New York, NY
Discussion of ABA/IBA Report on Cross-Border Legal Opinions

12:15 PM - 1:45 PM
PROGRAM: FAIRNESS GONE VIRAL: FAIR LENDING CONSIDERATIONS FOR FINANCIAL SERVICES AMID COVID-19
PRESENTED BY: SECTION WIDE EVENTS, CO-SPONSORS: DAVIES AND SRS ACQUIOM
SPONSORING COMMITTEE: BANKING LAW
CHAIR
Jonice Gray Tucker; Partner; Buckley LLP; Washington, DC
MODERATOR
Agnes Bundy Scanlan; President; The Cambridge Group; Boston, MA
PROGRAM MATERIALS COORDINATOR
Jonice Gray Tucker; Partner; Buckley LLP; Washington, DC

SPEAKERS
Brian Larkin; Senior Director and Associate General Counsel; Capital One; McLean, VA
Patrice Alexander Ficklin; Assistant Director, Fair Lending; CFPB; Washington, DC
Jonice Gray Tucker; Partner; Buckley LLP; Washington, DC
Lisa Rice; President and CEO; National Fair Housing Alliance; Washington, DC

Members of protected classes, including and especially minority communities, are suffering outsized financial repercussions as our nation continues to grapple with the fallout of COVID-19. At the same time, financial institutions struggle to manage credit risk, which measures which inevitably, will have their own outsized impacts on members of protected classes. The intersection of these trend lines underscores the importance of ensuring that considerations related to fairness in lending and servicing remain top of mind.

1:45 PM - 2:30 PM
MEETING OF SUBCOMMITTEE CHAIRS, TASK FORCE CHAIRS, AND VICE CHAIRS
PRESENTED BY: MIDDLE MARKET AND SMALL BUSINESS
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

CHAIR
Erik L. Kantz

1:45 PM - 4:00 PM
EMPLOYEE BENEFITS AND EXECUTIVE COMPENSATION COMMITTEE AND EMPLOYEE BENEFITS, EXECUTIVE COMPENSATION AND SECTION 16 SUBCOMMITTEE JOINT MEETING MEETING
PRESENTED BY: EMPLOYEE BENEFITS AND EXECUTIVE COMPENSATION AND FEDERAL REGULATION OF SECURITIES
CHAIR
Susan J. Daley and Mark A. Borges

2:00 PM - 3:00 PM
COMMITTEE LEADERSHIP MEETING
PRESENTED BY: CONSUMER FINANCIAL SERVICES
CHAIR
Anna-Katrina S. Christakis

2:00 PM - 3:00 PM
COUNCIL COMMITTEE ON CONTENT STRATEGY MEETING
PRESENTED BY: COMMITTEES OF THE COUNCIL
CHAIR
Holly J. Gregory

2:00 PM - 3:00 PM
GOVERNMENT AFFAIRS PRACTICE COMMITTEE MEETING
PRESENTED BY: GOVERNMENT AFFAIRS PRACTICE
CO-CHAIRS
Brett S. Lininger and Jennie Skelton
SPEAKERS
Jennie Skelton; Partner; Politicom Law LLP; Sausalito, CA

2:00 PM - 3:00 PM
TRADING AND MARKETS SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Marlon Q. Paz

2:00 PM - 3:30 PM
CANNABIS & ALCOHOLIC BEVERAGES LITIGATION SUBCOMMITTEE MEETING
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-CHAIRS
Jay Dubow and Alva Mather

2:00 PM - 3:30 PM
PROGRAM: CORPORATE DIRECTOR’S GUIDEBOOK: EVOLVING TRENDS IN SHAREHOLDER ENGAGEMENT & FIRST LOOK AT THE 7TH EDITION
PRESENTED BY: CORPORATE LAWS
CO-SPONSORING COMMITTEE: CORPORATE COMPLIANCE; CORPORATE GOVERNANCE
CO-CHAIRS
Leigh Walton; Partner; Bass Berry & Sims Plc; Nashville, TN
Patrick Pohlen; Partner; Latham & Watkins LLP; Menlo Park, CA
SPEAKERS
Stephen Bigler; Senior Director; Richards Layton & Finger; Wilmington, DE
Maureen Gershanik; Partner; Fishman Haygood LLP; New Orleans, LA
John Olson; Partner; Gibson, Dunn & Crutcher LLP; Washington, DC
Patrick Pohlen; Partner; Latham & Watkins LLP; Menlo Park, CA
Now in its 7th Edition, the Corporate Director’s Guidebook provides concise, practical guidance to corporate directors in meeting their responsibilities. This program will highlight changes in the revised edition, with a special emphasis on developments in shareholder engagement with board of directors.

2:00 PM - 3:30 PM
PROGRAM: LIFE SCIENCES VENTURE CAPITAL: SPECIAL CONSIDERATIONS
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CHAIR
Jon Gworek; Partner; Morse Barnes-Brown & Pendleton; Waltham, MA
PROGRAM MATERIALS COORDINATOR
Jon Gworek; Partner; Morse Barnes-Brown & Pendleton; Waltham, MA
SPEAKERS
Deirdre Cunnane; General Counsel; Omega Funds; Boston, MA
Danielle Lauzon; Partner; Goodwin; Boston, MA

The panel will examine the unique aspect of life science investigators. If the research plan shows potential, these same VCs are often the lead in the first institutional funding round. Life science companies often partner with foundations and Big Pharma. Our panel will take us through company formation and the unique T&Cs of VC investments in life sciences.

2:00 PM - 3:30 PM
PROGRAM: LOAN WORKOUTS-WHAT HAPPENS WHEN YOUR COMPANY IS IN FINANCIAL DISTRESS - IT’S NOT JUST A PANDEMIC PROBLEM
PRESENTED BY: COMMERCIAL FINANCE
CO-SPONSORING COMMITTEES: UNIFORM COMMERCIAL CODE; THE ASSOCIATION OF COMMERCIAL FINANCE ATTORNEYS; THE AMERICAN COLLEGE OF COMMERCIAL FINANCE LAWYERS
CO-CHAIRS
James Schulwolf; Partner; Shipman & Goodwin LLP; Hartford, CT
Scott Lessne; Senior Counsel; Crowell & Moring LLP; Washington, DC

PROGRAM MATERIALS COORDINATOR
John Arszulowicz; Associate; Crowell & Moring LLP; Washington, DC

SPEAKERS
Jasmine Ball; Partner; Debevoise & Plimpton LLP; New York, NY
William Gardner; Shareholder; von Briesen & Roper, s.c.; Milwaukee, WI
Adrienne Walker; Member; Mintz; Boston, MA

It was just a matter of time. While the cause was unexpected, the resulting financial distress arising from the pandemic has debtor and creditor lawyers scrambling to brush up on loan workout skills and strategies. Program topics will include: 1. How workout strategies are formed based upon the parties’ differing end goals; 2. The importance of due diligence in strategy development; and 3. Legal considerations critical to the successful implementation of workout strategies.

2:00 PM - 3:30 PM
PROGRAM: TAINTED GIFTS: HANDLING AND NAVIGATING CONTRIBUTIONS, ENDOWMENTS AND SERVICE FROM BAD DONORS
PRESENTED BY: NONPROFIT ORGANIZATIONS
CO-SPONSORING COMMITTEE: CORPORATE GOVERNANCE
CHAIR
William Klimon; Member; Caplin & Drysdale, Chartered; Washington, DC

PROGRAM MATERIALS COORDINATOR
Oleksandra Butts; Senior Paralegal; Caplin & Drysdale, Chartered; Washington, DC

SPEAKERS
Brad Bedingfield; Partner; Hemenway & Barnes LLP; Boston, MA
William Fournier; Member; Caplin & Drysdale, Chartered; Washington, DC
Janice Pettey; Executive Director; J.G. Pettey & Associates; San Francisco, CA

The nonprofit sector has entered a new season of scandal. But this time it’s not the charities that are the bad actors, but rather their donors whose tainted gifts threaten the reputations of their recipients. This panel will deal with the issues raised by these tainted gifts including a focus on planning and remedial steps that charities can take to prevent or limit the damage from such tainted gifts.

2:00 PM - 3:30 PM
PROGRAM: THE COVID PIVOT: LESSONS FROM THE INDUSTRY’S HISTORIC ADOPTION OF THE PAYCHECK PROTECTION PROGRAM
PRESENTED BY: BANKING LAW

CO-CHAIRS
Matthew Thompson; Principal Compliance Counsel; Finastra; Portland, OR

Chris Dye; Director, Sales/Solution Enablement; Finastra; Portland, OR

PROGRAM MATERIALS COORDINATOR
Matthew Thompson; Principal Compliance Counsel; Finastra; Portland, OR

SPEAKERS
Jay Jennings; Senior Director, Compliance Counsel; Finastra; Portland, OR
Joseph Lynyak; Partner; Dorsey & Whitney LLP; Washington, DC
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

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As of June 18, over 5,000 participating lenders approved more than 4.6 million Paycheck Protection Program (PPP) loans worth $513.8 billion. For an industry widely perceived as loath to change, banks transformed operations and disbursed PPP funds at breathtaking speed. From origination, to documentation, to servicing, our panel will share their PPP loan stories and insights.

2:00 PM - 3:30 PM
PROGRAM: THE ETHICAL LIMITS OF NEGOTIATION: "OR ELSE I WILL . . ."
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION
CO-SPONSORING COMMITTEE: MERGERS AND ACQUISITIONS; PROFESSIONAL RESPONSIBILITY
CO-CHAIRS
Douglas Eyre; Partner; McAlpine PC; Detroit, MI
Clifton Newman; Business Court Judge; South Carolina State Court Judge; Columbia, SC
SPEAKERS
Joseph Berman; General Counsel; Board of Bar Overseers of the Supreme Judicial Court (Massachusetts); Boston, MA
Michael Flynn; Of Counsel; Buchalter; Los Angeles, CA
Nancy Moore; Professor of Law and Nancy Barton Scholar; Boston University School of Law; Boston, MA
Elizabeth Stong; Judge; U.S. Bankruptcy Court Eastern District of New York; Brooklyn, NY

Lawyers are bound by ethical responsibilities to vigorously represent their client and to be truthful when representing those clients. This program will discuss the interplay between these two competing responsibilities and how to ethically negotiate transactions, settlements, and other matters. It will also discuss what can be done if you cross the line.

2:00 PM - 3:30 PM
PROGRAM: BUYING ASSETS IN A 363 SALE FOR THE M&A GENERALIST
PRESENTED BY: MERGERS AND ACQUISITIONS
CHAIR
Rita-Anne O'Neill; Partner; Sullivan & Cromwell LLP; Los Angeles, CA

SPEAKERS
James Bromley; Partner; Sullivan & Cromwell LLP; New York, NY
Jason Feintuch; Managing Director; Houlihan Lokey; New York, NY
Jane Kim; Partner; Keller Benvenutti Kim LLP; San Francisco, CA

With even more bankruptcies expected as a result of the COVID-19 pandemic, this panel will provide M&A attorneys with an overview of the 363 sale process, as well as tips and strategies for negotiating a 363 asset purchase.

2:00 PM - 3:30 PM
SUPERVISION SUBCOMMITTEE MEETING
PRESENTED BY: CREDIT UNIONS
CHAIR
Brandy L. Bruyere and Jonathan J. Ihrig

2:30 PM - 3:30 PM
INTELLECTUAL PROPERTY COMMITTEE MEETING
PRESENTED BY: INTELLECTUAL PROPERTY CHAIR
Ankur Shah

2:30 PM - 3:30 PM
PRO BONO COMMITTEE MEETING
PRESENTED BY: PRO BONO CHAIR
John H. Quinn, Jr. and Elizabeth S. Stong

2:30 PM - 4:00 PM
LEGAL OPINIONS COMMITTEE MEETING
PRESENTED BY: LEGAL OPINIONS CHAIR
Richard N. Frasch

2:30 PM - 4:00 PM
MIDDLE MARKET AND SMALL BUSINESS COMMITTEE MEETING
PRESENTED BY: MIDDLE MARKET AND SMALL BUSINESS CHAIR
Erik L. Kantz

3:00 PM - 4:00 PM
FINRA CORPORATE FINANCING RULES
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Dana G. Fleischman

3:00 PM - 4:00 PM
LOAN DOCUMENTATION SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE
CHAIR
Hilary R. Sledge-Sarnor

3:30 PM - 4:30 PM
SECTION AWARDS RECEPTION
PRESENTED BY: SECTION WIDE EVENTS
CHAIR
Patrick T. Clendenen

4:30 PM - 5:30 PM
BUSINESS AND CORPORATE LITIGATION, DISPUTE RESOLUTION, JUDGES INITIATIVE & SPORTS LAW JOINT COMMITTEE RECEPTION
PRESENTED BY: BUSINESS AND CORPORATE LITIGATION COMMITTEE, DISPUTE RESOLUTION, JUDGES INITIATIVE, SPORTS LAW
CO-CHAIRS
Stuart Riback, John Levitske, Richard L. Renck, Christopher P. Yates, Michael A. R. Bernasconi, Richard W. Pound

4:30 PM - 5:30 PM
COMMERCIAL FINANCE AND UNIFORM COMMERCIAL CODE JOINT COMMITTEE RECEPTION
PRESENTED BY: COMMERCIAL FINANCE AND UNIFORM COMMERCIAL CODE
CO-CHAIRS
Marshall Grodner and Candace Zierdt

4:30 PM - 5:30 PM
MERGERS AND ACQUISITIONS COMMITTEE RECEPTION
PRESENTED BY: Mergers and Acquisitions
CHAIR
Wilson Chu

5:00 PM - 6:00 PM
BANKING LAW COMMITTEE RECEPTION
PRESENTED BY: BANKING LAW
CHAIR
Jonice Gray Tucker

5:00 PM - 6:00 PM
MIDDLE MARKET AND SMALL BUSINESS COMMITTEE RECEPTION
PRESENTED BY: Middle Market and Small Business
CHAIR
Erik L. Kantz

5:00 PM - 6:00 PM
PRIVATE EQUITY AND VENTURE CAPITAL COMMITTEE RECEPTION
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL
CO-CHAIRS
Joshua Geffon and Steve Wilson

Friday, September 25, 2020

8:00 AM - 8:30 AM
BUSINESS LAW HEALTH CLUB
PRESENTED BY: SECTION WIDE EVENTS
CHAIR
Patrick T. Clendenen

9:00 AM - 10:00 AM
TRUST INDENTURES AND INDENTURE TRUSTEES COMMITTEE MEETING
PRESENTED BY: TRUST INDENTURES AND INDENTURE TRUSTEES
CHAIR
Kristin Going

9:00 AM - 10:00 AM
BUSINESS LAW EDUCATION COMMITTEE MEETING
PRESENTED BY: BUSINESS LAW EDUCATION
CO-CHAIRS
Michael Vargas and James J. Wheaton

9:00 AM - 10:00 AM
CORPORATE COUNSEL COMMITTEE MEETING
PRESENTED BY: CORPORATE COUNSEL
CO-CHAIRS
Phillip J. Long and L. Collin Cooper
9:00 AM - 10:00 AM  
DIRECTOR AND OFFICER LIABILITY COMMITTEE MEETING  
PRESENTED BY: DIRECTOR AND OFFICER LIABILITY CHAIR  
John Mark Zeberkiewicz

9:00 AM - 10:00 AM  
INVESTMENT COMPANIES AND INVESTMENT ADVISERS SUBCOMMITTEE MEETING  
PRESENTED BY: FEDERAL REGULATION OF SECURITIES CHAIR  
Lori Schneider

9:00 AM - 10:00 AM  
PROGRAM: Auto Finance and the Military Lending Act  
PRESENTED BY: CONSUMER FINANCIAL SERVICES, CO-CHAIRS  
Anthony Kaye; Partner; Ballard Spahr LLP; Salt Lake City, UT  
Michael Benoit; Partner; Hudson Cook, LLP; Washington, DC  
PROGRAM MATERIALS COORDINATOR  
Anthony Kaye; Partner; Ballard Spahr LLP; Salt Lake City, UT  
SPEAKERS  
Michael Benoit; Partner; Hudson Cook, LLP; Washington, DC  
Anthony Kaye; Partner; Ballard Spahr LLP; Salt Lake City, UT

This program will cover application of the Military Lending Act (MLA) to auto loans and the financing of GAP coverage, the DoD’s Interpretive rules and the industry’s response; and developments in MLA litigation and enforcement.

9:00 AM - 10:00 AM  
RULE OF LAW WORKING GROUP MEETING  
PRESENTED BY: RULE OF LAW WORKING GROUP CO-CHAIRS  
Alvin Thompson and John Stout

9:00 AM - 10:00 AM  
SPORTS LAW COMMITTEE AND SPORTS-RELATED DISPUTES SUBCOMMITTEE JOINT MEETING  
PRESENTED BY: SPORTS LAW AND BUSINESS AND CORPORATE LITIGATION  
CO-CHAIRS  
Michael A.R. Bernasconi, Richard W. Pound and Jeff Schlerf

9:00 AM - 10:30 AM  
PROGRAM: Tackling Privacy and Cybersecurity Risks in Your M&A Deals  
PRESENTED BY: Mergers and Acquisitions, CHAIR  
Kevin Kyte; Partner; Stikeman Elliott LLP; Montreal, QC  
SPEAKERS  
Bénédicte Dambrine; Associate; Stikeman Elliott LLP; Montreal, QC  
Fran Faircloth; Associate; Rope & Gray LLP;
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Washington, DC
Daniel Farris; Partner; K&L Gates LLP; Chicago, IL
Kate Garfinkel; Senior Vice President - Chief Ethics, Compliance, and Data Protection Officer; Alcoa Corporation; Pittsburgh, PA

A general review of privacy and cybersecurity issues in Mergers & Acquisitions, including a survey of material privacy laws, due diligence, a review of notable cases, negotiation of representations and warranties and indemnification.

9:00 AM - 10:30 AM
PROGRAM: WHERE IS THE CASH: RECEIVABLES FINANCING IN CROSS-BORDER TRANSACTIONS
PRESENTED BY: COMMERCIAL FINANCE
CO-SPONSORING COMMITTEE: UNIFORM COMMERCIAL CODE

CO-CHAIRS
Kiriakoula Hatzikiriakos; Senior manager; National Bank of Canada; Montreal, QC
Celeste Boeri Pozo; Lead Counsel; Inter-American Development Bank; Washington, DC

PROGRAM MATERIALS COORDINATOR
Mary Jeanne Phelan; Partner; McCarthy Tétrault LLP; Montreal, QC

SPEAKERS
Stephen Adams; Managing Director; Rabobank; New York, NY
Celeste Boeri Pozo; Lead Counsel; Inter-American Development Bank; Washington, DC
James Carr; Senior Vice President; Beshire Bank; Burlington, MA
Chris Lehnes; Business Development Officer; Versant Funding LLC; Hawleyville, CT
Duncan O’Brien; Partner; Sullivan & Worcester LLP; Boston, MA
Mary Jeanne Phelan; Partner; McCarthy; Montreal, QC
Ulrich Brink; Attorney; Rechtsanwalt; Berlin, Germany

The program will cover the business and legal issues relating to financing cross-border receivables. The business experts will present the factoring, asset-based lending and securitization financing vehicles. The legal experts will discuss the legal structures, related security or sale documentation and perfection issues relating to such vehicles. The presentation will cover the following countries: US, Canada, Latin America, France and the European Union.

9:00 AM - 11:00 AM
LEGAL ANALYTICS COMMITTEE MEETING
PRESENTED BY: LEGAL ANALYTICS
CHAIR
Warren Agin; Managing Director; Elevate Services, Inc.; Boston, MA

Hot News and Progress in Legal Analytics: Taking advantage of the “join from anywhere” nature of this committee meeting, the session will include conversations with the people driving progress - from data, to standards, to AI.

10:00 AM - 11:00 AM
ANGEL VENTURE CAPITAL SUBCOMMITTEE MEETING
PRESENTED BY: PRIVATE EQUITY AND VENTURE CAPITAL

CO-CHAIRS
Matt Kittay; Partner; Fox Rothschild LLP; New York, NY
Tim Poydenis; Partner; Goodwin Procter; Santa Monica, CA

SPEAKERS
Adam Fine; Partner; Vicente Sederberg LLP; Boston, MA
Matt Kittay; Partner; Fox Rothschild LLP; New York, NY
Tim Poydenis; Partner; Goodwin Procter; Santa Monica, CA
Daniel Smith; Vice President–Senior Loss Prevention Counsel; Alas; Chicago, IL

How to Grow a Successful Cannabis Practice.

Please join Matthew Kittay, Adam Fine, Dan Smith and Tim Poydenis at ABA Business Law Section conference for a discussion on how to grow a successful cannabis practice.

10:00 AM - 11:00 AM
GAMING LAW COMMITTEE MEETING
PRESENTED BY: GAMING LAW
CHAIR
Karl Rutledge
10:00 AM - 11:00 AM
PRIVATE FUNDS SUBCOMMITTEE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Barry P. Barbash

10:15 AM - 12:15 PM
TEACHING BUSINESS LAW AND BUSINESS LAWYER SKILLS REMOTELY AND DEFINING COMPETENCIES OF A BUSINESS JOINT TASK FORCE MEETING
PRESENTED BY: BUSINESS LAW EDUCATION
CO-CHAIRS
Jay G. Finkelstein and Michelle Greenberg-Kobrin

"Teaching Business Law and Business Lawyer Skills Remotely. We envision having a couple of folks who have been active in these discussions during COVID, with others contributing to a forum like discussion to highlight ideas and best practices."

10:30 AM - 11:30 AM
FAMILY-OWNED BUSINESSES SUBCOMMITTEE MEETING
PRESENTED BY: MIDDLE MARKET AND SMALL BUSINESS
CHAIR
Michael P. Connolly

10:30 AM - 12:00 PM
MERGERS AND ACQUISITIONS COMMITTEE MEETING
PRESENTED BY: MERGERS AND ACQUISITIONS
CHAIR
Wilson Chu

10:45 AM - 12:15 PM
PROGRAM: GEM CAP V. QUARLES & BRADY
PRESENTED BY: LEGAL OPINIONS,
CHAIR
Arthur Field; Member; Field Consulting Services LLC; New York, NY
SPEAKERS
Sylvia Chin; Partner; White & Case; New York, NY
Richard Frasch; Chair ABA Opinions Committee; California Lawyers Assoc.; San Francisco, CA
Jeffrey Smith; Shareholder; Greenberg Traurig; Atlanta, GA

In an opinion liability case few of the questions faced by the interested parties are mentioned in the court’s decision. Using the recent GemCap decision as a model, the panel will discuss the many questions faced by a defendant out-of-state law firm and the other interested parties as the case unfolds.

10:45 AM - 12:15 PM
PRESENTED BY: BANKING LAW
CO-SPONSORING COMMITTEE: CYBERSPACE LAW
CHAIR
Paul Holbrook; Associate General Counsel; HSBC Bank USA, N.A.; Buffalo, New York
MODERATOR
Stephen Krebs; VP and Associate General Counsel; The Clearing House; Washington, DC
PROGRAM MATERIALS COORDINATOR
Stephen Krebs; VP and Associate General Counsel; The Clearing House; Washington, DC
SPEAKERS
Cassandra Haddock; Senior Vice President & Assistant General Counsel; KeyBank N.A.; Cleveland, OH
Paul Holbrook; Associate General Counsel; HSBC Bank USA, N.A.; Buffalo, New York
Carole Reynolds; Senior Attorney, Division of Financial Practices; Federal Trade Commission; Washington, DC

This program will cover the evolution of payments fraud, from early check scams to modern risks, including from scams related to the pandemic. The presenters will discuss how fraud may vary by payment type, relevant principles of payments law, and related legal and policy considerations.

10:45 AM - 12:15 PM
PROGRAM: REVISING THE UCC TO DEAL WITH EMERGING TECHNOLOGIES: SPEAK NOW OR FOREVER HOLD YOUR PEACE
PRESENTED BY: CYBERSPACE LAW, JOINT WITH UNIFORM COMMERCIAL CODE
CO-CHAIRS
Amelia Boss and Juliet Moringiello
VIRTUAL SECTION ANNUAL MEETING

SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

PROGRAM MATERIALS COORDINATOR
Carla Reyes; Assistant Professor of Law; SMU Dedman School of Law; Dallas, TX

SPEAKERS
Tom Buiteweg; Partner; Hudson Cook, LLP; Ann Arbor, MI
Neil Cohen; Jeffrey D. Forchelli Professor of Law; Brooklyn Law School; Brooklyn, NY
Steve Harris; Professor of Law; Chicago-Kent College of Law Illinois Institute of Technology; Chicago, IL
Juliet Moringiello; Associate Dean for Research and Faculty Development and Professor of Law; Widener University Commonwealth Law School; Harrisburg, PA
Carla Reyes; Assistant Professor of Law; SMU Dedman School of Law; Dallas, TX
Edwin Smith; Partner; Morgan, Lewis & Bockius LLP; Boston MA, MA

This program offers ABA members an exceptional opportunity to hear about the work of joint ALI/ULC Study Committee on the UCC and Emerging Technologies from the committee leadership. Intended to be both instructive and interactive, the panel invites you to provide feedback and input into this important project.

10:45 AM - 12:15 PM
PROGRAM: WHEN COMPLIANCE PROGRAMS FAIL: BEST PRACTICES FOR INVESTIGATING AND MANAGING POTENTIAL WRONGDOING
PRESENTED BY: ANTITRUST LAW
CO-SPONSORING COMMITTEE: CORPORATE COMPLIANCE
CHAIR
Davit Akman; Partner; Borden Ladner Gervais LLP; Toronto, Ontario

PROGRAM MATERIALS COORDINATOR
Moshe Grunfeld; Senior Associate; Borden Ladner Gervais LLP; Toronto, Ontario

SPEAKERS
Nicole Sprinzen; Vice Chair, White Collar Defense & Investigations; Cozen O’Connor; Washington, DC
Aline Wey Speirs; Partner; Altenburger Ltd.; Zurich, Switzerland
Megan Wolf; Counsel; Crowell & Moring LLP; Washington, DC

This program will explore best practices for companies when potential wrongdoing is uncovered despite the presence of compliance programs, including managing dawn raids by government enforcers, structuring internal investigations, dealing with whistleblowers, and using leniency and early cooperation as tools for mitigating the consequences of corporate wrongdoing.

11:00 AM - 12:00 PM
CONSUMER BANKRUPTCY COMMITTEE MEETING
PRESENTED BY: CONSUMER BANKRUPTCY
CHAIR
Steven Fender

11:00 AM - 12:00 PM
CREDIT UNIONS COMMITTEE MEETING
PRESENTED BY: CREDIT UNIONS
CHAIR
Peter R. Woods

11:00 AM - 12:00 PM
CREDITORS’ RIGHTS AND MARITIME FINANCING JOINT SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE
CO-CHAIRS
Ben Schupp; Member; McGlinchey; New Orleans, LA
Parker Griffin; Partner; Bradley; Birmingham, AL

SPEAKERS
Mary Jo Heston; Judge; Federal Bankruptcy Judge Washington; Tacoma, WA
Larry Rutkowski; Partner; Seward & Kissel; New York, NY

Rough Seas For Maritime and Energy Sectors—Bankruptcy Courts At The Helm

11:00 AM - 12:00 PM
FUND DIRECTORS TASK FORCE MEETING
PRESENTED BY: FEDERAL REGULATION OF SECURITIES
CHAIR
Andrew J. Donahue and Lori Schneider

11:00 AM - 12:00 PM
IP FINANCING SUBCOMMITTEE MEETING
PRESENTED BY: COMMERCIAL FINANCE
VIRTUAL SECTION ANNUAL MEETING
SCHEDULE BY DAY

All times are listed in Central Time. For the most current information, reference the online schedule on the VSAM Website Chime Live Platform.

CO-CHAIRS
Kiriakoula Hatzikiriakos; Manager-Senior Legal Counsel; National Bank of Canada; Montreal, QC
Jonathan Cardenas; Fellow; Stanford Law School; Washington, DC

SPEAKERS
Janice Denencourt; Lecturer; Nottingham Law School; Nottingham, UK
Kiriakoula Hatzikiriakos; Manager-Senior Legal Counsel; National Bank of Canada; Montreal, QC
Xuan-Thao Nguyen; Professor; Indiana University McKinney School of Law; Indianapolis, IN
Tracy Springer; Corporate Counsel; Yieldstreet; New York, NY

"Financing Intellectual Property in Early and Growth Stage Fintech Companies"
This panel will focus on legal issues that arise in the financing of intellectual property assets in the context of early and growth stage fintech companies.

11:00 AM - 12:00 PM
LEASING SUBCOMMITTEE MEETING
PRESENTED BY: UNIFORM COMMERCIAL CODE
CHAIR
Dominic Liberatore

The Leasing Subcommittee will review current cases of note, discuss legislative activities relevant to leasing and discuss hot topics and other topics of interest.

11:00 AM - 12:00 PM
SECURITIES HOLDING INFRASTRUCTURE TASK FORCE MEETING
PRESENTED BY: UNIFORM COMMERCIAL CODE
CHAIR
Charles Mooney

11:00 AM - 12:00 PM
VIRTUAL PUBLIC SERVICE PROJECT
PRESENTED BY: PRO BONO, YOUNG LAWYER
CO-CHAIRS
John H. Quinn, Jr., Elizabeth S. Stong, Monique D. Hayes and Mauricio Videla

12:15 PM - 1:45 PM
PROGRAM: ANTI-RACIST SPEECH AND ACTION: WHERE DOES THE LEGAL PROFESSION AND AMENDED MODEL RULE 8.4(G) GO FROM HERE
PRESENTED BY: SECTION WIDE EVENTS, CO-SPONSORS: DAVIES AND SRS ACQUIOM SPONSORING COMMITTEES: DIVERSITY AND INCLUSION; PROFESSIONAL RESPONSIBILITY
CHAIR
Suhuyini Abudulai; Partner; Cassels Brock & Blackwell LLP; Toronto, ON

PROGRAM MATERIALS COORDINATOR
Winda Chan; Associate; Cassels Brock & Blackwell LLP; Vancouver, BC

SPEAKERS
Doneene Damon; President and Director; Richards, Layton & Finger, P.A.; Wilmington, DE
E. Christopher Johnson, Jr.; CEO; Center for Justice, Rights & Dignity; Coppell, TX
Jasmine Smith; Associate; Robinson Gray Stepp Laffitte, LLC; Columbia, SC
Judge Clifton Newman; Business Court Judge; South Carolina State Court Judicial Branch; Kingstree, SC

The program will focus on Business Law Section (BLS) member attorneys discussing their experience and perspectives as African-American attorneys in law firms, corporations and the judiciary, and their recommendations for specific actions that business lawyers and the BLS can take to address systemic racism in our practices and society.
Host Committee Roster

Patrick T. Clendenen, Section Chair
Anna-Katrina S. Christakis, Co-Chair
John Levitske, Co-Chair
Vanessa R. Tiradentes, Co-Chair
Penelope L. Christophorou
Theodore (Ted) F. Claypoole
Jeannie Carmellette Frey
Erik L. Kantz
Paul 'Chip' Lion III
Ken Mathieu
Jacqueline (Jackie) A. Parker
Richard (Dick) Pound
Linda J. Rusch
Peter Snell
Vicki Tucker
Thomas (Tom) J. Walsh