

“Children of a Common Mother”¹

NCBJ International Committee, IWIRC, TMA (NW Chapter & International) & ACB Invite You to a Program Comparing Business Bankruptcy Cases Under U.S. and Canadian Insolvency Systems

A PRE-NCBJ PROGRAM

FREE TO REGISTRANTS OF NCBJ & IWIRC’S ANNUAL MEETINGS; \$150 (USD) FOR OTHER REGISTRANTS.



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ALL ATTENDEES SHOULD REGISTER BY USING THE BELOW LINK:

[Click here to register](#)

***TUESDAY, SEPTEMBER 17, 2024, 1:00 – 4:15 P.M.
HYATT DOWNTOWN, 808 HOWELL ST., SEATTLE, WA.***

HOSTED RECEPTION TO FOLLOW

¹ THIS IS THE PHRASE CARVED INTO THE PEACE ARCH AT THE CANADIAN BORDER CROSSING LOCATED AT BLAINE, WA PICTURED ABOVE

1:00-2:00: A TALE OF TWO INSOLVENT SMALL BUSINESSES

Using a hypothetical, the panel will discuss the issues and likely outcomes of a small business reorganizing under chapter 11, subchapter V of the U.S. Bankruptcy Code compared to one reorganizing under a Canadian BIA proposal.

PANELISTS: HON. JASON BURGESS, U.S. BANKRUPTCY COURT (M.D. FLA.); HON. ROBERT BERGER, U.S. BANKRUPTCY COURT (D. KAN.); HON. JUSTICE STANLEY KERSHMAN, ONTARIO SUPERIOR COURT OF JUSTICE, ONTARIO; PINKY LAW, ALVAREZ & MARSAL, VANCOUVER, B.C.; MEGAN W. MURRAY, UNDERWOOD MURRAY PA., TAMPA, FL.

2:00-3:00: CROSS BORDER STRATEGIES TO OBTAIN APPROVAL OF ENVELOPE PUSHING RESTRUCTURING PLANS ACROSS BORDERS IN CANADA AND THE U.S.

The panel will discuss strategies on where to file cross Canada-U.S. restructuring cases involving third-party releases, reverse vesting orders, Texas Two Step case and other cases involving controversial issues, how best to present these cases to obtain recognition under both Canadian and U.S. insolvency and cross border recognition laws and other related issues including standards for sealing documents related to such applications.

PANELISTS: MADAM JUSTICE SHELLEY FITZPATRICK, BRITISH COLUMBIA SUPREME COURT, VANCOUVER B.C.; HON. LISA BECKERMAN, U.S. BANKRUPTCY COURT (S.D.N.Y.), NEW YORK CITY; D.J. MILLER, TGF LLP, TORONTO; DEBRA GRASSGREEN, PACHULSKI, STANG, ZIEHL & JONES, SAN FRANCISCO, CA.

BREAK 3:00-3:15

3:15-4:15: IF IT WALKS LIKE A TRUSTEE, TALKS LIKE A TRUSTEE, IS IT A TRUSTEE?

A panel discussing the different types of professionals under the Canadian and U.S. Insolvency Systems including, Monitors, Trustees, Examiners and Interim and Final Receivers and their emerging and evolving roles, including the role of CCAA Monitors under creditor lead plans, the pros and cons of limited power chapter 11 trustees and expanded power examiners, offensive strategies to avoid appointment of a chapter 11 trustee and creditor plans/competing plans.

PANELISTS: MADAM JUSTICE BARBARA ROMAINE, COURT OF KING'S BENCH OF ALBERTA, CALGARY, AB; HON. MARY JO HESTON, U.S. BANKRUPTCY COURT, (W.D. WASH.), TACOMA; LANCE WILLIAMS, MCCARTHY TETRAULT, VANCOUVER, B.C. DEBORAH WILLIAMSON, DYKEMA, SAN ANTONIO, TX; MICHELLE GRANT, PWC CANADA.



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