

# Event Roundup

## Midwest Regional Covers Latest Topics



Hon. Eugene R. Wedoff (ret.), Kathryn B. McGlynn (AlixPartners LLP; New York), Whitman L. Holt (Klee, Tuchin, Bogdanoff & Stern LLP; Los Angeles) and Raymond J. Pikna, Jr. (Wood + Lamping LLP; Cincinnati) (l-r) discussed where the Bankruptcy Code will be in the next 40 years.

Nearly 200 people attended the Midwest Regional Bankruptcy Seminar at the Renaissance Cincinnati Downtown Aug. 20-21, 2019. It featured a dedicated consumer track and focused on such topics as ethics, #metoo, attorney mental health, venue, case rules and law update, economics of a law practice and more, including a report on the work so far of ABI's Commission on Consumer Bankruptcy.

The seminar also featured sessions on the Bankruptcy Code at 40 and where we go from here. Hon. **Scott C. Clarkson** (U.S. Bankruptcy Court (C.D. Cal.); Santa Ana) provided an interesting look into the artist Rembrandt and his bankruptcy proceeding of 1656. As a warm-up to these and other hot topics, many attendees headed out the night before to the Great American Ballpark to watch the hometown Reds take on the San Diego Padres from a private suite.

Up to 13 hours of CLE and 2 hours of ethics were available. Judicial Co-Chairs Hon. **Beth A. Buchanan** and Hon. **Jeffrey P. Hopkins** of the Southern District of Ohio and Program Chair **Stephen D. Lerner** of Squire Patton Boggs, along with the program's advisory board, put together another stellar program this year that benefited practitioners in the Ohio/Kentucky region.



Attendees enjoyed a night of America's favorite pastime in a private Triple Play Suite (third level along the third-base side), where they watched the Cincinnati Reds lose to the San Diego Padres 3-2.



Chief Bankruptcy Judge Jeffery P. Hopkins (c) of the Southern District of Ohio presented Distinguished Law Student Awards to (from left) Haley Monaghan, Kelsey Brandes, Nicholas Binder and Riley Sissung.

ABI thanks Conway MacKenzie; Frost Brown Todd LLC; Gavin/Solmonese LLC; Keating Muething & Klekamp PLL; National Automotive Brokerage Services (NABS); Phoenix Management Services; Squire Patton Boggs; Vorys, Sater, Seymour and Pease LLP; and Wilmington Trust for their generous sponsorship of this year's program. The seminar will be back in Cincinnati in 2020; check [abi.org/events](http://abi.org/events) for the dates.

## Las Vegas Is Hot in September



Attendees gathered to discuss the latest topics with bankruptcy judges from the Ninth Circuit and across the country for the "Hotcakes and Hot Topics: Judges' Roundtable Q&A."

More than 200 professionals from 20 states attended the 28th Annual Southwest Bankruptcy Conference at the Four Seasons Hotel in Las Vegas. This is one of ABI's longest-running and most popular regional events, and the program content was as hot as the outdoor temperatures.

Featured topics included ADR/mediation uses in bankruptcy, the new small business and chapter 12 legislation, third-party litigation funding, student loan discharge developments, and an evidence practicum in both the commercial and consumer context. A panel addressed the emerging federal/state issues arising from cannabis cases as the number of states legalizing the drug continues to grow. The judicial roundtable featured judges from around the Ninth Circuit and beyond, including



Bryce A. Suzuki (Bryan Cave Leighton Paisner LLP; Phoenix), Randy Nussbaum (Sacks Tierney PA; Scottsdale, Ariz.), Alissa B. Castaneda (Quarles & Brady LLP; Phoenix) and Hon. Redfield T. Baum (U.S. Bankruptcy Court (D. Ariz.); Phoenix) (l-r) presented on alternative dispute resolution provisions in bankruptcy.

Bankruptcy Judges **Redfield T. Baum** (D. Ariz.; Phoenix), **Hannah L. Blumenstiel** (N.D. Cal.; San Francisco), **Kevin J. Carey** (D. Del.; Wilmington (ret.)), **Scott C. Clarkson** (C.D. Cal.; Santa Ana), **Daniel P. Collins** (D. Ariz.; Phoenix), **August B. Landis** (D. Nev.; Las Vegas), **David T. Thuma** (D. N.M.; Albuquerque) and **Madeleine C. Wanslee** (D. Ariz.; Phoenix).

We thank our judicial co-chairs Hon. **Martin R. Barash** (C.D. Cal.; Woodland Hills) and Hon. **Daniel P. Collins** (D. Ariz.; Phoenix), as well as program chairs **Patrick A. Clisham** (Engelman Berger, PC; Phoenix), **Jordan A. Kroop** (Perkins Coie LLP; Phoenix) and **John W. Lucas** (Pachulski Stang Ziehl & Jones LLP; San Francisco). Thanks also go to sponsorship chair **Louis M. Bubala** (Kaempfer Crowell; Reno, Nev). More than 40 law and advisory firms provided financial support this year. Next year, the event shifts to the Terranea Resort in Southern California. More information will be posted at [abi.org/events](http://abi.org/events). **abi**

## Members in the News

**C**ohnReznick LLP announced the addition of partners and principals to its Restructuring and Dispute Resolution Practice. Based in New York and Long Island, principal **Cynthia Romano** will co-lead the firm's practice and has experience in performance improvement, turnaround management, transaction support and investment analysis across a range of industries. Ms. Romano has been an ABI member since 2010 and serves on the advisory board of ABI's Northeast Bankruptcy Conference. Based in Boston and New York, partner **Eric A.W. Danner** provides advisory services to publicly traded and privately held companies. With more than 20 years of experience, he focuses on crisis management and implementing turnaround business plans. Mr. Danner has been an ABI member since 2005. Based in Boston, principal **Antony Walker** has 30 years of experience in financial and operational planning and execution, as well as turnaround and crisis leadership. He has been an ABI member since 2018 and serves on the advisory board of ABI's VALCON program. Based in New York and New Jersey, **Chris P. Creger** provides financial advisory, business restructuring and transaction-support services to corporations, debtors, bondholders, hedge funds, law firms, lending institutions, private-equity firms, secured lenders, unsecured creditors and other constituents. He has been an ABI member since 2018.

Morris James LLP announced that **Brya M. Keilson** has joined the firm's Bankruptcy and Creditors' Rights Group in Wilmington, Del. She represents chapter 11 debtors, insurers in bankruptcy-related issues, creditors' committees, liquidating trustees, trade credi-

tors and financial institutions, asset-purchasers, and both plaintiffs and defendants in avoidance actions. She has been an ABI member since 2005.

The DAK Group announced that the firm was honored with The Global M&A Network's "Retail Restructuring of the Year Award." **Sheon Karol**, managing director with the firm, has been an ABI member since 2016 and is based in Rochelle Park, N.J.

Conway MacKenzie announced that **Steven J. Alexander** has joined the firm as an executive director in its Grand Rapids, Mich., office. In addition, **Eric M. Cronander** joined the firm as a director in its Detroit office. Both joined ABI in 2019.

Benesch, Friedlander, Coplan & Aronoff LLP announced that **Elliot M. Smith** has joined the firm as a partner in its Insolvency and Creditors' Rights Practice Group in Cleveland. He has represented clients in corporate insolvency, distressed lending and investing, restructuring and bankruptcy contexts, including complex chapter 11 cases. Mr. Smith has been an ABI member since 2015.

Dorset Partners LLC announced that **Jeff Sands** has been awarded his third consecutive "Turnaround of the Year Award" by the Turnaround Management Association. Based in East Dorset, Vt., he is a certified turnaround professional and a founding member of Dorset Partners LLC. Mr. Sands joined ABI in 2019.

**Eric H. Horn** announced that Vogel Bach & Horn, LLP has merged with A.Y. Strauss, which is located in Roseland, N.J. He is a partner and has experience in corporate restructuring issues and distressed M&A transactions. Mr. Horn has been an ABI member since 2018.



Brya M. Keilson



Sheon Karol



Elliot M. Smith



**Michael R. Dal Lago**

Plunkett Cooney announced that Bloomfield Hills, Mich.-based partners **Douglas C. Bernstein**, **Michael A. Fleming** and **David A. Lerner** have been selected for the 2020 edition of *The Best Lawyers in America*. Mr. Bernstein has been an ABI member since 1997, Mr. Fleming has been an ABI member since 2005 and Mr. Lerner (who also serves on the advisory board of ABI's Shapero Symposium Program) has been an ABI member since 1990.

**Michael R. Dal Lago** of Dal Lago Law in Naples, Fla., was recognized as a winner in *Florida Trend's* "Legal Elite" 2019 list for the fifth year. His client base consists of both commercial and individual debtors, creditors' committees, directors and officers, secured and unsecured creditors, lenders, equipment lessors, trade creditors, landlords, trustees and purchasers of distressed assets, asset sales and out-of-court restructurings. An ABI member since 2002, he serves on the advisory board of ABI's Paskay Bankruptcy Seminar.



**Randy B. Soref**

Butler Snow LLP announced that **Martin A. Sosland** has been recognized in the 2019 edition of *Texas Super Lawyers*. A member of the firm's Finance, Real Estate and Restructuring Practice Group, his practice includes public finance and bankruptcy and restructuring. Mr. Sosland has been an ABI member since 2013.

Polsinelli announced that principal **Randy B. Soref** has been selected by the *Los Angeles Business Journal* as one of the area's "Most Influential Women Lawyers." Her practice includes bankruptcy, insolvency, creditors' rights, corporate workouts, reorganizations and restructurings. An ABI member since 2008, Ms. Soref served as co-chair of ABI's Bankruptcy Battleground West program.



**Zachary I. Shapiro**

Morgan Lewis & Bockius LLP announced that **Kurt Mayr** and **Jennifer Feldsher** have joined the firm. Based in Hartford, Conn., and New York, Mr. Mayr represents creditors, debtors, private-equity sponsors, acquirers and others both out-of-court and under court supervision. He has been an ABI member since 2006. Based in New York, Ms. Feldsher represents secured creditors, special-situations investment funds, *ad hoc* groups, and acquirers of assets in distressed situations. She has been an ABI member since 2018.



**Raymond J. Urbanik**

Bast Amron LLP announced that partner **Brett M. Amron** has been recognized as a "Top Lawyer" in corporate and business litigation and bankruptcy litigation in the 2019 *South Florida Legal Guide*, and partners **Jeffrey P. Bast** and **Scott N. Brown** were recognized as "Top Lawyers" in bankruptcy. Mr. Amron advises clients in complex business and bankruptcy litigation matters with an emphasis on director and officer liability, breach of fiduciary duty, partner-

ship and shareholder disputes, fraud, and avoidance and recovery of preferential and fraudulent transfers. Mr. Bast has been practicing insolvency law for more than 25 years and represents clients on bankruptcy and bankruptcy avoidance. Mr. Brown's practice includes fiduciary representation, creditors' rights, bankruptcy litigation and business reorganization. Mr. Bast has been an ABI member since 1995, and Mr. Amron and Mr. Brown have been ABI members since 2005.

Richards, Layton & Finger, PA announced that **Zachary I. Shapiro** has been elected as a director. Based in Wilmington, Del., he represents corporate debtors, secured and unsecured creditors, lenders, landlords, committees, independent directors, purchasers, and other parties in chapter 7, 11 and 15 cases and out-of-court restructurings. Mr. Shapiro has been an ABI member since 2009.

Haynes and Boone, LLP announced that **Jarom Yates** has been recognized as a 2019 *Texas Super Lawyers* "Rising Star" for business bankruptcy. Counsel in the firm's Restructuring Practice Group in Dallas, he has represented debtors, secured creditors, private-equity funds, purchasers, franchisors, franchisees, landlords, unsecured creditors' committees, equityholders, and trustees in restructuring cases and adversary proceedings. Mr. Yates has been an ABI member since 2014.

Dilworth Paxson LLP announced that **Lawrence G. McMichael** has been selected for the 2019 edition of *The Best Lawyers in America* for bankruptcy, creditor/debtor rights, insolvency and reorganization law for Pennsylvania. Based in Philadelphia, he is the former chairman of the firm's Litigation Department and former chair of its Bankruptcy Group. Mr. McMichael has been an ABI member since 1987.

Lathrop Gage LLP announced that **Raymond J. Urbanik** has joined the firm's new Dallas office as a member of its Bankruptcy, Restructuring and Creditor's Rights Section. He has worked in restructuring and bankruptcy for more than 25 years representing corporate clients, trustees, receivers, creditors' committees, insurance carriers, debtors, asset-purchasers and other parties. Mr. Urbanik has been an ABI member since 1998.

**Shanna M. Kaminski** has joined Varnum LLP's Detroit office as a member of the firm's Litigation and Trial and Banking, Finance and Restructuring Teams. Her practice includes bankruptcy-related litigation and defending individuals and businesses in adversary proceedings brought against them in bankruptcy courts, as well as business litigation representing businesses and individuals in complex business disputes. An ABI member since 2019, Ms. Kaminski is an executive vice president

for the International Women's Insolvency & Restructuring Confederation.

Vedder Price announced that **David L. Kane** has joined the firm as a shareholder in its Insolvency, Bankruptcy and Corporate Reorganization Group in Chicago. He brings experience in complex bankruptcy and insolvency proceedings, including cash-collateral and debtor-in-possession financing, § 363 sale transactions, real estate and equipment-leasing disputes, and claims administration. Mr. Kane has been an ABI member since 2018.

GlassRatner Advisory & Capital Group, LLC announced the addition of principal **Wayne P. Weitz** and senior managing director **Coral M. Hansen**. Based in New York, Mr. Weitz is a certified turnaround professional with experience in financial and operational restructuring, bankruptcy, mergers and acquisitions and complex bondholder litigation. An ABI member since 2008, Mr. Weitz co-leads the firm's New York practice along with **Thomas W. Buck**. Based in Los Angeles, Ms. Hansen specializes in forensic accounting, litigation support, expert witness testimony and fraud investigations for the public and private sectors. She has been an ABI member since 2015.

Winderweedle, Haines, Ward & Woodman, PA announced that **C. Andrew Roy** has been promoted to shareholder. Based in Winter Park, Fla., he serves as general counsel to business clients and practices law in bankruptcy/restructuring and corporate transactions. In addition, Mr. Roy is president of the Orange County Bar

Association's Young Lawyers Section for 2019-20 and has been an ABI member since 2011.

Campbells announced the promotion of **Liam Faulkner** to partner in the firm's Cayman Islands Litigation, Insolvency and Restructuring Group. His expertise includes shareholder and investment-fund disputes and advising companies, officeholders and stakeholders in distressed and insolvent situations. Mr. Faulkner has been an ABI member since 2018.

Weil, Gotshal & Manges LLP announced that New York-based partners **Marcia L. Goldstein** and **Ronit Berkovich** have been recognized as 2019 "Dealmakers of the Year" by *The American Lawyer*. Ms. Goldstein has practiced with the firm for more than 40 years in domestic and international debt restructuring and crisis management. She has been an ABI member since 2005. Ms. Berkovich represents debtors, creditors, lenders, investors, and acquirers of assets in distressed situations. She has been an ABI member since 2012.

Sugar Felsenthal Grais & Heisinger LLP announced that **Norman B. Newman** has joined the firm as senior counsel in its Corporate Restructuring, Insolvency and Special Situations Group in Chicago. He has experience handling reorganizations, in-court and out-of-court loan workouts, liquidations, assignments for the benefit of creditors, and other matters involving financial distress. Mr. Newman has been an ABI member since 1992.

Moore & Van Allen PLLC announced that **Cynthia Jordan Lowery** and **David B. Wheeler** have been named as top attorneys in South Carolina for 2019 by *Super Lawyers*. A co-leader of the firm's Bankruptcy and Financial Restructuring team, Ms. Lowery represents businesses, banks, various lending institutions, credit unions and landlords in pursuing creditors' rights in bankruptcy cases and workouts/restructuring. She has been an ABI member since 1998. Mr. Wheeler works in commercial bankruptcies and foreclosures on behalf of creditors and represents homeowner associations/condominium regimes and individual homeowners in matters related to drafting, forming, interpreting and enforcing restrictive covenants, bylaws and applicable provisions. He has been an ABI member since 1994.

S&G Capital Advisors, LLC announced that **J. Scott Victor** has been named an "Influencer of Finance" in investment banking by *The Inquirer* in Philadelphia. He is a founding partner and managing director of the firm and has represented companies in bankruptcy proceedings and out-of-court workouts. Mr. Victor has been an ABI member since 1988 and served on the advisory board of ABI's New York City Bankruptcy Conference. **abi**



**Wayne P. Weitz**



**Coral M. Hansen**



**Norman B. Newman**



**J. Scott Victor**

## In Memoriam

*Hon. Peter J. Walsh, 84, passed away on Wednesday, Aug. 28, 2019. The son of Joseph Patrick and Mary Bolton Walsh, he met his future wife while in high school. Judge Walsh graduated from Salesianum School in 1953, where he developed a life-long love for learning and reading. He attended LaSalle University, graduating magna cum laude in 1957. He then attended the University of Illinois, earning an MS in finance in 1959, before deciding to follow his older brothers into the law. While working as a financial analyst and later as a staff attorney for the SEC, he attended Georgetown University Law School, graduating with an LL.B. in 1963. Judge Walsh was admitted to the bar in 1965. He practiced with Connolly Bove and Lodge, Murdoch & Walsh, and finally the Bayard Handleman and Murdoch firm, where he handled business and commercial matters. In 1993, he was appointed to the U.S. Bankruptcy Court for the District of Delaware. Typically arriving at the office by 7:30 each morning, Judge Walsh enjoyed 22 years on the bench before retiring in 2015. In his spare time, he regularly volunteered at the Ministry of Caring in Wilmington, Del., and enjoyed boating and spending time with family. Judge Walsh is survived by his wife, Mary Anne Frugoli Walsh, five children, 10 grandchildren and two great grandchildren. Donations in his memory may be made to the Ministry of Caring (ministryofcaring.org). He joined ABI in 2002 and will be deeply missed.*

# What's Happening at ABI

## In Memoriam: Bonnie Glantz Fatell

**B**onnie Glantz Fatell of Blank Rome LLP passed away on Aug. 23. She began her remarkable legal career in 1981 and retired from Blank Rome in 2016. For nearly 35 years, Bonnie had been both a pillar and a force of nature in the legal community at large. She conducted herself with the highest level of professionalism and grace. Along the way, she learned how to be a lawyer from some of the best and brightest legal minds, worked with colleagues who were and are at the pinnacle of the profession, and was a willing mentor to a next generation.



Bonnie Glantz Fatell

Bonnie had been an ABI member for more than 20 years. In addition, a donation to the ABI Endowment Fund was made by the Bankruptcy Department of Richards, Layton & Finger, PA in her memory.

Bonnie's funeral was Aug. 26 at Temple Adath Israel in Merion Station, Pa. Donations can be made in her memory to the American Cancer Society or a charity of your choice. Rather than a formal obituary, what follows are thoughts and fond remembrances of Bonnie, the professional, the role model and, most importantly, the friend.

Hon. **Kevin J. Carey** (ret.): I knew Bonnie and her husband, Howard, long before I took the bench, when we were both practicing lawyers in Philadelphia. Serendipity reunited us in Delaware, where we had a wonderful partnership working together for *Collier*. I don't think we ever missed a submission deadline, largely, I cheerfully admit, due to Bonnie's creativity, thoughtfulness and diligence. Her indefatigable energy and pleasant demeanor were gifts I truly enjoyed and appreciated, but they were gifts she generously shared with anyone whose life she touched. It was hard not to love Bonnie.

Hon. Diane Sigmund (ret.): Way before Bonnie became one of the first female lawyers to chair a firm's national bankruptcy practice and long, long before I left private bankruptcy practice to become a bankruptcy judge, we were two young, hardworking associates at Wexler, Weisman, Forman & Shapiro/Blank Rome. Although our professional paths took us to different venues, our friendship, born of the insecurities we shared in those early days, endured for 38 wonderful years.

The qualities that underpinned Bonnie's enormous personal and professional success — her intelligence, strength and positivity — inspired the many with whom she associated as they always did me. The gift of her friendship is one of the most valued treasures of my life.

**Harvey I. Forman**: A comfort level developed with Bonnie from day one: our initial interview with her. At the conclusion of that meeting, Ray Shapiro and I looked at each other and almost simultaneously said, "This was the best interview we ever had." That shared sentiment in 1981 would undoubtedly still be true after all these years. While not having a background in finance or business, Bonnie

demonstrated a genuineness and sense of confidence and composure that easily convinced us she could overcome any odds and hurdles to success. She flourished with the mantle of leadership, yet always welcomed and accepted the input of others. Working with her was always a true partnership. Those and many other admirable traits were an integral part of who she was and why she had such a strong influence on others. She never sought honors and recognition, but was held in the highest professional and personal esteem by all who met and worked with her. We miss her.

Thomas Biron: Bonnie was a trailblazer in so many ways. The year was 1982, and Bonnie and I were walking east on Market Street headed to the federal courthouse, when she pulled me aside to tell me with a big smile and a twinkle in her eye that she and Howard were having a baby. This many years later, I can only imagine the look on my face, and laugh at myself and my reaction back on that day so many years ago, as Bonnie, with a chuckle, told me not to worry, the court hearing would go forward.

Bonnie had it under control; she always had it under control — there were no surprises, and Danny, followed a few years later by Sarah, thankfully were born in a hospital, thereby not fulfilling my most irrational fear — that Bonnie's children would be born in our conference room! There is humor in this story and a happy ending. Over the years, Bonnie and I had our chuckles, our successes and even our failures, but we grew together and came to know the understanding and respect that can flourish among people who care for one another.

The path a trailblazer takes is never easy, but Bonnie did it, and others have benefited by being able to follow in her footsteps. I may have been Bonnie's teacher, but more than anything, I learned more from Bonnie about life, relationships and even the law than she could have ever learned from me. Thank you, Bonnie, for so many things, and I miss you so.

### Root, Judge Trust Visit ABI Studios for "Eye on Bankruptcy" Episode



Melissa M. Root (Jenner & Block LLP; Chicago) (c) and Hon. Alan S. Trust (U.S. Bankruptcy Court (E.D.N.Y.); Central Islip) (r) joined host Charles J. Tabb (University of Illinois College of Law; Champaign, Ill.) to record the August episode of "Eye on Bankruptcy." The episode is available at [eyeonbankruptcy.com](http://eyeonbankruptcy.com).

**Regina Stango Kelbon:** When I think of Bonnie, I think of a smiling face, a glass always full and a can-do anything attitude. She left a ceiling of broken glass for the women at Blank Rome. She:

- was the first woman to chair the Bankruptcy Practice;
- was the first to chair the Diversity Committee;
- started the Women’s Group at the firm;
- was the first woman to head the Delaware office;
- was one of the first women to go on AWA (alternative work arrangement) 20 years ago;
- was one of a handful of women to sit on the firm’s Distribution Committee; and
- was the second attorney in Delaware to be inducted as a Fellow in the American College of Bankruptcy.

Bonnie was a teacher, mentor, sponsor and role model, but most importantly my dearest friend and confidante, who I will miss forever.

**Claudia Z. Springer:** Bonnie was a friendly competitor of mine who became my friend. We grew up together in our professional lives. She was at the Wexler firm and thereafter at Blank Rome, with me at Duane Morris and then Reed Smith. Over the years, our paths crossed many times — at conferences and on cases. You couldn’t not like her. She was smart, funny and genuinely nice, courteous to a fault, and never took herself too seriously. We found that we had similar interests: family, travel, books, museums and gardens.

When we got together socially, we never talked shop. There were too many other interesting things to discuss. What always struck me about her is that she was a great and effective advocate for her clients, but never ever was she nasty or patronizing. She was always polite and courteous. A great listener.

Bonnie loved flowers and gardens. Her passion for gardening was evident from her lovely home. My husband and I would visit with Bonnie and Howard occasionally over the years and I would love to look at her beautiful garden and her lovely pottery. Did I mention that she was a potter? Another one of her many talents.

The thing about her was she never flaunted her many accomplishments and achievements. That was not her style. She was comfortable in her own skin. During those visits, after one of Bonnie’s wonderful meals, Jay and Howard would do “[model] train work” and Bonnie and I would sit and gab — about all the great things we loved doing and all the things we still wanted to do. With Bonnie, the glass was always full. I will miss her very much.

**Victoria A. Guilfoyle:** I met Bonnie as a summer associate in 2007 and we clicked from the start, being two of only a few female attorneys in the Wilmington office. When I joined the firm in the fall of 2008, she immediately began her campaign to persuade me and the firm to make me a full-time bankruptcy attorney instead of splitting my time between the litigation and bankruptcy groups. I am so thankful she took such an interest in my career from an early point and was lucky to have her as my practice group leader and mentor for so many years.

One story I remember about Bonnie that embodies her approach to the legal profession involved a client who suddenly started to change its stated goals as more facts were

revealed in discovery. Bonnie felt that the client was perhaps trying to take improper advantage. Instead of compromising her integrity and the firm’s reputation, she professionally told the client we could no longer represent it.

She taught me how to practice law with fortitude, grace and passion. She was never unprofessional and was the most caring individual in the law industry I have met to this day. And I will miss her forever.

**Bryan Hall:** I had the privilege to work with and represent Bonnie, as a trustee, for nearly three years while associated with a fine New York law firm. Bonnie was an important part of my decision to relocate from New York City to Delaware and to take the Delaware bar in 2016. Her grace, pragmatism, and fairness toward colleagues and adversaries alike were well known to all who had the privilege of knowing her. Even though she was in the last year of private practice and looking forward to retirement when I joined Blank Rome, Bonnie readily agreed to serve as my preceptor, and I am proud that she stood to recommend my admission to the Delaware bar. I greatly value the opportunity I had to work with and learn from Bonnie, and I sorely miss her in so many ways.

**Ira L. Herman:** Bonnie and I did battle as young lawyers going back to the mid-1980s. In reality, and unlike the others who have been gracious enough to share their fond memories of Bonnie, we knew each other from a distance. So, when she walked into a Philadelphia conference room a little more than three years ago to interview me for Blank Rome, I didn’t know what to expect. It turned out that my interview with Bonnie was a warm embrace and a smile that lit up the room (maybe we spoke a little, I really don’t remember that part). Thank you, Bonnie, for sharing your gifts with us all. You are sorely missed.

## September Episode of “Eye on Bankruptcy” Now Available



*“Eye on Bankruptcy” Host Charles J. Tabb (University of Illinois College of Law; Champaign, Ill.) (l) with Bankruptcy Judge Elizabeth S. Stong (c) and Paul R. Hage (r) in ABI’s studio.*

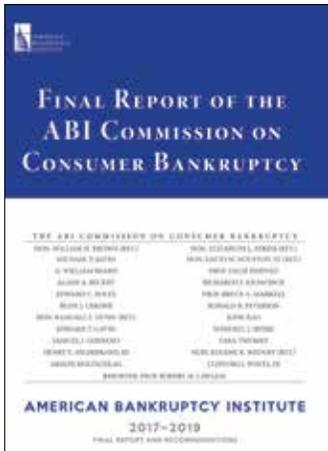
Bankruptcy Judge **Elizabeth S. Stong** (E.D.N.Y.; Brooklyn) and **Paul R. Hage** (Jaffe Raitt Heuer & Weiss; Southfield, Mich.) were the guests for the latest episode of “Eye on Bankruptcy,” which aired on Sept. 26. They discussed four topics and six cases, including an issue on which the courts are divided: Does an individual debtor in a chapter 11 case violate the absolute priority rule if he/she retains exempt property without paying for it in full under the plan?

They also addressed new cases interpreting the Supreme Court’s *Taggart* decision and important new developments on the “undue hardship” standard for student loan discharge.

An archive of more than 40 episodes is available at [eyeonbankruptcy.com](http://eyeonbankruptcy.com).

## ABI Consumer Commission Report: Court and Other Citations

The 250-page Final Report of the ABI Commission on Consumer Bankruptcy exemplifies ABI’s thought leadership. Since its release last April, the Report and its recommendations have been cited by more than 20 law reviews, law journals and industry publications.



The Commission recommended that the Bankruptcy Code should allow public retirement and disability benefits provided under government programs comparable to Social Security — including those for veterans — be excluded from current monthly income in the same manner as Social Security Act benefits. ABI Report, Section 3.07. Congress adopted this position in the just-enacted HAVEN Act. Pub. L. 106-52 (2019).

Courts have also cited the Report. In *In re Littlejohn*, No. 18-71004-PMB, 2019 WL 2246146, the U.S. Bankruptcy Court for the Northern District of Georgia cited with approval the Commission’s recommendation calling for the elimination of the § 109(h) requirement with respect to credit counseling as a precondition to filing for bankruptcy. ABI Report, Section 3.06. “This Court would encourage Congress to adopt this recommendation and eliminate this requirement.”

In *Timothy J. Shenk, Sr. v. U.S. Department of Education, State of New York and State University of New York College at Cortland (In re Timothy J. Shenk, Sr.)*, No. 17-50016 [ECF No. 90] (Bankr. N.D.N.Y. Aug. 13, 2019), Hon. **Margaret Cangilos-Ruiz** approvingly cited the Report for its critique of the *Brunner* test on student debt discharge, while acknowledging that she was bound to follow it under applicable Second Circuit law.

## ABILive Offers Two Free Webinars in October and November

On Oct. 10, ABI’s Asset Sales Committee will host a webinar titled, “I Have to Do WHAT?!?: The Importance of Local Rules in Asset Sales.” The webinar will dive deeper into some of the more interesting and unique local rules that practitioners should be aware of when completing asset sales in various districts.

On Oct. 17, ABI’s Business Reorganization and Health Care Committees will host a free webinar entitled “Hospital Bankruptcies: Unique Challenges and Current Hot Topics.” The panel of experts will discuss a number of recent bankruptcy filings by large and high-profile health care providers, such as the filings of Verity Health System of

California Inc. in Los Angeles (the second-largest hospital bankruptcy case in U.S. history); Hospital Acquisition LLC and 25 related debtors, d/b/a Promise Health and American Academic Health System (Hahnemann University Hospital and St. Christopher Hospital in Philadelphia), in Wilmington, Del.; and Astria Health in Yakima, Wash.

The webinar will examine (1) the reasons for this growing trend of health care cases; (2) the unique challenges in those cases, which involve not only the typical payment of creditor claims, but also the care of patients; (3) the particular issues that arise uniquely in this class of cases, including jurisdiction over the Medicare and Medicaid programs, treatment of provider agreements, the intersection of nonprofit law and bankruptcy law and treatment of medical malpractice claims; and (4) whether this trend of health care filings will continue.



Next, on Nov. 19, join ABI for a webinar sponsored by Getzler Henrich &

Associates LLC. The automotive industry has been relatively stable since the auto crisis 10 years ago, but disruptions are occurring within the supplier base as platforms change and technology evolves.

With declining volumes and the stress of trade wars, are we approaching another downturn in the automotive industry? Are we better prepared to manage potential automotive distress than we were 10 years ago, or have supplier operations and financing structures and agreements become more complex? This webinar will explore these issues and more.

Register today for both of these free ABILive webinars at [abi.org](http://abi.org).

## First Monday in October: Supreme Court Preview by Editor-at-Large Bill Rochelle

The U.S. Supreme Court has already granted *certiorari* in three bankruptcy cases in the term to begin on Oct. 7. A fourth, attractive case waits in the wings.

On Oct. 15, the justices will hear oral argument to decide whether the appointment of members of the Financial Oversight and Management Board of Puerto Rico violated the Appointments Clause of the Constitution because they were not nominated by the President and confirmed by the Senate. At oral argument on Nov. 13, the justices will tackle the question of whether denial of a motion to lift the automatic stay is always a final, appealable order. On Dec. 3, the high court will hear counsel address the issue of whether state law or federal common law determines who owns a tax refund among a family of bankrupt companies.

On Sept. 17, the City of Chicago filed a *certiorari* petition raising the question of whether the automatic stay requires a creditor to take action or, conversely, whether doing nothing cannot violate the stay.



**Bill Rochelle**

## Puerto Rico

After the Supreme Court ruled in June 2016 that Puerto Rico was ineligible for chapter 9 municipal bankruptcy,

Congress quickly adopted the Puerto Rico Oversight, Management, and Economic Stability Act, or PROMESA (48 U.S.C. §§ 2161, *et. seq.*). PROMESA was designed so that the island commonwealth could restructure its unsupported debt through proceedings in federal district court akin to a chapter 9 municipal debt arrangement.

The members of the Oversight Board were appointed through a bipartisan process involving Congress and the President. However, the board members were neither nominated by the President nor confirmed by the Senate.

In *Aurelius Investment LLC v. Commonwealth of Puerto Rico*, 915 F.3d 838 (1st Cir. Feb. 15, 2019), the First Circuit held that the procedure for selecting board members violated the Appointments Clause of the Constitution. The Supreme Court granted *certiorari* to hear *Financial Oversight and Management Board for Puerto Rico v. Aurelius Investment LLC*, 18-1334 (Sup. Ct.). The Court accelerated oral argument to be held on Oct. 15, the second week of the new term.

For an ABI report on *Aurelius*, visit [abi.org/newsroom/daily-wire/supreme-court-to-say-whether-puerto-rico-oversight-board-was-constitutionally](http://abi.org/newsroom/daily-wire/supreme-court-to-say-whether-puerto-rico-oversight-board-was-constitutionally).

### Ritzen and “Finality”

In *Bullard v. Blue Hills Bank*, 135 S. Ct. 1686, 191 L. Ed. 2d 621 (2015), the Supreme Court held that denial of confirmation of a chapter 13 plan is not a final, appealable order. In *Ritzen Group Inc. v. Jackson Masonry LLC*, 18-938 (Sup. Ct.), the high court granted *certiorari* on May 20 to shed more light on what is or is not a final order conveying a right of appeal in a bankruptcy case.

Ostensibly, *Ritzen* asks the justices to decide whether denial of a motion to modify the automatic stay is always a final, appealable order. More fundamentally, *Ritzen* will give the Court an opportunity to say whether appealability in the bankruptcy context is a flexible concept or whether a mechanical rule determines appealability. *Ritzen* is scheduled for oral argument on Nov. 13.

For an ABI report on *Ritzen*, visit [abi.org/newsroom/daily-wire/supreme-court-agrees-to-rule-on-what-is-or-is-not-a-‘final-appealable’-order](http://abi.org/newsroom/daily-wire/supreme-court-agrees-to-rule-on-what-is-or-is-not-a-‘final-appealable’-order).

### Rodriguez and Tax Refunds

The financial crisis 10 years ago led to a spate of bank failures and raised the question of whether tax refunds belong to the Federal Deposit Insurance Corp., as receiver for the failed bank, or to the bankruptcy trustee for the bank’s holding company.

The Supreme Court granted *certiorari* to hear *Rodriguez v. Federal Deposit Insurance Corp.*, 18-1269 (Sup. Ct.), and resolve a split of circuits. The Fifth, Ninth and Tenth Circuits employ federal common law known as the *Bob Richards* rule and its presumption that the subsidiary generating the losses is entitled to the refund absent a tax-allocation agreement clearly giving the refund to the parent.

The Second, Third, Sixth and Eleventh Circuits reject *Bob Richards* and employ state law to decide who owns the refund and whether the TAA creates an unsecured debtor/creditor relationship. More broadly, the case will allow the

# Where will we see you in the new year?

## 2020 CONFERENCES

	DATE	LOCATION
Alexander L. Paskay Memorial Bankruptcy Seminar	January 15-17	Tampa, Fla.
Rocky Mountain Bankruptcy Conference	January 23-24	Denver
Caribbean Insolvency Symposium	February 3-5	San Juan, Puerto Rico
Shapiro Cup Regional Moot Court Competition and Symposium	February 19	Detroit
Complex Financial Restructuring Program	February 26	Las Vegas
VALCON	February 26-28	Las Vegas
Duberstein Gala and Awards	March 2	New York
ABI Health Care Conference	March 5	Nashville, Tenn.
Bankruptcy Battleground West	March 18	Beverly Hills, Calif.
Annual Spring Meeting	April 23-26	Washington, D.C.



Programs with consumer programming and attendees are highlighted.

Conference list is tentative, as more programs could be added; information current as of Sept. 20, 2019.

justices to lay down a rule prescribing when federal courts are at liberty to create federal common law in derogation of state law.

To read an ABI report on *Rodriguez*, visit [abi.org/newsroom/daily-wire/supreme-court-to-tackle-a-bankruptcy-tax-refund-circuit-split](http://abi.org/newsroom/daily-wire/supreme-court-to-tackle-a-bankruptcy-tax-refund-circuit-split). A related article appears on p. 38.

### Chicago Parking Ticket Cases

The City of Chicago impounds automobiles when the owner has not paid parking fines. In *In re Fulton*, 926 F.3d 916 (7th Cir. June 19, 2019), the Seventh Circuit ruled that the automatic stay compels the city to release a car on being notified that the owner has filed a chapter 13 petition. The rule in the Seventh Circuit is starkly at odds with *WD Equipment v. Cowen (In re Cowen)*, 849 F.3d 943 (10th Cir. Feb. 27, 2017), where the Tenth Circuit held that inaction cannot violate the automatic stay.

The Second, Seventh, Eighth, Ninth and Eleventh Circuits hold that a secured creditor or owner must turn over repossessed property immediately or face a contempt citation. The Tenth and District of Columbia Circuits have ruled that passively holding an asset of the estate in the face of a demand for turnover does not violate the automatic stay in § 362(a)(3). To resolve the circuit split, the City of Chicago filed a *certiorari* petition on Sept. 17. The circuit split is entrenched, making *Fulton* an attractive candidate for a grant of *certiorari*.

The chapter 13 debtors were represented in the Seventh Circuit by former ABI President **Eugene R. Wedoff**, who had been a bankruptcy judge in Chicago for 28 years. For an ABI report on *Fulton*, visit [abi.org/newsroom/daily-wire/seventh-circuit-solidifies-a-circuit-split-on-the-automatic-stay](http://abi.org/newsroom/daily-wire/seventh-circuit-solidifies-a-circuit-split-on-the-automatic-stay).

### Skadden Hosts Mid-Level Professional Development Program

ABI's Mid-Level Professional Development Program is returning to New York for this unique program geared specifically toward mid-level insolvency and restructuring professionals, lawyers and financial advisors. Featuring both technical and career-advancement sessions, the conference offers attendees an opportunity to learn critical skills from some of the nation's top judges, attorneys, financial advisors, investment bankers, restructuring professionals and clients. The program was developed by a committee of ABI's "40 Under 40" leaders.

The program starts with "Advising a Board," where panelists will discuss fiduciary duties and the role of boards. Panelists include **Jane A. VanLare** (Cleary Gottlieb Steen & Hamilton LLP; New York), Patrick Bartels (Redan Advisors; New York), James Hughes (Young Conaway Stargatt & Taylor, LLP; Wilmington, Del.) and Ron E. Meisler (Skadden, Arps, Slate, Meagher & Flom LLP; New York). The panel titled "Cross-Border Insolvency Complications: Practical Considerations" will feature **Joel E. Cohen** (Stout; New York), Sean Allen (EY;

New York), **Maris J. Kandestin** (DLA Piper; Wilmington, Del.) and **Fiona MacAdam** (Walkers; Cayman Islands).

The ethics panel, "Who Is the Client?," will feature **Ira L. Herman** (Blank Rome LLP; New York), **Sheryl P. Giugliano** (Diamond McCarthy LLP; New York), **Lucian Murley** (Saul Ewing Arnstein & Lehr LLP; Wilmington, Del.) and Hon. **Elizabeth S. Stong** (U.S. Bankruptcy Court (E.D.N.Y.); New York).

"The Importance of Plan Feasibility" panel will focus on perspectives from various constituents and factors for consideration, with **Leah M. Eisenberg** (Foley & Lardner LLP; New York), Jessica Liou (Weil, Gotshal & Manges LLP; New York), James Mesterharm (AlixPartners LLP; Chicago) and **Samuel E. Star** (FTI Consulting, Inc.; New York) leading the panel.

The "Practice Tips from the Bench" panel will feature **Curtis S. Miller** (Morris, Nichols, Arsht & Tunnell LLP; Wilmington, Del.), Hon. **Shelley C. Chapman** (U.S. Bankruptcy Court (S.D.N.Y.); New York), Hon. **Barbara J. Houser** (U.S. Bankruptcy Court (N.D. Tex.); Dallas) and Hon. **Vincent F. Papalia** (U.S. Bankruptcy Court (D. N.J.); Newark, N.J.).

The event also features a "speed meet" with colleagues old and new over lunch and concludes with a networking reception at Well Plated. Don't miss this one-of-a-kind event on Nov. 4 at the offices of Skadden in Times Square. Register at [abi.org/events](http://abi.org/events).

### Annual Cross-Border Program Set for Manhattan This November



The Cross-Border Insolvency Program, hosted by ABI's

International Committee, will be held on Nov. 7 at the Dentons U.S. Conference Center in Midtown Manhattan. Register now at [abi.org/events](http://abi.org/events) by Oct. 25 and save \$50.

The program features a unique gathering of speakers from several nations, who will be discussing today's most relevant cross-border cases and topics. This year's program includes "IP Licenses Across Borders," which will explore the treatment of intellectual property licenses in insolvency proceedings across jurisdictions, and will discuss strategic considerations in single- and multi-jurisdiction cases.

Another panel, "Scaling the Tower of Babel: Stakeholder Communications in Cross-Border Cases," will address the differences in culture and language and stakeholders' willingness to communicate with each other to find mutually beneficial solutions. This panel will explore strategies and pitfalls of communications among different types of stakeholders in cross-border cases, including communications between the debtors and their creditors, the various creditor groups themselves, stakeholders and the applicable courts, and communications between the judges in various jurisdictions.

Another panel will examine China's Enterprise Bankruptcy Law (EBL), which came into force in 2007. The panelists will provide an overview of the EBL and explore recent macroeconomic conditions and market trends in China, as well as the challenges being encoun-

tered by the EBL as it has entered its second decade. This session will also reflect on practical experiences with judicial capacity-building with the Chinese judiciary.

The final session, “Perspectives and Updates on the Growing Cross-Border Practice,” will bring attendees up to speed on a variety of the developments in cross-border practice over the past two years.

A networking lunch is sponsored by Deloitte CRG and EisnerAmper LLP. The event concludes with a cocktail reception.

## 16th Annual Corporate Restructuring Competition Set for Chicago



The ABI Corporate Restructuring Competition provides students from leading business schools an opportunity to solve a hypothetical realistic business case of a distressed company before an audience of experts in the turnaround/crisis-management/restructuring industries. Students receive the case one week before the competition. The case is developed by a team led by **William S. Sugden** (Alston & Bird LLP; Atlanta) and **Thomas A. Morrow** (AIRA; Beverly Hills, Mich.).

Past winners include teams from Columbia Business School, The Wharton School, Northwestern University Kellogg Graduate School of Management, New York University Leonard N. Stern School of Business, the Stanford Graduate Business School and Dartmouth College Tuck School of Business. Other competitors include Duke University Fuqua School of Business, Illinois College of Business, University of California-Berkeley Haas School of Management, University of Chicago Booth School of Business and the Yale School of Management. Schools compete for the Bettina M. Whyte Trophy, named in honor of a past ABI President and leader in the field of restructuring.

Following the competition, a networking cocktail reception will be held to announce the winners and facilitate valuable interactions between student teams and industry professionals, further contributing to student development in the turnaround/crisis-management field.

The 2019 case competition will take place at the Gleacher Center at The University of Chicago Booth School of Business on Nov. 15. Visit [abi.org/events](http://abi.org/events) for more information.

## Three New ABI Podcasts Focus on Consumer Commission's Final Report

Listen in as members of the Commission on Consumer Bankruptcy discuss some of their most important findings and recommendations in ABI's most recent podcast series. **Rudy J. Cerone** (McGlinchey Stafford, PLLC; New Orleans), **Tara Twomey** (National Consumer Law Center; Carmel, Calif.), **Richardo I. Kilpatrick** (Kilpatrick & Associates, PC; Auburn Hills, Mich.) and **Karen Cordry** (National Association of Attorneys General; Washington, D.C.) discuss recommendations that relate to remedies for discharge violations, attorney competency and attorney misconduct.

In another new podcast, ABI Consumer Commissioners Retired Bankruptcy Judge **Randall L. Dunn** (U.S. Bankruptcy Court (D. Ore.); Portland), **Ariane Holtschlag** (The Law Office of William J. Factor, Ltd.; Chicago), **John Rao** (National Consumer Law Center; Boston) and **Wendell J. Sherk** (St. Louis) discuss the Commission's recommendations regarding BAPCPA's credit-counseling requirements and the means test.

Last, but not least, listen in as Consumer Commission Reporter Prof. **Robert M. Lawless** (University of Illinois College of Law; Champaign, Ill.) hosts Commissioners Prof. **Dalié Jiménez** (University of California, Irvine School of Law; Irvine, Calif.), Prof. **Bruce A. Markell** (Northwestern University School of Law; Chicago) and **Edward C. Boltz** (Law Offices of John T. Orcutt, PC; Durham, N.C.) as they discuss the Commission's Report as it relates to student loan issues.

Access these and other podcasts in ABI's Newsroom at [abi.org/newsroom/podcasts](http://abi.org/newsroom/podcasts).

## Annual Mediation Training Program Coming in December



The annual 40-Hour Bankruptcy Mediation Training program will be held Dec. 8-12 at the Manhattan Campus of St. John's University School of

Law. The program is a collaboration among three leaders in the field of bankruptcy education and mediation training: ABI, St. John's Center for Bankruptcy Studies and St. John's Hugh L. Carey Center for Dispute Resolution. The Hugh L. Carey Center for Dispute Resolution, a leader in the field of dispute resolution, is an important part of this successful collaboration to develop this bankruptcy mediation training program. The Carey Center offers a wide range of dispute-resolution programs, training both students and practitioners in the values and skills of dispute resolution.

The ABI/St. John's 40-Hour Bankruptcy Mediation Training program is designed to educate mediators about the theory, skills and specific practice challenges of bankruptcy mediation. Guided by a distinguished faculty of nationally respected bankruptcy jurists, practitioners and mediators, the ABI/St. John's Mediation Training program teaches the critical skills that are requisites for bankruptcy mediators. Our training faculty includes leaders in the field of mediation and bankruptcy. Lectures, exercises and simulations focus solely on bankruptcy conflicts. Here are some reviews from previous attendees:

- **Sylvia A. Mayer** (S. Mayer Law PLLC; Houston): “A great education for both those who serve as advocates in mediation and those who serve as mediators.”
- **Thomas Biron** (Blank Rome LLP; Philadelphia): “I feel I will be a better client's lawyer having taken the course.”
- **Donald L. Swanson** (Koley Jessen; Omaha, Neb.): “This is the premier training opportunity for anyone interested in bankruptcy mediation.”

Beyond the core skills that are essential for good mediators, participants will also learn about specialized bankruptcy issues inherent in bankruptcy mediations, including

- understanding the anatomy of a successful mediation;
- maximizing pre-mediation opportunities;
- managing the multi-party dynamics of mediation;
- analyzing impasses in bankruptcy and applying impasse-breaking skills;
- mediating valuation conflicts without having the mediator evaluate;
- distinguishing between writing mediation summaries and drafting agreements;
- defining bankruptcy mediation ethics within a collegial bankruptcy community; and
- maintaining momentum and ensuring continuity in multi-session mediations.

During the 40 hours of this highly interactive five-day training program, participants will develop an understanding of the practice of bankruptcy mediation through a combination of lectures, videos, demonstrations and supervised simulations. At the conclusion of the training, participants will receive a certificate of completion of ABI/St. John's Bankruptcy Mediation Training, the Gold Standard of Bankruptcy Mediation Training. Participants will also receive a DVD of themselves in action during a mock mediation. As an added bonus, the training qualifies for CLE credit. Participants are required to attend the entire 40 hours of training. If you cannot attend all 40 hours, please defer registration for a future program. Register now at [abi.org/events](http://abi.org/events).

## 28th Annual Duberstein Competition Is Open for Registration

The Duberstein Bankruptcy Moot Court Competition is widely recognized as one of the nation's preeminent moot court competitions. It promotes and recognizes the finest oral and written advocacy on significant issues in bankruptcy practice. Last year, some 60 law school teams participated, making this the largest single-site appellate moot court competition.



Hon. Michael J. Melloy



Hon. Robert Summerhays

Jointly sponsored by St. John's University School of Law and ABI, the competition is named in memory of St. John's alumnus, former ABI Director and former Chief Judge **Conrad B. Duberstein**. The Duberstein Competition is well known for the quality of its judging. New York-area bankruptcy practitioners judge the preliminary rounds and briefs. Advanced rounds are judged by New York-area bankruptcy judges and more than a dozen leading appellate and bankruptcy judges from around the country. In 2020, the final-round judges include Hon. **Michael J. Melloy** (U.S. Court of Appeals; Eighth Circuit) and Hon. **Robert Summerhays** (U.S. District Court for the Western District of Louisiana). Both are former bankruptcy judges.

The next competition is set for Feb. 29 through March 2. Any ABA-accredited law school may enter one or two teams, comprised of two or three students each. Each team will argue in at least two preliminary rounds on alternating sides. Sixteen teams will advance beyond the preliminary rounds, and all students will receive a certificate of achievement. Students need not have taken a bankruptcy course to do well in the competition. As in the past, regional practice competitions will be held in the First, Second, Fourth/D.C., Fifth, Sixth, Seventh and Ninth Circuits.

The Duberstein concludes with a gala awards reception on March 2 at Gotham Hall in New York, which will be attended by leading area bankruptcy judges and practitioners. Deadline for team registration is Nov. 22. Registration includes two days of continental breakfasts and lunches for student participants and coaches, a reception for student participants and coaches, and admittance to the gala reception for competitors; coaches will be able to purchase tickets to the reception at a discounted rate. Details to follow.

Hotel and travel accommodations are at the participant's expense. The special hotel rate is \$205 per night at the Grand Hyatt New York at Park Avenue at Grand Central Terminal. When making reservations, call (212) 883-1234 and mention St. John's University School of Law to receive this special rate. For more information, please contact Iris Diaz, Assistant Director of Special Events, at [diazi@stjohns.edu](mailto:diazi@stjohns.edu) or (718) 990-1950.

## The Bankruptcy Moot Court Experience: Duberstein 2019

**Editor's Note:** *The following article was published by ConsiderChapter13 on Aug. 25, 2019, and was written by law students **Cameron Kelly** and **Michael Carroll** of the University of Texas School of Law. It is reprinted with the permission of the NACCTT Academy.*

### Starting the Journey

Instead of starting class by cold-calling people, Prof. **[Jay L. Westbrook]** chose to suspend my terror briefly. While I was thankful for the reprieve from what would inevitably be a disappointing cold call, I was more thankful for what he had to say. Westbrook paused at the beginning of class that day to announce the Duberstein Bankruptcy Moot Court Team. I began to pay attention closer than I normally did in Secured Credit. As Westbrook described the team, I started checking the boxes in my head. And Duberstein checked all the boxes any self-respecting law student would want it to: prestige, check; interactions with judges and practitioners, check; an opportunity to improve my oral advocacy, check. I turned in my application before class ended that day.

Frankly, I really didn't know how a moot court worked, or how bankruptcy worked, for that matter. But I knew that I loved advocacy. So, when I got an ominous email telling me to show up for tryouts about a month later, I took my preparation seriously — relatively, that is. Since I already had a full course load and was on a mock trial team, “relatively” meant I started reading my 1L brief again (the issue I argued for tryouts) that morning. Thankfully, I remem-

bered my 1L oral argument well enough to put on a good enough show to be offered a spot on the team. Then, I realized the national competition conflicted with my girlfriend's brother's wedding, to which I had already been invited. But I wasn't about to pass up an opportunity to be the best law student I could be, so I told my girlfriend "sorry" and accepted the offer. I literally had no idea what I had just gotten myself into.

A month later, I got another ominous email telling me to show up for oral argument practice and to be prepared to argue one of the "attached" issues from a previous year's competition. I thought little of it; my tryout went well, after all. Again, I had no idea what I was getting myself into. I was about 45 seconds into reading the argument outline I had been given before practice when one of our more inquisitive coaches asked me a question. The coach's question was challenging. It made it seem like the court siding with my position would bring an end to the financial world as we know it. I stuttered and stammered while I searched for an answer. I couldn't find it. So, I diverted and acted like the question had never been asked. And that was it, I was hooked on bankruptcy moot court.

Over the next three months, a new world began to open up before me. Every Tuesday and Wednesday night (our practice nights), that world grew a little more detailed. This is where things got interesting. Learning about the intricacies of applying the Bankruptcy Code, the feder-

alism concerns that had to be balanced, and the real-life implications of bankruptcy decisions was one of the most intellectually rigorous and rewarding things I had ever done. I was changed. No longer was I hooked on just moot court; I found bankruptcy fascinating. I mean it, I really could not get enough. I would leave practice at 10 p.m., only to get home and start shotgun emailing questions to the coaches. I began to grasp the rawness of bankruptcy — how it affects people in profound and tangible ways — and I was enthralled.

But the experience was more than finding an area of the law I could be passionate about. The day I accepted my Duberstein offer, I thought I was just joining a team. Instead, I joined a family. My teammates became my best friends, my coaches became fierce mentors, and the bankruptcy community at large seemed to take me in with open arms. I can say, unequivocally, that joining the Duberstein team was the best decision I made in law school.

Of course, the fear of a national competition still loomed over my head. Thankfully, our coaches knew what they were doing, and so did the Texas Bankruptcy Bar. Neither was going to send an unprepared team to square off against the nation's finest. Our coaches demanded a lot of us: They set deadlines, they required us to show up to practice, they challenged us at every turn. But they also encouraged us and never missed an opportunity to remind us of our great potential. Our coaches

### ABI and NYIC Co-Sponsor Golf and Tennis Outing in New Jersey



On Sept. 16, ABI co-sponsored the Third Annual Golf and Tennis Outing with Garden State Credit Associates and the New York Institute of Credit. The benefit took place at Cedar Hill Golf & Country Club in Livingston, N.J.

pushed us to not only be great oralists, but also to understand bankruptcy from a legal and practical standpoint. They made sure we left for New York not just prepared to hold our own, but to be successful. And for that, I cannot thank them enough.

### *The Regional Competition*

The Texas Bankruptcy Bar made sure we left for New York prepared for success, too. Every year the Bar puts on a regional competition, using the same problem used in Duberstein to help prepare teams from the Fifth Circuit for the national competition. So, two weeks before the national competition, we packed up our folders and got on a plane to Dallas for the Elliott Cup. This was my first moot court competition, and it was an incredible experience. You can argue in classrooms with your teammates till three in the morning, but there is no substitute for the live fire you get in competition. And the Texas Bankruptcy Bar made sure we had plenty of live fire. Our experience at the Elliott Cup was essential to our success at the Duberstein National Competition. And for that, I cannot thank the Texas Bankruptcy Bar enough.

[The] Elliott Cup was also the first time I started to realize just how much of a community the bankruptcy world is. The competition staff was at the ready to help with whatever the advocates needed. Practitioners offered their cards in case we had any questions. Judge [Stacey G. C. Jernigan] even gave me a signed copy of her novel. It was a fantastic experience.

Initially, I did not know what I was getting myself into. But looking back on it, it wasn't because it was more difficult than I expected (though it was), it wasn't because it was absolutely overwhelming (at times it might have been), and it wasn't because the pressure to succeed was too great (it really wasn't; our coaches were proud no matter what). I didn't know what I was getting into because I couldn't have imagined how awesome it would turn out to be.

### *The Competition*

Finally, it was time for the national competition. On Friday evening, our team landed in New York. The bright lights of the big city were both inspiring and intimidating. After several months of tireless work researching, writing and practicing, the competition now felt so close — and so real. Early on Saturday morning, our team made its way to the hotel lobby. It was easy to feel the intensity as teams from all over the country arrived at the front of the hotel to load the buses. While some advocates were busy reviewing the notes they took months to compile, others were busy practicing arguments in their heads. The bus itself was filled with chatter as competitors from previous years were reuniting and new advocates were being introduced to law students from across the country.

When we finally made our way from Midtown to Queens, the bus pulled up in front of St. John's University. We were welcomed by a nice breakfast and friendly competition staff. The teams quickly separated into their own tables as nervous advocates made final preparations while

awaiting to hear which side of the case they would have to argue in the coming minutes. When the first-round bracket was posted on the walls around the cafeteria, members from each team raced over. Over the general chatter, you could hear competitors calling out to the rest of their team: "Petitioner!" or "Respondent!," to varying reactions. Our team was excited to learn that we would be arguing against familiar faces — another team from the Fifth Circuit that we met while at our regional competition. Despite being competitors, there was an instant feeling of comradery. Having a shared experience with law students you would otherwise never meet is an invaluable reality of a national competition.

As I stood up to make my first argument, the reality of the national competition finally hit me. Several months of practicing, arguing, writing and sheer hard work came down to this moment. Thankfully, that feeling quickly subsided and the judges began asking thoughtful and difficult questions. When I sat down and our competitors started to argue, I was amazed by how talented they were. After every round, I found myself taking away a new tactic or argument from a competitor. By our last preliminary round, our arguments had nearly completely changed from when we landed in New York. It was a humbling and inspiring experience to face such talented law students round after round.

On Sunday afternoon, we were relieved to find out that we had been chosen to advance to the final 16 teams. This meant we had two more arguments that afternoon, followed by a cocktail reception, where the final eight teams would be announced. Each round was becoming increasingly difficult, as the judges were more experienced and our competitors were just as skilled. After our second round that afternoon, we attended the cocktail reception, trying not to think about the pending announcement regarding the final eight. The networking opportunities presented by the competition made the entire journey well worth it. Meeting attorneys, professors and students who all have an interest in bankruptcy law's challenging problems was an experience unlike any other.

After a few hours, a staff member for the competition made an announcement regarding the final eight. We were extremely excited to have made it. This meant that on Monday morning, we would be heading to the Duberstein Federal Courthouse to make our arguments in front of federal judges. This too was a humbling experience. The judges challenged our every argument and presented difficult hypotheticals we had never considered. It gave us a real appreciation for the practicing attorneys we had been meeting. Arguing in front of the experienced judiciary is hard! But doing so was a rewarding experience. We were fortunate enough to get to do so twice as we made the semi-finals. But while this is where our months'-long journey with this difficult case ended, the experience of the Duberstein Competition was far from over.

### *The Gala, and Continuing the Journey*

On Monday evening, [ABI] hosted an amazing gala at Gotham Hall in Manhattan filled with experienced attorneys and federal judges from around the country. Having

the opportunity to meet people who had previously competed in the competition and who now had successful practices was a great experience. The connections that were made that night surely led to great opportunities and the beginnings of life-long networks. After several months of practicing late into the night, the gala proved that hard work pays off.

The best part of the experience was watching our team of six strangers turn into a group of friends with a shared purpose and common goal. The six of us went from knowing nothing about the practice of bankruptcy to arguing granular issues of the Code in front of the finest attorneys and judges in the country. We went from knowing few people in the practice of bankruptcy to having a national network made up of practitioners, students, professors, coaches and even judges. Needless to say, the effects of the Duberstein National Moot Court Competition will last well beyond our years in law school. Indeed, Duberstein has impacted us for the rest of our lives — and for this, we cannot be thankful enough.

## CARE Corner

### Why CARE About Financial Literacy?

Financial literacy education works. Studies have shown that kids are more likely to save and pay off their credit cards each month, and are less likely to be compulsive buyers, when they learn how to manage their money. That is the driving force behind Credit Abuse Resistance Education (CARE).



Currently, only 17 states require high school students to take a financial-literacy course. Further, fewer than 20 percent of teachers nationwide report feeling competent enough to teach personal-finance topics. CARE volunteers across the U.S. are working in their communities by supporting schools, teachers and students. Every volunteer shares valuable information that help youth build stronger futures and achieve their personal and professional goals.

Learn more about how you can volunteer with CARE by participating in a webinar at 12 p.m. ET Oct. 23. Register at [bit.ly/CAREwebinar1023](http://bit.ly/CAREwebinar1023).

### ABI's Winter Leadership Meeting: Attend the Third Annual CARE Holiday Reception

CARE is celebrating its volunteers and chapters at the Third Annual CARE Holiday Reception on Dec. 5 in Southern California during ABI's Winter Leadership Conference. The organization will be highlighting the 2019 successes of its volunteers and CARE chapters from across the nation. The Volunteer of the Year, Chapter of the Year and Rising Star awards will also be presented at this time.

These awards are given to volunteers and chapters that make an impact in their local communities. Volunteer of the Year goes to an individual volunteer who greatly influenced and assisted a local CARE chapter and their community. The Chapter of the Year is for an entire chapter that has had a positive

impact on their local communities. The Rising Star is a volunteer who joined in the past 12 months and immediately became involved to advance CARE's mission of financial education. All CARE volunteers are eligible, and nominations for each award can be made by emailing CARE Program Manager **Ian Redman** at [iredman@care4yourfuture.org](mailto:iredman@care4yourfuture.org).

The reception will be taking place during ABI's Winter Leadership Conference at the Terranea Resort in Rancho Palos Verdes, Calif. For more information, see the schedule on p. 42 or visit [abiwlc.org](http://abiwlc.org). To sponsor the event or purchase a ticket, visit [bit.ly/careholidayreception](http://bit.ly/careholidayreception). If you have any questions about sponsorships or logistics, please email CARE Executive Director **Tammy Hettinger** at [thettinger@care4yourfuture.org](mailto:thettinger@care4yourfuture.org).

### Judge Baer Joins CARE Advisory Board



*Hon. Janet S. Baer*

CARE welcomes Hon. **Janet S. Baer** (U.S. Bankruptcy Court (N.D. Ill.); Chicago) to its national advisory board. At CARE's last board meeting, she was unanimously voted onto the advisory board and has already joined the Education Committee to work on the national curricula, presentation materials and communication tools. Judge Baer is a longtime volunteer for the CARE Chicago chapter and has served in several volunteer leadership roles with her local CARE Chicago team.

### CARE Receives Donation from Liquidating Trust

Pursuant to applicable local rules, a chapter 11 liquidating plan may provide that any unclaimed funds may be redistributed to a tax-exempt, nonprofit, non-religious organization identified in the plan or disclosure statement accompanying the plan.

CARE was recently the designated recipient of \$30,000 in unclaimed funds in a case from the Eastern District of Kentucky, which returned more than \$22 million to creditors via the liquidating trust.

CARE thanks plan trustee Development Specialists Inc. and the DelCotto Law Group for their generous support.

### Sign Up for CARE's Newsletter

If you would like to receive news, information and blog content about CARE, please sign up for the newsletter. You can expect highlights about CARE volunteers, stories and related financial education content each month. To sign up, visit [bit.ly/carenewsletter](http://bit.ly/carenewsletter).

### ABI Endowment Fund Update Mid-Atlantic Endowment Reception to Honor Judge Carey

The ABI Endowment Fund will be hosting the Mid-Atlantic Endowment Reception at the offices of Young Conaway Stargatt & Taylor, LLP in Wilmington, Del., on Oct. 16 (see ad on p. 17). The restructuring community will be coming together to honor the service of retiring Bankruptcy Judge **Kevin J. Carey**.

Kick off the 2019 Delaware Views from the Bench program by joining ABI for cocktails and appetizers the night

before the conference. Network with colleagues and catch up with the local insolvency community. All proceeds benefit the ABI Anthony H.N. Schnelling Endowment Fund. Thanks go to Barnes & Thornburg LLP; East West Bank; Gavin/Solmonese LLC; Polsinelli; Reed Smith LLP; SSG Capital Advisors, LLC; Wilmington Trust; and Young Conaway Stargatt & Taylor, LLP for sponsoring this event.

More information is available at [abi.org/events](http://abi.org/events). If your firm would like to become a sponsor, please contact ABI Sales Manager **Sharisa L. Sloan** at [ssloan@abi.org](mailto:ssloan@abi.org).

### Participate in the 2019 Combined Federal Campaign

Contributions to the Anthony H.N. Schnelling Endowment Fund are tax-deductible. ABI is a 501(c)(3) tax-exempt organization. If you have been considering making a donation to the ABI Endowment Fund, you may benefit by making your contribution to Combined Federal Campaign #11391. Your funds will be used to support research and education on insolvency.

Please consider contributing during the current campaign season (the 2019 CFC Open Season will run through Dec. 15). For more information, please contact ABI Chief Financial Officer **Kathy Sheehan** at [ksheehan@abi.org](mailto:ksheehan@abi.org) or (703) 739-0800.

### Endowment Hosts Wine Dinner in Los Angeles



*Supporters of the ABI Endowment Fund (pictured above and below) gathered in late September for a wine dinner in Los Angeles.*



On Sept. 19, the ABI Endowment hosted the Western Region Endowment Wine Dinner in Los Angeles. This event has become an elegant tradition benefiting the ABI Anthony H.N. Schnelling Endowment Fund. ABI joined forces with Upstairs 2 at Los Angeles's premier wine purveyor — the Wine House — to bring an unparalleled dining experience. This was an

exceptional event, with wine and its marriage to food to be long remembered.

The chef de cuisine custom-designed a multi-course wine-pairing dinner enhanced by creative preparation and highlighted by seasonal ingredients. Thanks go to CR3 Partners, LLC; Development Specialists, Inc.; Donlin Recano & Company, Inc.; East West Bank; GlassRatner Advisory & Capital Group LLC; Omni Management Group, Inc.; Pachulski Stang Ziehl & Jones LLP; Polsinelli; Smiley Wang-Ekval, LLP; and Stretto for sponsoring this event.

### Special Endowment Reception to Be Held at ABI's Winter Leadership Conference



Join ABI in sunny Southern California for the annual Winter Leadership Conference! The Terranea Resort in Rancho Palos Verdes, Calif., is the setting for this year's annual program (see the schedule on p. 42). As always, the conference provides numerous social

and fun events where you can network and renew friendships with colleagues from around the nation and overseas.

Members who pledge or contribute at or above the Sustaining Member level (\$2,000 and up) will be recognized at the Winter Soirée. There will also be an Endowment dessert reception following the event, sponsored by Omni Management Group, Inc. The reception is an invitation-only event and will include new donors at the Sustaining Member level and up.

To register for the conference, visit [abiwlc.org](http://abiwlc.org). For more information on making an Endowment pledge, please contact ABI Chief Financial Officer **Kathy Sheehan** at [ksheehan@abi.org](mailto:ksheehan@abi.org) or (703) 739-0800.

### Thanks Go to the Silent Auction Winners of ABI's Southwest Bankruptcy Conference

A silent auction was held in early September at ABI's Southwest Bankruptcy Conference in Las Vegas, and proceeds supported the Endowment Fund. ABI thanks those who participated. The winners included **Dawn M. Cica** (Carlyon Cica Chtd.; Las Vegas), **Greg Corbin** (Rosewood Realty Group; New York), **Thomas M. Horan** (Fox Rothschild LLP; Wilmington, Del.), **Jeannie Kim** (Friedman & Springwater LLP; San Francisco), and **Chrisandrea L. Turner** (Stites & Harbison PLLC; Lexington, Ky.).

If you're attending an ABI conference, be sure to stop by the silent auction table and place your bids. For more information, visit [abi.org/endorment](http://abi.org/endorment).

### Donate Tax-Deductible Items to ABI's Amazon Wish List

Looking for a unique way to give to the Endowment? Donating silent auction items is a great way to support the ABI Endowment Fund! Don't know what to donate? Possible items have been selected and are available for purchase at [amazon.com](http://amazon.com) under a special ABI Wish List. Pick out items for silent auctions that will be held at upcoming conferences (find out more at [abi.org/events](http://abi.org/events)), and be sure to place your own bids at those conferences. **abi**

# New Members

## April (partial list)

*YuZhou Huang*  
Olin Business School  
St. Louis

*Dougal St. Clair, Roger James*  
Prime Consulting  
Kingstown, St. Vincent and Grenadines

*Michael Last Jerbich*  
A&G Realty Partners  
Melville, N.Y.

*Joshua M. Jones*  
U.S. Attorney's Office (E.D. Mo.)  
St. Louis

*Yara Kass-Gergi*  
U.S. Bankruptcy Court (D. N.J.)  
Newark, N.J.

*John W. Kemp*  
Ravinia Capital LLC  
Chicago

*Jessica Kincaid*  
Thompson Hine LLP  
North Canton, N.Y.

*Mark Kindy*  
Alvarez and Marsal  
New York

*Martha Kopacz*  
Gordon Brothers  
Norwell, Mass.

*Daniel Kubitz*  
Stoel Rives LLP  
Portland, Ore.

*Joey Lackman*  
FTI Consulting, Inc.  
Los Angeles

*Zakarij N. Laux*  
Bast Amron LLP  
Miami

*Cody Lehrer*  
U.S. Bankruptcy Court (E.D.N.Y.)  
Central Islip, N.Y.

*Tyson M. Lomazow*  
Milbank LLP  
New York

*William Marra*  
Validity Finance, LLC  
New York

*Rebecca T. Matsumura*  
King & Spalding LLP  
Atlanta

*Sarah Mayson*  
U.S. Bankruptcy Court (N.D. Tex.)  
Lubbock, Texas

*Ellen M. McDowell*  
McDowell Law, PC  
Maple Shade, N.J.

*Edward J. McNeilly*  
Skagit Law Group, PLLC  
Mount Vernon, Wash.

*Alison Miller*  
Omni Management Group, Inc.  
New York

*David S. Mitchell, Jr.*  
Rose Law Firm  
Little Rock, Ark.

*Marios Monopolis*  
U.S. Bankruptcy Court (D. Md.)  
Baltimore

*Travis M. Morock*  
Carver, Darden, Koretzky, Tessier, Finn  
Pensacola, Fla.

*Olivia O'Brien*  
U.S. Bankruptcy Court (S.D. Miss.)  
Jackson, Miss.

*Philip M. Oliss*  
Squire Patton Boggs  
Cleveland

*Julia Blackburn Otero*  
U.S. Bankruptcy Court (D. R.I.)  
Providence, R.I.

*Nisha R. Patel*  
Samuel I. White, PC  
Richmond, Va.

*Klementina V. Pavlova*  
Sands Anderson PC  
Richmond, Va.

*Charles M. Persons, Jr.*  
Sidley Austin LLP  
Dallas

*Theresa Pockrus*  
U.S. Bankruptcy Court (E.D./W.D. Ark.)  
Fayetteville, Ark.

*Mary Prager*  
Davis Polk & Wardwell LLP  
New York

*Megan Harlan Quillen*  
Harlan, Slocum & Quillen  
Columbia, Tenn.

*Henry S. Rauschenberger*  
Jones Walker, LLP  
Baton Rouge, La.

*J. Soren Reynertson*  
GLC Advisors  
New York

*Diana Rivera*  
Rivera Andrade Estudio Juridico  
Bogota, Colombia

*Joanna C. Roberts*  
Office of the Attorney General of Tenn.  
Nashville, Tenn.

*David Rouhafza*  
Banc of California  
Los Angeles

*Chad Salsbery*  
Adamy Valuation  
Grand Rapids, Mich.

*Tasha Salveron*  
U.S. Bankruptcy Court (C.D. Cal.)  
Los Angeles

*Amanda Schaefer*  
U.S. Bankruptcy Court (E.D.N.Y.)  
Central Islip, N.Y.

*Jennifer Schank*  
Fuhrman + Dodge S.C.  
Middleton, Wis.

*Zachary Schnapp*  
U.S. Bankruptcy Court (D. Del.)  
Wilmington, Del.

*Christina Shin*  
Cravath, Swaine & Moore LLP  
New York

*Matthew W. Silverman*  
Pryor Cashman, LLP  
New York

*Austin Smith*  
Stretto  
Irvine, Calif.

*David Z. Steinberg*  
Borr  
Singapore

*Grace A. Thompson*  
Katten Muchin Rosenman LLP  
New York

*Nancy J. Townsend*  
Krieg DeVault LLP  
Merrillville, Ind.

*Alexandra Troiano*  
Kramer Levin Naftalis & Frankel LLP  
New York

*Clay Vanderpool*  
DWH  
Detroit

*Robert A. Weber*  
Skadden, Arps, Slate, Meagher & Flom  
Wilmington, Del.

*Ryan J. Williams*  
Office of Nancy J. Whaley  
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*Nick Williams*  
Reorg Research  
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*Bryan Williamson*  
U.S. Bankruptcy Court (W.D. Wash.)  
Tacoma, Wash.

*Eric Wilson*  
U.S. Bankruptcy Court (E.D. Va.)  
Richmond, Va.

*Courina Yulisa*  
U.S. Bankruptcy Court (E.D.N.Y.)  
Brooklyn, N.Y.

*Yutian Zhang*  
Gavin/Solmonese LLC  
Wilmington, Del.

*Leslie Zmugg*  
Gordon Brothers Group, LLC  
Boston

## May

*Sanaz Ahari*  
Southwestern Law School  
Oxnard, Calif.

*Donny Ariel*  
Davis Polk & Wardwell LLP  
New York

*John Arrastia*  
Genovese Joblove & Battista, PA  
Miami

*Tensie Axton*  
FTI Consulting, Inc.  
New York

*Andrew Berlin*  
Reorg  
New York

*Eric Bernard*  
Burke, Warren, MacKay & Serritella, PC  
Chicago

*Scott H. Bernstein*  
SB360 Capital Partners  
Great Neck, N.Y.

*Rachel S. Blumenfeld*  
Law Office of Rachel S. Blumenfeld  
Brooklyn, N.Y.

*Deanna D. Boll*  
Callari Partners LLC  
New York

*Melissa A. Botting*  
Law Office of Melissa A. Botting  
Friendswood, Texas

*Aishlinn Bottini*  
Cravath, Swaine & Moore  
New York

*Jerrold L. Bregman*  
Brutzkus Gubner Rozansky, et al.  
Woodland Hills, Calif.

*Megan Brinson*  
University of North Carolina  
Raleigh, N.C.

*Steve Bylenga*  
Chase Bylenga Hulst, PLLC  
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*Ed Canaday*  
AlixPartners LLP  
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*Viviana S. Cavada*  
Law Office of Viviana Cavada  
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*Jessica Choi*  
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Kernersville, N.C.

Nathan Cook  
Ernst & Young  
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Evolve Bank & Trust  
Memphis, Tenn.

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R. Richard Croce LLC  
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Pulman, Cappuccio, Pullen & Benson  
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Kyle Y. Dechant  
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Ankura Consulting LLC  
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Law Offices of Catherine E. Finnerty  
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Julianne Frank, PA  
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Roca Junyent, SLP  
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Huron Consulting Group  
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Willkie Farr & Gallagher LLP  
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Franklin D. Hayes, Attorney at Law  
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Franklin D. Hayes, Attorney at Law  
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Skadden, Arps, Slate, Meagher & Flom  
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EagleRock Capital Management  
Montclair, N.J.

Ryan Thompson  
Maynard Cooper & Gale  
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William L. Thompson  
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The Travis Law Firm  
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Chrysanthe E. Vassiles  
Black, McCuskey, Souers & Arbaugh  
Canton, Ohio

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Development Specialists, Inc.  
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Barbara M. Zoccola  
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### June (partial list)

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Steve J. Alexander  
Conway MacKenzie  
Grand Rapids, Mich.

Hon. Andrew B. Altenburg, Jr.  
U.S. Bankruptcy Court (D. N.J.)  
Camden, N.J.

January M. Bailey  
Eron Law, PA  
Wichita, Kan.

J. Daniel Barlar  
Conrad Barlar & McCulloch  
Mobile, Ala.

Elizabeth Barnes  
Douglas County Treasurer's Office  
Castle Rock, Colo.

Bryan E. Bates  
Parker, Hudson, Rainer & Dobbs LLP  
Atlanta

Vineet Batra  
Configure Partners  
Atlanta, N.Y.

Lorie R. Beers  
Cowen and Company  
New York

Kathryn A. Belfance  
Roderick Linton Belfance, LLP  
Akron, Ohio

Heath S. Berger  
Berger, Fischhoff, Shumer, et al.  
Syosset, N.Y.

Mark N. Berman  
Northeastern University  
West Newton, Mass.

Eric Bernard  
Burke, Warren, MacKay & Serritella  
Chicago

AZ Biazar  
Skadden, Arps, Slate, Meagher & Flom  
New York

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Cancio, Nadal, Rivera & Diaz, PSC  
San Juan, Puerto Rico

Corey Simpson Booker  
Whiteford Taylor & Preston, LLP  
Richmond, Va.

Nathan J. Brelsford  
Piekarski & Brelsford PC  
Phoenix

Lynn M. Brimer  
Strobl & Sharp, PC  
Bloomfield Hills, Mich.

Samuel J. Capuano  
Berger Singerman LLP  
Miami

Sara C. Clark  
Quinn Emanuel Urquhart & Sullivan LLP  
Houston

Hon. Francis G. Conrad (ret.)  
MWI  
Huletts Landing, N.Y.

Jordan Cook  
University of Baltimore  
Baltimore

Stephen Coulombe  
BRG  
Boston

Kyle Cramer  
Roderick Linton Belfance, LLP  
Akron, Ohio

Jennifer Cree  
Landis Rath & Cobb LLP  
Wilmington, Del.

Sean B. Davis  
Winstead PC  
Houston

Bruno De Camargo  
Sequor Law  
Miami

Swapna V. Deshpande  
Ankura Consulting LLC  
New York

Rowen Dizon  
Development Specialists, Inc.  
Los Angeles

Jack Donohue  
Development Specialists, Inc.  
Chicago

Amy L. Elson  
Blackwell, Burke & Ramsey, PC  
Indianapolis

Richard S. Feinsilver  
Carle Place, N.Y.

Eric Foster  
Eric Lindh Foster Law, LLC  
Old Lyme, Conn.

Jeremiah Foster  
Resolute  
Scottsdale, Ariz.

Tom Frey  
Development Specialists, Inc.  
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Sage M. Friedman  
Murray Plumb & Murray  
Portland, Maine

Alvaro Gasull  
Roca Junyent, SLP  
Barcelona, Spain

Jennifer Gavrich  
BDO USA, LLP  
Orlando, Fla.

Mark A. Gilbert  
Coleman Talley LLP  
Jacksonville, Fla.

Marshall Glade  
GlassRatner Advisory & Capital Group  
Atlanta

Jonathan S. Glover, J.D. CPT, Army (ret.)  
Stetson University  
Apollo Beach, Fla.

Michael J. Gorman  
Stout  
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Danielle Gueck-Townsend  
Kathleen A. Leavitt, Chapter 13 Trustee  
Las Vegas

Christopher C. Hagenow  
Hopper Blackwell, PC  
Indianapolis

Brian P. Hall  
Smith, Gambrell & Russell  
Atlanta

Derrick Hansen  
Friedman & Springwater LLP  
San Francisco

Ryan Roebuck Hendley  
Reynolds, Reynolds & Little, LLC  
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Zachary A. Horn  
Kirkland, Cain & Horn, PLLC  
Frankfort, Ky.

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Perez-Abreu & Martin-Lavielle, PA  
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Goudie & Kohn, PA  
Tampa, Fla.

Joseph F. Kolb  
j. k o l b  
Little Rock, Ark.

Emily Kuznick  
Stroock & Stroock & Lavan LLP  
New York

S. Emily Lamasa  
U.S. Bankruptcy Court (D. Md.)  
Baltimore

Libby Lewis  
New York Times  
Bethesda, Md.

Abelardo Limon  
The Limon Law Office  
Brownsville, Texas. **abi**