



THE CANADIAN
BAR ASSOCIATION

CBA NATIONAL INSOLVENCY LAW CONFERENCE

INSOLVENCY LAW ON THE EDGE

Conference Co-Chairs:

Neil Jacobs, QC, Stewart McKelvey (*St. John's, NL*),
Co-Chair

Griffith Roberts, Cox & Palmer (*St. John's, NL*),
Co-Chair

Mark A. Russell, HSM Chambers (*Cayman Islands*),
Co-Chair

Geoffrey Spencer, McInnes Cooper (*St. John's, NL*),
Co-Chair

SEPTEMBER 14-15, 2017 | ST. JOHN'S, NL

Thursday, 14 September 2017

19:00 - 21:00 OPENING COCKTAIL RECEPTION – The Rooms

Sponsored by Cox & Palmer, McInnes Cooper and Stewart McKelvey

Join us for the opening reception at The Rooms – Newfoundland and Labrador’s provincial art gallery, museum and archives. The iconic building evokes traditional Newfoundland fishing structures and features panoramic views over the harbour and downtown. All attendees and their spouses or guests* are welcome.

**Maximum 1 guess per attendee*

21:30 - 00:00 YOUNG LAWYERS RECEPTION (≤ 5 YEARS CALL)

Young attendees are invited to this unique and exclusive networking event at Jack Axes axe throwing bar at 152 Water Street. Spend the night connecting with your colleagues from across the country while perfecting your lumberjack credentials. The young-at-heart may try to sneak in – but remember there are axes!

Friday, 15 September 2017

8:30 - 9:00 REGISTRATION AND BREAKFAST

Sponsored by Blaney McMurtry LLP

9:00 - 9:15 WELCOME REMARKS

Speakers: **Neil Jacobs, QC**, Stewart McKelvey (*St. John’s, NL*), Co-Chair
Griffith Roberts, Cox & Palmer (*St. John’s, NL*), Co-Chair
Mark A. Russell, HSM Chambers (*Cayman Islands*), Co-Chair
Geoffrey Spencer, McInnes Cooper (*St. John’s, NL*), Co-Chair

9:15 - 10:00 RESTRUCTURING ROCKS, OIL AND FISH – NATURAL RESOURCE INSOLVENCIES

(0.75 substantive hours)

Chair: **Kevin Kiley**, McInnes Cooper (*Charlottetown, PE*)

Speakers: **Tom Cumming**, Gowling WLG (*Calgary, AB*)
Aryo Shalviri, Blake, Cassels & Graydon LLP (*Toronto, ON*)
Martin Carrière, Ernst & Young (*Montreal, QC*)

There is no better place to discuss the challenges and opportunities in the natural resources sector than St. John's. From mining to oil and gas to seafood and aquaculture, we've seen it all and seen it all go bust. Our panel will share their insights from the frontlines on recent experiences in these sectors.

10:00 - 10:45 ISLAND TO ISLAND: AN INTRODUCTION TO THE WORLD OF OFFSHORE RESTRUCTURING AND INSOLVENCY *(0.75 substantive hours)*

Chair: Mark A. Russell, HSM Chambers *(Cayman Islands)*

Speakers: Margot MacInnis, Borrelli Walsh *(Cayman Islands)*
Casey McDonald, Calderwood *(Cayman Islands)*
Bhavesh Patel, Travers Thorp Alberga *(Cayman Islands)*

International insolvency professionals practicing in the Caribbean and beyond bust the myths of offshore financial jurisdictions, exposing and explaining the purpose and impact of Cayman, BVI, Bermuda and others, including how the insolvency and restructuring regimes interact and cooperate with Canadian and US proceedings.

10:45 - 11:00 REFRESHMENT BREAK

11:00 - 12:30 ANNUAL CROSS-CANADA UPDATE *(1.5 substantive hours)*
Sponsored by Miller Thomson LLP

Chair: Darren O'Keefe, Cox & Palmer *(St. John's, NL)*

Speakers: Jean-Yves Simard, Lavery *(Montreal, QC)*
Jesse Mighton, Davies Ward Phillips & Vineberg LLP *(Toronto, ON)*
David Gerecke, Miller Thomson LLP *(Saskatoon, SK)*
Dana Nowak, MLT Aikins *(Edmonton, AB)*

The flagship panel features 5 leading insolvency lawyers from across Canada presenting the latest interesting and impactful case law from coast to coast.

12:30 - 14:00 LUNCHEON | KEYNOTE SPEAKER
Sponsored by Cox & Palmer, McInnes Cooper and Stewart McKelvey

Speaker: Rob Blackie, Co-CEO, Executive Producer, Writer, Take the Shot Productions

14:00 - 14:45 INVESTIGATING AND LITIGATING FRAUD *(0.75 substantive hours)*
Sponsored by Janes & Noseworthy

Chair: Steve Hutchison, QC, Stewart McKelvey *(Saint John, NB)*

Speakers: David Howe, Janes & Noseworthy *(St. John's, NL)*
Sandy Boucher, Grant Thornton *(Toronto, ON)*
Daniel Baum, Langlois, *(Montreal, QC)*

Many business failures flow from or give rise to fraudulent activities. Learn about how to spot signs of fraud in financial statements, the investigative techniques required to detect and catch fraudsters and how to build a fraud case from statement of claim to closing submissions.

14:45 - 15:45 HOT TOPICS, CURRENT TRENDS AND BIG IDEAS (1.0 substantive hours)

Sponsored by Langlois Lawyers

Chair: Pamela Branton, Nova Scotia Department of Justice (*Halifax, NS*)

Speakers: Anna Lund, University of Alberta Faculty of Law (*Edmonton, AB*)
Derek Cramm, MNP (*Halifax, NS*)
Edmond Lamek, WeirFoulds LLP (*Toronto, ON*)
Elizabeth Brown, Brown Mills Klinck Prezioso LLP (*Toronto, ON*)

A select group of insolvency professionals on the frontline will discuss hot topics impacting the practice of commercial and personal insolvency.

15:45 – 16:00 REFRESHMENT BREAK

16:00 – 16:45 CANADA’S NEXT TOP MODEL ORDERS (0.75 substantive hours)

Chair: The Honourable Robert M. Hall, Supreme Court of Newfoundland and Labrador (*St. John’s, NL*)

Speakers: David Boyd, PricewaterhouseCoopers (*Halifax, NS*)
David Ullmann, Blaney McMurtry LLP (*Toronto, ON*)

Model orders have become a regular fact of life for lawyers, trustees and judges in insolvency and restructuring matters from coast to coast. Representatives from the bench, bar and trustee worlds will debate and discuss what’s next for this practice. Do the existing models need an overhaul? Is national consistency an achievable – or desirable – goal? And what other areas are ripe for the model order?

16:45 – 17:00 CLOSING REMARKS

Speakers: Neil Jacobs, QC, Stewart McKelvey (*St. John’s, NL*), Co-Chair
Griffith Roberts, Cox & Palmer (*St. John’s, NL*), Co-Chair
Mark A. Russell, HSM Chambers (*Cayman Islands*), Co-Chair
Geoffrey Spencer, McInnes Cooper (*St. John’s, NL*), Co-Chair

17:00 CLOSING COCKTAIL RECEPTION AND PRESENTATION OF LIFETIME ACHIEVEMENT AWARD

Sponsored by Cox & Palmer, McInnes Cooper and Stewart McKelvey

Award Recipient: The Honourable Robert M. Hall