



THE CANADIAN
BAR ASSOCIATION
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BARREAU CANADIEN

Sixth Annual Pan-Canadian Insolvency and Restructuring Law Conference

Sunday September 12, 2010 - Monday, September 13, 2010
Le Westin Montréal Hotel

Sunday September 12, 2010

9am-4pm

CBA Bankruptcy Insolvency and Restructuring Section (BIRS) Officers/Executive Meetings (*Open only to BIRS officers and executives*)

6-8pm

Conference Opening Reception - *Reporter Bar – Le Westin Montréal*
All conference attendees are invited to attend!

Reception Generously Sponsored By Koskie Minsky LLP and RSM Richters

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BARRISTERS & SOLICITORS

RSM Richter

Dinner at Leisure

All Conference attendees are encouraged to explore the many culinary and entertainment options for which Montreal is justly famous!

Monday September 13, 2010

8:00-8:30am

Registration and Continental Breakfast
Continental Breakfast Generously Sponsored By Baker & McKenzie LLP

BAKER & MCKENZIE

8:30-8:45am

Opening Remarks by the Conference Co Chairs:

Chris Besant, Baker & McKenzie LLP, Toronto, Past Chair of CBA-BIRS
Justin Fogarty, Davis LLP, Toronto, CBA-BIRS Executive Member
Renee Brosseau, Davis LLP, Toronto
Julie Himo, Ogilvy Renault, Montreal

8:45-9:45am

Representative Counsel/Committees in Restructurings

Moderator: Andrew Hatnay, Koskie Minsky, Toronto

Speakers:

Justice Sarah Pepall, Ontario Superior Court of Justice, Toronto
Gus Tertigas, RSM Richter, Toronto

- *The purpose and role of rep counsel*
- *Recent cases*
- *How to get appointed as rep counsel*
- *Committee formation and recognition*
- *Funding*
- *Liability/indemnity*
- *Implementation issues*
- *Review of rep orders from the court officer's perspective*

9:45-10:45am

Cross Country Check-Up

Moderator: Jean Yves Simard, Lavery, Montréal

Speakers:

Virginie Gauthier, Ogilvy Renault LLP, Toronto
Tony Richardson, McInnes Cooper, Halifax
Kibben Jackson, Faskens LLP, Vancouver
Patricia Quinton-Campbell, Burnet, Duckworth & Palmer, Calgary

- ***On the Edge***
An overview of cutting edge developments in the insolvency world across the country in the past year
- ***BIA/CCAA Amendments in Action***
A look, one year on, at how the amendments have been implemented and interpreted. Including, cases, liability issues for trustees and expert witness rules.
- ***CCAA/BIA Restructuring Year in Review***
A look at the key large cases during the past year and lessons they hold for the future.

10:45-11:00am

Refreshment Break

Refreshment Break Generously Sponsored by Lawson Lundell LLP



11:00-12:00pm

Cross Border Issues

Moderator: Sean Dunphy, Stikeman Elliott LLP, Toronto

Speakers:

Frank Spizzirri, Baker & McKenzie LLP, Toronto

Gary Lee, Morrison & Foerster LLP, New York

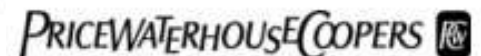
- *Recent Canada/US cross border insolvency cases*
- *Update on insolvency reform*
- *Sovereign debt restructuring*

12:00-1:30pm

Luncheon with Keynote Speaker

Keynote Speaker: Lieutenant-General Andrew Leslie CMM, MSC, MSM, CD,
Canadian Forces Chief of Transformation

Luncheon Generously Sponsored by Davis LLP and Pricewaterhouse Coopers LLP



Introduction of the Incoming CBA Bankruptcy, Insolvency and Restructuring Section Officers/Executive

Chair: Patrick Shea, Gowling Lafleur Henderson LLP, Toronto

Vice-Chair: David Jackson, Taylor McCaffrey LLP, Winnipeg

Treasurer: Heather Ferris, Lawson Lundell LLP, Vancouver

Secretary: Mervyn Abramowitz, Kronis, Rotsztain, Margles, Cappel, Toronto

Past Chair: Christopher Besant, Baker & McKenzie LLP, Toronto

Executive Members:

- Ian Aversa, Aird & Berlis LLP, Toronto
- Hugh Cameron, Stewart McKelvey, Fredericton
- Lisa Corne, Aylesworth LLP, Toronto
- Justin Fogarty, Davis LLP, Toronto ON
- Lee McKeigan-Dempsey, Ellsworth Johnson Phillips, Moncton
- Doug Nishimura, Burnet, Duckworth & Palmer LLP, Calgary
- Kimberley Robertson, Lawson Lundell LLP, Vancouver
- Jean-Yves Simard, Lavery, Montreal
- Jeffrey Spiegelman, Fogler Rubinoff LLP, Toronto
- Frank Spizziri, Baker & McKenzie LLP, Toronto

SPEAKERS ARE SUBJECT TO CHANGE

www.cba.org/pd

Presentation of the Recognition of Excellence in Insolvency and Restructuring Award:

2010 Honouree: Frank Bennett, Bennett & Company, Toronto ON

*Mr. Bennett is not only a leading member of the insolvency bar over many years, and a past chair of the CBA Bankruptcy and Insolvency Section, but he is also being recognized for his invaluable contribution to bankruptcy jurisprudence as the author of **Bennett on Bankruptcy**, **Bennett on Receiverships** and several other leading insolvency and enforcement texts.*

1:30- 2:30pm

Stress Testing a Business

Moderator: Howard Gorman, Macleod Dixon LLP, Calgary

Speakers:

Danny Knafo, Asset Engineering Limited, Montréal

Paul Lafrenière, RSM Richter, Montréal

Phillippe Jordan, PricewaterhouseCoopers LLP, Montréal

- *Distressed business diagnostics*
- *Techniques and processes*

2:30-3:30pm

Annual Judge's Panel

Moderator: John Sandrelli, Fraser Milner Casgrain LLP, Vancouver

Speakers:

Justice Sarah Pepall, Superior Court of Justice, Toronto

Justice Clément Gascon, Cour supérieure du Québec, Montréal

3:30-3:45pm

Refreshment Break

Refreshment Break Generously Sponsored by Ogilvy Renault S.E.N.C.R.L., s.r.l.



3:45-4:45pm

Concurrent Session 1: Annual Trustees Update

Moderator: Gary Faloon, Q.C, Gilbert McGloan Gillis, Saint John

Speakers:

Role of the Trustee in a Restructuring

Blair Davidson, BDO Dunwoody, Toronto, ON

Overview of New Standards for Liquidators and Appraisers

Julie Mortreux, Deloitte, Montréal, QC

Alan Spergel, Mandelbaum Spergel Inc, Toronto, ON

3:45-4:45pm

Concurrent Session 2: Show Me the Money!

Moderator: Justin Fogarty, Davis LLP, Toronto

Speakers:

Jean-Paul David, Raymond Chabot, Montréal

François Lamothe, Investissement Québec

Gary Franko, Brookfield's Special Situations Group, Toronto

Leon Raubenheimer Zed Financial Inc., Toronto

- *Sourcing a replacement lender*
- *Bridge loans in distressed situations*
- *How to find DIP money for formal filings*
- *Sourcing take out/exit financing to emerge from a filing*

4:45-5:00pm

Closing Remarks by Conference Co Chairs and CBA BIRS Chair

Professional Development Accreditation

The law societies of the following provinces and territories have approved or recognized this professional development program (the number of hours credited, where applicable, is indicated in brackets):

- British Columbia (6.5 hours)
- New Brunswick
- Northwest Territories (6.5 hours)
- Prince Edward Island
- Québec - **Pending**
- Saskatchewan (6.5 hours)

Visit www.cba.org/pd to register online