

**Agenda for Meeting of the Bankruptcy/Uniform Commercial Code
Committee of the Business Law Section of the Florida Bar
January 10, 2013
8:00 a.m. to 10:30 p.m.
Orlando Airport Marriott**

- I. Welcome and Approval of Minutes** – Jay Brown, Chair
Bob Charbonneau, Vice-Chair
Hon. Catherine P. McEwen, Judicial Chair

- II. Pro Bono Reminder.**

- III. Business Law Section Update & Welcome from Section Chair Brian Gart and Chair Elect Steph Nagin.**

- IV. Legislation.**
 - a. General Legislative Update - William B. Wiley
 - b. LLC Statute Amendment - Doug Bates
 - c. Amendment of Fla. Stat. § 55.10 to include final orders of state agencies – Diane N. Wells
 - d. Amendments to Florida's Uniform Fraudulent Transfer Act (Fla. Stat. ch. 726) to add charitable organization protections – Professor Jeffery Davis/Patrick S. Scott (estimate 20-30 minutes of time for discussion)
 - e. Possible Amendment to Fla. Stat. ch. 727 - Assignment for the Benefit of Creditors – Jodi Cooke (estimate 20-30 minutes of time for discussion)
 - f. Non-Judicial Foreclosure/Foreclosure Bills – Bob Charbonneau
 - g. Bankruptcy Venue Legislation – Ivan Reich
 - h. Proposed amendments to the covenants not to compete statute – Mindy Mora/April Davidson
 - i. Additional matters expected to be addressed during upcoming legislative session (uniform arbitration bill, replevin, credit counseling/debt management, and proceedings supplementary)

- V. Judicial Liaison Committee Report** – Doug Bates, Chair
Hon. Paul J. Hyman, Judicial Chair

- VI. Continuing Legal Education.**
 - a. CLE Seminar Sub-Committee (Cori Lopez-Castro/Tom Messana – Co-Chairs)
 - b. Bankruptcy Law Education Series (BLES) Update - Hon. Michael Williamson
 - c. Report on View from the Bench Seminar – Hon. Michael Williamson
 - d. Mini Article 9 Refresher Course, April 26, 2013, Tampa, Florida - Stephanie Lieb

- e. ABI 37th Annual Alexander L. Paskay Bankruptcy Seminar, March 7-9, 2013, Hilton St. Petersburg Bayfront Hotel
- f. Upcoming CLE Opportunities/Suggestions for Seminars.

VII. Liaison Reports.

- a. Pro Bono Committee – Jennifer Morando
- b. Diversity Committee – Leyza Blanco/April Davidson
- c. Membership Committee – Jodi Cooke
- d. Webpage – Lynn Welter Sherman
- e. Young Lawyers Division – Paige Greenlee/Christian George

VIII. Reports from Study Groups/Subcommittees.

- a. Receivership Study Group – Tom Messana, Jodi Cooke and Jay Brown
- b. Updating Bankruptcy Reaffirmation Flow Chart – Jennifer Morando

IX. Old Business.

- a. Each One, Reach One Campaign: Reminder of Significance of Campaign.
- b. Out of States Practitioner's Newsletter – Don Workman/ Hon. Catherine P. McEwen
- c. Federal Court Practice Committee Applications – Hon. Catherine P. McEwen

X. Future Meeting Dates.

- a. June 25-29, 2013 – Florida Bar Annual Meeting at Boca Raton Resort & Club
- b. Labor Day Retreat
- c. See www.flabizlaw.org for schedule of other future events

XI. Adjourn.

SAVE THE DATE!!!!!!!!!!!!

Article 9 UCC Seminar

Date: April 26, 2013

Location: Renaissance Marriott International Plaza, Tampa, Florida

Speakers:

Philip A. Bates, Esquire
Professor Jeffrey Davis
Honorable Catherine Peek McEwen
National Registered Agents, Inc.

Honorable Karen K. Specie
Steven O. Weise, Esquire
Honorable Michael G. Williamson
Mark J. Wolfson, Esquire
Donald A. Workman, Esquire

Seminar Outline:

Registration, Welcome, and Introductions (8:30 a.m.-9:00 a.m.): (Stephanie Lieb)

Block 1 (9:00 a.m. – 9:30 a.m.): Issues in Creating, Attachment, Perfection, and Priority (NRAI)

Block 2 (9:30 a.m. – 10:20 a.m.): New Amendments (Workman); License/Identity Issues (Davis)

Break (10:20 a.m. – 10:35 a.m.)

Block 3 (10:35 a.m. – 11:25 a.m.): Searching and Filing (NRAI)

Block 4 (11:25 a.m. – 12:15 p.m.): Security Interests in Distinct Collateral- Part I (deposit accounts, securities accounts, control agreements, investment property) (Weise)

Lunch (12:15 p.m. – 1:30 p.m.): (Introduction by Tom Messana) The NCCUSL Process and What's on the Horizon (Weise) Sponsor: NRAI

Block 5 (1:30 p.m. – 2:20 p.m.): Security Interests in Distinct Collateral- Part II (equity interests, letters of credit, commercial tort claims, insurance policies, intellectual property, liquor licenses) (Specie, Bates)

Block 6 (2:20 p.m. – 3:15 p.m.): Defaults and Remedies (McEwen, Wolfson, Workman as moderator)

Break (3:15 p.m. – 3:30 p.m.)

Block 7 (3:30 p.m. – 4:30 p.m.): Hot Topics Panel (Williamson, Bates, Davis)

Cocktail Reception (4:45 p.m. – 5:45 p.m.) Sponsor: Tampa Bay Bankruptcy Bar Association

BBA

THE BANKRUPTCY BAR ASSOCIATION
Southern District of Florida
www.bbasdfi.org

OFFICERS

JASON Z. JONES, President
DANIEL GONZALEZ, President Elect
SCOTT BROWN, 1st Vice President
SCOTT M. GROSSMAN, 2nd Vice President
IDO J. ALEXANDER, Secretary
DAVID SAMOLE, Treasurer

DIRECTORS

DANIEL GOLD, 2010-2013
HEATHER RIES, 2010-2013
^ZACH SHELOMITH, 2010-2013
*PAUL AVRON, 2010-2013
JEFFREY BAST, 2011-2014
JACQUELINE CALDERIN, 2011-2014
*ERIC A. ROSEN, 2011-2014
JESSE STELLATO, 2012 - 2015
^BRETT LIEBERMAN, 2012 - 2015
ERIC SILVER, 2012 - 2015

IMMEDIATE PAST PRESIDENT

ILEANA E. CHRISTIANSON

January 2012

To The Attendees of the BLS Bankruptcy/UCC Committee Meeting:

On behalf of the Board of the BBA of the Southern District of Florida, we want to wish everyone a healthy and happy new year.

As requested, below is a list of BBA programs and events that have occurred since the retreat:

- Our pro bono committee rolled out a "modest means panel" program for those individuals who do not meet the stringent requirements to receive pro bono services, but are deserving of some type of discount on legal services. The panel is made up of volunteer attorneys who have agreed to take such cases on a discount for such individuals.
- Our pro bono committee is updating the intake process which will require applicants to provide additional documentation that would be needed if the applicant were to file bankruptcy within a certain amount of time after their initial interview and before their case is referred to a pro bono attorney. This additional requirement is designed to avoid problems experienced by a number of pro bono attorneys, and to make cases more attractive to prospective pro bono attorneys.
- We have revamped the Credit Abuse Resistance Education program.
- We held Courthouse Staff appreciation luncheons in each of the courthouses in the Southern District.
- We held a past-president's dinner to honor past BBA presidents and to roll out our Foundation's fundraising efforts.
- We held our Installation Diner at the JW Marriott in Miami, where we installed the current board.
- We held a Brown Bag Seminar at the Bankruptcy Court in Ft. Lauderdale.
- We celebrated Pro Bono Week with an Oktoberfest Reception at Bilzin Sumberg.

* Palm Beach County Director
^ Broward County Director

- We held two Table of 8 events where a leading bankruptcy practitioner shares insight with seven of our young professional members.
- We co-hosted the View From the Bench Reception which was held at Joe's Stone Crab for the first time this year. We also held a successful Young Lawyers' event in connection with the Judge's Reception.
- We had our Holiday Party at Jungle Island, and more importantly our members brought toys which resulted in a sizeable toy donation to the Children's Diagnostic and Treatment Center located in Broward County.

The BBA also has the following events scheduled for this year:

- On February 1, the BBA will be co-sponsoring a luncheon with the Palm Beach County Bar Association and the Federal Bar featuring Judge Dubina, Chief Judge of the 11th Circuit Court of Appeals, who will be speaking about "How the Eleventh Circuit Works Behind the Scenes".
- On January 23, the BBA will be holding a Table of 8 event for young professionals featuring Mark Bloom of Greenberg Traurig.
- On January 29, the BBA will be holding a happy hour sponsored by Frank, White-Boyd, P.A. at IBar located at the PGA Resort in Palm Beach Gardens from 6:00 pm to 8:00 pm.
- On February 22, the BBA will be co-sponsoring a Dade Legal Aid/Put Something Back seminar.
- On February 28, the BBA will be co-sponsoring a Young Lawyers' Happy Hour at Vapiano restaurant located on Brickell Avenue in Miami from 6:00 pm to 8:00 pm.
- On May 10-12, the BBA will be hosting its Annual Retreat at the Breakers in Palm Beach.
- There are monthly free Pro Se Clinics scheduled at each of the Southern District courthouses.

Please go to www.bbasdf.org for more information about our upcoming events.

The Board is in the process of finalizing plans for other happy hours and at least one dinner meeting over the next few months. Please continue to check our website for details.

Sincerely,
Jason Jones
Jason Jones
President

JBBA Report

The Jacksonville Bankruptcy Bar Association's 4th Quarter was as busy as the rest of its 2012. In October, the JBBA held its 20th Annual Seminar at the Renaissance World Golf Village Resort in St. Augustine, Florida.

Judges Jennemann, Funk, Glenn, Specie, Killian, Williamson, and McEwen participated in panels, and over 140 attorneys attended. In November, the JBBA conducted a "Lunch and Learn Boot Camp" with Chapter 7 Trustees Gordon Jones and Aaron Cohen regarding frequent omissions and errors in Chapter 7 petitions. Over 30 lawyers attended. Also in November, many members of the JBBA Board of Directors attended the Bench Bar Conference in Tampa on November 7, 2012 to discuss three issues: (1) Attorney Professionalism; (2) Alternative Dispute Resolution/Mediation; and (3) the Shift of Noticing Responsibilities from the Clerk to the Bar.

Finally, in December, the JBBA hosted its Annual Holiday Party at the River Club in downtown Jacksonville. In an effort to expand its pro bono work, over the past few months, the JBBA has coordinated with Judges Funk and Glenn for attorneys to act as "attorneys for the day" for pro se debtors wishing to reaffirm debts. This program is in its 4th month and all indications are that this program has been very well received and is a significant help to pro se debtors.

The JBBA will again be busy in the early months of 2013. In January, the JBBA will host Judge Jennemann's "State of the District" presentation at the River Club in downtown Jacksonville. Judges Funk and Glenn, and Clerk of Court, Lee Ann Bennett, will assist Judge Jennemann in her presentation. In February, the JBBA will honor the hard work and efforts of the Jacksonville Bankruptcy Court Clerk's office at its annual "Clerk's Luncheon". Like the last three years, the Clerk's Luncheon will be held at the downtown Jacksonville Public Library. Throughout 2013, the JBBA will keep with its tradition of monthly lunches at the River Club, and in June, the JBBA will hold elections of its new officers and directors, who will undoubtedly maintain the high level of service that the members of the JBBA have come to expect and enjoy.