

## **CBF 2023 Education Sessions**

### **Friday May 19, 2023**

8:00 AM - 9:00 AM

#### **Coffee Meet and Greet with the California Receivers Forum**

Interested in learning more about receivership? Not sure where to start or who to talk to? Kick off your conference by joining the California Receivers Forum and their members for coffee and a conversation. Connect with old colleagues, meet new ones, and learn about the intersection of receivership and bankruptcy.

9:00 AM - 10:00 AM

#### **Ante Up: The Rise of Receiverships in 2023 (MCLE\*)**

Some receiverships are economy insensitive; others are driven by market volatilities, inflation, and other economic pressures. The current downturn presents unique challenges and opportunities to restructure and/or repurpose troubled assets and businesses, including in emerging market sectors and regulatory environments. Join a cross-section of the best and brightest receivers from across California who will share their current work and wisdom in the federal and state courts, and their future projections where receiverships are and will be most active and beneficial.

**Producer:** Dominic LoBuglio, CPA, Inc., Los Angeles

**Moderator:** Mia Blackler, Lubin Olson & Niewiadomski, LLP, Bay Area

#### **Panelists:**

Ryan Baker, Receiver, Douglas Wilson Companies, Irvine

Stephen J. Donell, Receiver, FedReceiver, Inc., Los Angeles

Gerard Keena, Receiver, Bay Area Receivership Group, Berkeley

Scott Sackett, Receiver, Fiduciary Management Technologies, Inc., Sacramento

10:00 AM - 11:15 AM

#### **Protecting Your Cards: Data Breaches and eDiscovery Lessons (MCLE\*, Ethics Credit)**

As the use of electronic discovery continues to expand, so does the list of ethical issues attorneys must consider, particularly issues around protecting client information. The “duty of competence” requires an attorney to stay abreast of the benefits and risks associated with relevant technology in the legal practice. Join our distinguished panel in discussing attorneys’ ethical responsibilities tied to e-discovery and data security (including special issues arising in the age of remote work), best practices to prevent and address inadvertent disclosures and data breaches, and the pitfalls of transitioning to a more paperless profession.

#### **Producers**

Maria J. Cho, Faegre Drinker Biddle & Reath LLP, Los Angeles

Matthew J. Olson, Dorsey & Whitney LLP, Palo Alto

#### **Panelists:**

Hon. Ronald H. Sargis, U.S. Bankruptcy Court, Eastern District of California

Caroline Djang, Buchalter, Orange County

Joseph R. Dunn, Mintz, San Diego

2:00 PM - 3:00 PM

#### **Judges Roundtable (MCLE\*)**

A discussion about recent developments in bankruptcy law, including recent decisions from the United States Supreme Court and the Ninth Circuit Court of Appeals

#### **Producers**

Michelle Choi, Gibson, Dunn, & Crutcher LLP, Los Angeles

Gabriel P. Herrera, Kronick Moskowitz Tiedmann & Girard, Sacramento

3:15 PM - 4:15 PM  
**Concurrent Session**

**Fold and Live to Fold Again: Perspectives on Mass Torts (MCLE\*)**

Recent mass tort bankruptcies, such as PG&E, Purdue Pharma, Boy Scouts of America, LTL Management/J&J, Aearo/3M and the dioceses cases, have attracted significant national attention not only from practitioners but also from the general public, as issues like the use of the Texas two-step maneuver or the permissibility of non-consensual third-party releases have begun a larger debate over how companies facing mass tort liabilities have used (or, according to some, abused) the Bankruptcy Code. This panel will explore the evolving landscape of mass torts.

**Producers**

Christopher H. Hart, Nuti Hart LLP, Oakland  
Matthew D. Pham, Allen Matkins, Los Angeles

**Panelists**

Hon. Melanie L. Cyganowski (*ret.*), Otterbourg P.C., New York  
Jane Kim, Keller Benvenuti Kim LLP, San Francisco  
Malhar S. Pagay, Pachulski Stang Ziehl & Jones LLP, Los Angeles  
Kimberly A. Posin, Latham & Watkins LLP, Los Angeles

3:15 PM - 4:15 PM  
**Concurrent Session**

**Shuffling the Deck: Managing Business Operations and Complex Chapter 11 Issues in Healthcare and Hospital Bankruptcies (MCLE\*)**

Widespread expense increases and revenue disruption are causing increased bankruptcy filings in the healthcare and medical sector. Our panel will address ongoing business operating issues faced by the debtor, including Medicare and Medicaid provider agreements, patient care ombudsman, medical records retention, HIPPA, and asset sales.

**Producers**

Steve Burnell, Greenspoon Marder LLP, Los Angeles  
Kelly Tran, Small Law PC, San Diego

**Panelists**

Hon. M. Elaine Hammond, U.S. Bankruptcy Court, Northern District of California  
Tania M. Moyron, Dentons, Los Angeles  
Nicholas Rubin, Force 10 Partners, Irvine  
Mark Schinderman, Milbank LLP, Los Angeles

4:30 PM - 5:30 PM  
**Concurrent Session**

**Dealer's Choice: The Benefits of RSAs and PSAs (MCLE\*)**

A Restructuring Support Agreement (RSA) or Plan Support Agreement (PSA) is an important tool available to debtors which allows for more certainty and control over the Chapter 11 process through an agreed upon framework for the treatment of debt. Such agreements may be entered into either prepetition or post-petition between the debtor and some of its creditors. Our panelists will discuss the benefits of RSAs/PSAs to debtors and creditors, the terms which need to be included, the circumstances where RSAs/PSAs are a good option for debtors, and their applicability in middle market or Subchapter V cases in California.

**Producers**

Rika M. Kido, Shulman Hodges & Bastian LLP, Orange County  
Christopher K.S. Wong, ArentFox Schiff LLP, Los Angeles

**Panelists:**

Hon. Martin R. Barash, U.S. Bankruptcy Court, Central District of California  
Robbin L. Itkin, Sklar Kirsh LLP, Los Angeles  
David S. Kupetz, Locke Lord LLP, Los Angeles  
Joshua D. Morse, Pillsbury Winthrop Shaw Pittman LLP, San Francisco

4:30 PM - 5:30 PM

**House of Cards? A Look at the Rise and Fall of the Cryptocurrency Industry and Its Future (MCLE\*)**

Virtual currencies and the companies that support them enjoyed multi-billion dollar valuations, high demand, and celebrity endorsements. In 2022, the value of bitcoin dropped 65%, lesser known cryptocurrencies collapsed in value, and multiple cryptocurrency firms filed for chapter 11 protection. In this session, our panelists will discuss the historic rise of the cryptocurrency industry, allegations that cryptocurrency firms operated as Ponzi schemes, and whether the industry can survive the 2022 fallout.

**Producers:**

Michael Myers, Ballard Spahr LLP, Los Angeles  
Roxanne Bahadurji, Sullivan Blackburn & Pratt LLP, San Francisco

**Panelists:**

Hon. Hannah Blumenstiel, U.S. Bankruptcy Court, Northern District of California  
John LaBella, AlixPartners, San Francisco  
Christopher Hughes, Nossaman LLP, Sacramento  
Paul Hemesath, USDOJ, Sacramento

**Saturday May 20, 2023**

8:00 AM - 9:00 AM

**Roll the Dice: Cannabis Restructuring and Receiverships (MCLE\*)**

A cannabis business, whether a plant-touching operation or a provider of goods and services to a plant-touching operation, has limited options when it comes to a wind down, work out, or liquidation. Cannabis remains illegal at the Federal level and falls underneath state jurisdiction, therefore cannot seek protection from the Bankruptcy Court. As such, cannabis related businesses do not have the benefit of a court approved restructuring as provided by Chapter 11 of the Bankruptcy Code and do not receive the benefit of an orderly liquidation as provided by Chapter 7 of the Bankruptcy Code. This session will explore the remedies available for a failing cannabis business, including restructuring, receivership, and Assignment for the Benefit of Creditors. These industry experts will touch upon, how the industry has matured, how the rights of secured vs unsecured creditors have evolved, equity partnership disputes, tax liabilities and the licensing and regulatory effects at both a state and local level.

**Producers:**

Daniel Miggins, Hilco Real Estate, San Diego  
Aram Ordubegian, ArentFox Schiff LLP, Los Angeles

**Moderator:** Michael Muse-Fischer, Buchalter, APC, Sacramento

**Panelists:**

Kevin Singer, Receivership Specialists, Los Angeles  
Jason Rosell, Pachulski, Stang, Ziehl, & Jones LLP, San Francisco  
Tim Bossidy, Sierra Constellation Partners LLC, Los Angeles

8:30 AM - 9:30 AM

**Winning Big by Going Small... Subchapter V Bankruptcy (MCLE\*)**

The panel will discuss their experiences under the relatively new Subchapter V of Chapter 11 from their different roles and perspectives in the process. The panel will share tips on successfully negotiating the Subchapter V procedure and plan confirmation requirements to help small businesses successfully reorganize and avoid pitfalls.

**Producers**

Daniel L. Egan, Wilke Fleury, Sacramento  
Gustavo E. Bravo, Trust Advocates, San Diego

**Panelists:**

Hon. Scott C. Clarkson, U.S. Bankruptcy Court, Central District of California  
Mark Sharf, Sharf Law Firm, Subchapter V Trustee, Los Angeles  
Lisa Holder, Lisa Noxon Holder, PC, Subchapter V Trustee, Bakersfield  
Stephen D. Finestone, Finestone Hayes LLP, San Francisco

9:30 AM - 10:30 AM

**\$100,000 Pyramid of Debt Game Show with Honorable Sheri Bluebond (MCLE\*)**

Contestants will compete to see how many key words related to topics on the game board their partners can guess within 60 seconds based on the clues they provide. Topics on the gameboard will be inspired by recent Supreme Court or Ninth Circuit bankruptcy cases. Once all words related to a selected topic have been guessed or missed, a member of our panel of judges will explain the holding of the case to which the topic relates and audience members will be asked to weigh in with their opinions on issues raised by each case.

**Producer:**

Brian Osborne, Omni, Los Angeles

**Moderator:**

Hon. Sheri Bluebond, U.S. Bankruptcy Court, Central District of California

**Judge Panelists**

Hon. Martin R. Barash, U.S. Bankruptcy Court, Central District of California  
Hon. Neil W. Bason, U.S. Bankruptcy Court, Central District of California  
Hon. Hannah L. Blumenstiel, U.S. Bankruptcy Court, Northern District of California  
Hon. M. Elaine Hammond, U.S. Bankruptcy Court, Northern District of California  
Hon. Victoria S. Kaufman, U.S. Bankruptcy Court, Central District of California  
Hon. Margaret M. Mann, U.S. Bankruptcy Court, Southern District of California  
Hon. Jennifer E. Niemann, U.S. Bankruptcy Court, Eastern District of California  
Hon. Magdalena Reyes Bordeaux, U.S. Bankruptcy Court, Central District of California

11:00 AM - 12:00 PM

**Judges Roundtable Roulette (MCLE\*)**

Join our judges for lively roundtable discussions on all things related to bankruptcy litigation: recent trends, best practices, discovery disputes, appellate issues, and more!

**Producers**

Richard H. Golubow, Winthrop Golubow Hollander LLP, Orange County  
Joseph A. Zagajeski, Development Specialists, Inc., San Francisco

## YIP Sessions

### Saturday May 20, 2023

- 12:30 PM - 1:30 PM **YIP Lunch and Judges Roundtable: When to Hold 'Em and When to Fold 'Em: Ethical Considerations When Working With Clients (MCLE\*) (For YIP Registrants only)**  
Discussion of important considerations for young professionals when interfacing with clients: (i) fundamental ethical duties to clients; (ii) setting boundaries with clients, including understanding the scope of representation and client-creep; (iii) addressing conflicts with clients; (iv) professional etiquette and ethical rules; and (v) the role of a lawyer as counselor on non-legal issues.
- Producers:**  
Tanya Behnam, Polsinelli LLP, Los Angeles  
Timothy W. Evanston, Smiley Wang-Ekvall, LLP, Costa Mesa
- Moderator:**  
Hon. Neil W. Bason, U.S. Bankruptcy Court, Central District of California
- 1:30 PM - 2:30 PM **Bankruptcy Card Counting: When to Stay and File vs When to Split and Double Down on the Alternatives (MCLE\*)**  
To file or not to file...that is question? While bankruptcy may be the first consideration when facing insolvency, what are the other strategic and tactical options for debtors and creditors? Is it receivership, is it assignment for benefit of creditors or is a turnaround or workout possible? How do these solutions differ by industry/asset type? Join our panelists to learn when to employ which remedy to maximize returns outside of bankruptcy
- Producer:**  
Alphamorlai Kebeh, Danning Gill, Los Angeles
- Moderator:** Benjamin King, Loeb & Loeb, Los Angeles
- Panelists:**  
Kyra Andrassy, Smiley Wang-Ekvall, LLP, Costa Mesa  
Jake Diiorio, Stapleton Group, Los Angeles  
Molly Froschauer, Sherwood Partners, Los Angeles  
Veronica Rocha, Arch+Beam, Bay Area
- 2:45 PM - 3:45 PM **Chip and Chair: Navigating the Lifecycle of a Ch. 11 Case MCLE\*)**  
Panel addressing the various professional roles in a bankruptcy case, the stages of a bankruptcy case from prepetition planning and negotiation to post confirmation liquidation efforts, and practical advice for how these professionals best work together.
- Producers:**  
Nadia Saleem, DLA Piper LLP, Los Angeles  
Allison Rego, Barnes & Thornburg LLP, San Diego
- Moderator:**  
Hon. Deborah Saltzman , U.S. Bankruptcy Court, Central District of California
- Panelists:**  
Jennifer Nassiri, Sheppard Mullin, Los Angeles  
Evan Reed, Parthenon EY, San Diego  
Doah Kim, White & Case, Los Angeles  
Gerrick Warrington, Frandzel Robins Bloom & Csato, Los Angeles
- 4:00 PM - 5:30 PM Mingle with the YIPs Mixer

## Consumer Sessions

### Saturday May 20, 2023

1:30 PM - 2:30 PM

**Play Your Cards Right: Tax Traps for the Unwary, Before, During and After Bankruptcy (MCLE\*)**

This session focuses on identifying common tax issues, avoiding pitfalls, dealing with state and federal taxing authorities, and practical tips for addressing tax debt in and after bankruptcy proceedings.

**Producers:**

Dimple Mehra, Grobstein Teeple LLP, Las Vegas  
Tamar Tezian, Epps & Coulson LLP, Pasadena

**Panelists:**

Hon. Robert N. Kwan, U.S. Bankruptcy Court, Central District of California  
Jolene Tanner, United States Attorney's Office, Los Angeles  
Steven L. Walker, Law Offices of Steven L. Walker, San Jose  
Donny Le, California Department of Justice, Office of the Attorney General, Los Angeles

2:30 PM - 3:30 PM

**Don't Bet the Farm– Best Practices for Addressing issues at the Intersection of Bankruptcy and Divorce (MCLE\*)**

A primer on common family law cross-over issues, receive strategies for guiding clients, as well as analysis on relevant appellate decisions and cases

**Producers:**

Brisa C. Ramirez, Staff Attorney for Office of David Burchard, Chapter 13 and Chapter 12 Trustee for the Northern District of California  
Roksana D. Moradi-Brovia, RHM Law LLP, Los Angeles

**Panelists:**

Hon. Laura S. Taylor, U.S. Bankruptcy Court, Southern District of California  
Christopher Celentino, Dinsmore & Shohl LLP, San Diego  
Ed Hays, Marshack Hays LLP, Orange County

4:00 PM - 5:00 PM

**Playing to Win: How to Build a Successful Consumer Practice (MCLE\*)**

This seminar will focus on building a consumer law practice from the ground up. Successful consumer attorneys will discuss strategies for opening and managing your own practice.

**Producers:**

Charity J. Manee, Goe Forsythe & Hodges, Orange County  
Leo Spanos, Jen Lee Law, Inc., Bay Area

**Panelists:**

Hon. Charles Novack, U.S. Bankruptcy Court, Northern District of California  
Michael T. O'Halloran, Law Office of Michael T. O'Halloran, San Diego  
Kelly Zinser, Zinser Law Group, Orange County  
Cathy Moran, Moran Law Group, Inc., Redwood City

*\*An application requesting MCLE credit for this activity is pending for approval by the State Bar of California*