

COMPARATIVE AND CROSS-BORDER ISSUES IN BANKRUPTCY AND INSOLVENCY LAW

NOVEMBER 29 & 30, 2017

Chicago-Kent College of Law

565 W. Adams St., Chicago, IL 60661

Approved for 9 hours of IL and PA General MCLE Credit

Day 1

11:30 Registration

12:45 Symposium Introduction

Anthony Joseph, Editor-in-Chief, Chicago-Kent
Law Review

Adrian Walters, Ralph L. Brill Professor of Law,
Chicago-Kent College of Law

1:00 EMERGING ISSUES IN COMPARATIVE BANKRUPTCY LAW

Panel Chair

Jason Kilborn, Professor of Law,
John Marshall Law School

Corporate and Legal Culture as Determinants of Legal Transplants in Bankruptcy Law: Some Evidence from Argentinean Bankruptcy Law

Pablo Iannello, Professor of Law,
ESEADE - UADE

The U.S. Reorganization Regime in the Chinese Mirror: Legal Transplantation and Obstructed Efficiency

Simin Gao, Assistant Professor,
Tsinghua University School of Law

Third-Party Litigation Funding in the Insolvency Context: Drawing on American Lessons

Stephanie Ben-Ishai, Professor of Law,
Osgoode Hall Law School

Uniformity in Insolvency Systems: A Comparative Study

Megan McDermott, Lecturer and Honorary Fellow,
University of Wisconsin School of Law

Determinants of Failure and Success in Personal Debt Mediation

Jason Kilborn, Professor of Law,
John Marshall Law School

3:00 Break

3:15 THE UNCITRAL MODEL LAW AND ITS IMPACT ON THE INTERNATIONAL CROSS-BORDER INSOLVENCY FRAMEWORK

Panel Chair

Adrian Walters, Ralph L. Brill Professor of Law,
Chicago-Kent College of Law

Infinite Jest: The Otiose Quest for Completeness in Validating Insolvency Judgments

Bruce A. Markell, Professor of Bankruptcy Law and
Practice,
Northwestern Pritzker School of Law

Modularity in the Cross-Border Insolvency Framework

Andrew Dawson, Associate Professor of Law,
University of Miami School of Law

The Ammanati Affair: Seven Centuries Old, and not Feeling the Age

Eugenio Vaccari, Ph.D. Candidate,
City University of London

Modified Universalism(s) and the Role of "Glocal" Judges in the Making of Cross-Border Insolvency Law

Adrian Walters, Ralph L. Brill Professor of Law,
Chicago-Kent College of Law

4:55 Closing Remarks

Anthony Joseph, Editor-in-Chief,
Chicago-Kent Law Review



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Day 2

8:00 Registration & Continental Breakfast

8:45 Symposium Introduction

Anthony Joseph, Editor-in-Chief,
Chicago-Kent Law Review
Christoph Henkel, Professor of Law,
Mississippi College School of Law

9:00 THE NEED FOR SUBSTANTIVE HARMONIZATION OF INTERNATIONAL INSOLVENCY LAWS

Panel Chair

Christoph Henkel, Professor of Law,
Mississippi College School of Law

The Avoidance of Pre-Bankruptcy Transactions: An Economic and Comparative Approach

Aurelio Gurrea-Martínez, Fellow of the Program
on Corporate Governance, Harvard Law School

Fiduciary Duties of Directors of Insolvent Corporations: A Comparative Perspective

Alessandra Zanardo, Lecturer in Corporate and
Business Law, Ca' Foscari University of Venice

When Borders Dissolve

Laura Coordes, Associate Professor of Law,
Arizona State University – Sandra Day
O'Connor College of Law

Resolution and Liquidation of Central Counterparties: The Role of Intermediation

Christoph Henkel, Professor of Law,
Mississippi College School of Law

10:40 Break

11:00 CROSS-BORDER CORPORATE RESTRUCTURING: RECENT DEVELOPMENTS AND FUTURE IMPACT

Panel Chair

Adrian Walters, Ralph L. Brill Professor of Law,
Chicago-Kent College of Law

Reaching to Restructure Across Borders (Without Over-Reaching), Even After Brexit

Susan Block-Lieb, Cooper Family Professor of Law,
Fordham University School of Law

*Institutional Evolution, Chapter 11 and the Draft EU
Directive on Preventative Restructuring Frameworks* Sarah
Paterson, Associate Professor of Law,
London School of Economics & Political Science

*A Path Dependent Forecast of the Future of Social Policy
and the Rescue Culture in Post-Brexit Britain*
Dr. Jennifer L. L. Gant, Senior Lecturer in Law,
Nottingham Law School

12:45 Lunch Break

2:15 POST-LUNCHEON ADDRESS

Speaker

Jay L. Westbrook, Benno C. Schmidt Chair of Business Law,
University of Texas School of Law

2:50 THE ROLE OF INTERNATIONAL AND COMPARATIVE BANKRUPTCY LAW IN PRACTICE

Panel Chair

Hon. Timothy A. Barnes, United States Bankruptcy Court
for the Northern District of Illinois

Speakers

Daniel M. Glosband, Of Counsel,
Goodwin Procter LLP

Richard Mason, Partner,
McGuireWoods LLP - Chicago

4:10 Closing Remarks

Anthony Joseph, Editor-in-Chief,
Chicago-Kent Law Review

4:45 Drinks Reception

