

The Canadian Institute's 6th Annual

# ADVANCED INSOLVENCY LAW & PRACTICE



*"The Canadian Institute delivered a broad range of issues given by an exceptionally talented list of panelists"*

*Joselynn Lazaga*

Insolvency Officer, Canada Revenue Agency  
5th Annual Advanced Insolvency Law & Practice, 2005

## JUDICIAL PERSPECTIVES PANEL ON THE BIA AND CCAA

Back by Popular Demand!



MR. JUSTICE JAMES FARLEY  
ONTARIO SUPERIOR COURT  
OF JUSTICE



MADAM JUSTICE KAREN HORNER  
ALBERTA COURT OF  
QUEEN'S BENCH



MR. JUSTICE GEOFFREY B. MORAWETZ  
ONTARIO SUPERIOR COURT  
OF JUSTICE

### CO-CHAIRS

- David F. W. Cohen*  
Gowling Lafleur Henderson LLP
- Fred Myers*  
Goodmans LLP

### JUST SOME OF THE EXCEPTIONAL FACULTY YOU WILL HEAR FROM:

- Goodmans LLP
- Corporate and Insolvency Law Policy Directorate, Industry Canada (Ottawa)
- Taylor McCaffrey LLP (Winnipeg)
- McMillan Binch Mendelsohn LLP (Montreal)
- McDougall Gauley LLP (Regina)
- Cavalluzzo Hayes Shilton McIntyre & Cornish LLP
- Kirkland & Ellis LLP (Chicago)
- ThorntonGroutFinnigan LLP
- Department of Justice (Toronto)

Get the practical up-to-the-minute information and advice you need to overcome insolvency challenges and help you:

- ✓ **MANAGE** the impact of insolvency reform in Canada and the U.S.
- ✓ **TAKE** advantage of judicial views on how the CCAA should be used
- ✓ **ATTAIN** valuable insight into how emerging issues for employees' rights and pension deficits impact stakeholders
- ✓ **ANALYZE** the most recent case law and the impact of insolvency reform on challenging the Crown in an insolvency
- ✓ **UNDERSTAND** the strategies for success in the North American auto-parts sector and the issues that impact stakeholders
- ✓ **DEAL** with multi-national insolvencies on both sides of the border

### PLUS!

Experience two interactive strategy sessions on:  
January 18 & 20, 2006

**A** FUNDAMENTALS OF CANADIAN BANKRUPTCY AND INSOLVENCY LAW

**B** FUNDAMENTALS OF AMERICAN BANKRUPTCY LAW

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See page 10 for details...



1-877-927-0718 Ext 372 or K.Doucette@CanadianInstitute.com



# Who you will meet

- Lawyers in insolvency, bankruptcy and restructuring
- In-house corporate counsel
- Trustees and insolvency practitioners
- Corporate recovery managers and directors
- Business regeneration specialists
- Financial institution senior lenders and special loan managers

## About The Canadian Institute



For 20 years, Canadian Institute conferences, summits and executive briefings have provided the business intelligence that Canadian decision makers need to respond

to challenges and opportunities both here at home, and around the world. The Canadian Institute operates as a think tank, monitoring trends and developments in all major industry sectors, in the law, and in public policy, with a view to providing information on the leading edge. Headquartered in Toronto, the Canadian Institute produces over 180 events a year, attended by thousands of senior and C-level delegates from across the country.

For more information, visit

[www.CanadianInstitute.com](http://www.CanadianInstitute.com)

## Why so many Leading Insolvency Practitioners

from across Canada come to this conference every January

The first major amendments since 1997 to Canada's Bankruptcy and Insolvency Act and Companies' Creditors Arrangement Act are expected to be implemented in the coming months. You need to stay current with the latest developments that will impact insolvency practice in Canada. In addition, in the U.S., Chapter 11 and Chapter 15 amendments scheduled to come into effect October 17, 2005, will affect cross-border insolvencies.

New law and precedents resulting from case law are continuously refining and expanding the relief that can be obtained in insolvency proceedings. If you want to serve your clients effectively, you need to keep abreast of all the newest developments.

From the latest review of case law developments to dealing with multi-national insolvencies on both sides of the border, the *Canadian Institute's* 6th Annual Advanced Insolvency Law and Practice conference will provide you with up-to-the-minute information on the latest practice developments and more, plus practical tips and strategies to help you manage your clients to get back to financial stability including:

- ✓ Understanding the significant changes to Canada's bankruptcy and insolvency legislation
- ✓ Advising the purchaser of a business in liquidation on employees' collective rights and company pension deficits
- ✓ Protecting trustees, receivers and other court appointed officers
- ✓ Mastering the evolving law of priorities
- ✓ Dealing with multi-national insolvencies on both sides of the border in light of Chapter 11 amendments and new Chapter 15 provisions
- ✓ Manoeuvring through the restructuring requirements of a business or income trust
- ✓ Analyzing the challenges of overcapacity in the automotive sector and the unique issues arising from an auto parts supplier insolvency

And don't miss the pre and post conference briefings! For a comprehensive Canadian insolvency refresher course join the pre-conference briefing on the "Fundamentals of Canadian Bankruptcy and Insolvency Law". Get up to speed on U.S. developments by registering for the ever-popular "Fundamentals of American Insolvency Law". Both of these strategy sessions will provide you with the up-to-the-minute information you need to practice in today's world of multinational commerce.

Don't miss this opportunity to learn from the experts and to network with the key insolvency practitioners. Spaces at this annual event go quickly every year, so register now by calling 1-877-927-7936 or in Toronto 416-927-7936. Or, visit our website and register online at [www.CanadianInstitute.com/insolvency](http://www.CanadianInstitute.com/insolvency). We look forward to seeing you at the conference.

# Distinguished Faculty

## Co-Chairs

*David F. W. Cohen*  
Gowling Lafleur Henderson LLP

*Fred Myers*  
Goodmans LLP

## View from the Bench



*Mr. Justice James Farley*  
Ontario Superior Court of Justice



*Madam Justice Karen Horner*  
Alberta Court of Queen's Bench



*Mr. Justice Geoffrey B. Morawetz*  
Ontario Superior Court of Justice

## Speakers

*Scott A. Bombhof*  
Partner  
Torys LLP

*Nicholas Brearton*  
Senior Vice President  
KPMG Inc.

*Jay A. Carfagnini*  
Partner  
Goodmans LLP

*Alicia B. Masse*  
Principal  
BBK Ltd. (Southfield, MI)

*The Honourable Mr. Justice  
James M. Farley*  
Ontario Superior Court of Justice

*Jamie Gage*  
Partner  
McCarthy Tétrault LLP

*Gilles Gauthier*  
Director  
Industry Canada

*Aaron L. Hammer*  
Partner  
Freeborn & Peters LLP (Chicago)

*Steven M. Hartmann*  
Partner  
Freeborn & Peters LLP

*David Heroy*  
Partner  
Bell, Boyd & Lloyd LLC (Chicago)

*The Honourable Madam Justice  
Karen Horner*  
Alberta Court of Queen's Bench

*David M. Jackson*  
Partner  
Taylor McCaffrey LLP (Winnipeg)

*Shayne R. Kukulowicz*  
Partner  
Fraser Milner Casgrain LLP

*David Mann*  
Partner  
Fraser Milner Casgrain LLP

*Kevin P. McElcheran*  
Partner  
Blake, Cassels & Graydon LLP

*John McKenna*  
Partner  
PricewaterhouseCoopers LLP

*Max Mendelsohn*  
Partner  
McMillan Binch Mendelsohn LLP

*Michael W. Milani*  
Partner  
McDougall Gauley LLP (Regina)

*Sanj Mitra*  
Associate  
Aird & Berlis LLP

*The Honourable Mr. Justice  
Geoffrey B. Morawetz*  
Ontario Superior Court of Justice

*Hugh O'Reilly*  
Partner  
Cavalluzzo Hayes Shilton McIntyre  
& Cornish LLP

*James A. Plemmons*  
Partner  
Dickinson Wright PLLC (Detroit)

*Arnold Quittner*  
Of Counsel  
Peitzman, Weg & Kempinsky LLP  
(Los Angeles)

*Tony Reyes*  
Partner  
Ogilvy Renault LLP

*Kenneth T. Rosenberg*  
Partner  
Paliare Roland Rosenberg Rothstein LLP

*Gale Rubinstein*  
Partner  
Goodmans LLP

*E. Patrick Shea*  
Partner  
Gowling Lafleur Henderson LLP

*James H.M. Sprayregen*  
Partner  
Kirkland & Ellis LLP (Chicago)

*Robert I. Thornton*  
Partner  
ThorntonGroutFinnigan LLP

*Heath P.L. Whiteley*  
Partner  
Gowling Lafleur Henderson LLP

*Diane H. Winters*  
General Counsel  
Department of Justice

*Lilly Wong*  
Partner  
Gowling Lafleur Henderson LLP

Thursday, January 19, 2006

8:00

REGISTRATION OPENS AND COFFEE SERVED 

8:30

OPENING REMARKS FROM THE CO-CHAIRS

*David F. W. Cohen*

Partner  
Gowling Lafleur Henderson LLP

*Fred Myers*

Partner  
Goodmans LLP

8:45

IMPLEMENTING EFFECTIVE PRACTICE STRATEGIES TO MANAGE THE IMPACT OF PENDING INSOLVENCY REFORM IN CANADA

*E. Patrick Shea*

Partner  
Gowling Lafleur Henderson LLP

*Gilles Gauthier*

Director  
Corporate and Insolvency Law Policy Directorate  
Industry Canada

*Bankruptcy reform in Canada is the hot topic for all insolvency stakeholders. Proposed changes to the country's insolvency laws will impose more requirements for transparency for DIP financiers, organized labour, employees and company directors. It will also impose new requirements on what a judge in an insolvency proceeding can and cannot do. Find out which proposed changes will be favourable and which will be controversial as you adjust your practice to a changing insolvency landscape including:*

- What are the underlying policy considerations behind Bill C-55?
- What new charges are created? How will they rank vis à vis existing creditors and each other?
- How will contracts be treated in BIA and CCAA reorganizations?
- How is interim financing different from DIP financing?
- How will collective agreements be treated in reorganizations?
- Will the changes to the avoidance provisions impact recoveries for unsecured creditors?
- How do the new proposals affect cross-border insolvencies?

*"I like the real life examples" and "Great insight on insolvency today and where its heading"*

*Hillary Fox*

Case Officer, Canada Customs & Revenue Agency  
4th Annual Advanced Insolvency Law & Practice, 2004

9:45

MANAGING THE NEW CHANGES AND CHALLENGES OF THE U.S. BANKRUPTCY CODE TO EFFECTIVELY ADVISE YOUR CROSS-BORDER CLIENTS

*Aaron L. Hammer*

Partner  
Freeborn & Peters LLP (Chicago)

*Steven M. Hartmann*

Partner  
Freeborn & Peters LLP (Chicago)

*Changes to the U. S. Bankruptcy Code will come into effect on October 15, 2005 and will significantly impact business bankruptcies. Get practical advice from leading U.S. industry experts on the practice implications of the new amendments.*

- Small changes, big impact: preparing for the new fixed deadlines for exclusivity and lease assumption/rejection
- Understanding amendments to professional retention and compensation rules
- How does the new legislation impact key employee retention plans (KERPs)?
- What are the new rules for preference and fraudulent transfer actions?
- What you need to know for the recognition of foreign insolvency proceedings under the new Chapter 15

10:30

NETWORKING COFFEE BREAK 

10:45

## AVOIDING FINANCIAL PITFALLS BY RECONCILING CHANGES IN RECENT CASE LAW IMPACTING EMPLOYEES' RIGHTS AND PENSION DEFICITS

### Moderator and Speaker:

*Hugh O'Reilly*

Partner

Cavalluzzo Hayes Shilton McIntyre & Cornish LLP

### Panelists:

*Gale Rubinstein*

Partner

Goodmans LLP

*Jamie Gage*

Partner

McCarthy Tétrault LLP

*Robert I. Thornton*

Partner

ThorntonGroutFinnigan LLP

*Kenneth T. Rosenberg*

Partner

Paliare Roland Rosenberg Rothstein LLP

*Receivers and bankruptcy trustees need to be ever aware of changing case law impacting employees' rights. In addition, companies that take over or refinance insolvent companies have to be concerned about under-funded pensions and potential special payments to make up the shortfalls. Both of these areas are evolving and are potential traps for unwary insolvency advisors. In this session, learn from experienced advisors on what you need to know to have a clear understanding of the latest issues impacting these areas.*

- How has recent case law affected employees' rights?
- How are pension liabilities to be dealt with going forward?
- How do you restructure a pension?
- What are the priorities?
- What is the relationship between collective agreements and the CCAA process?
- How does provincial legislation interplay with the BIA?
- What are the new issues affecting a purchaser of a business in liquidation?

*"Packed a great deal of material in a short time frame"*

*Karen Park*

Lawyer, Stikeman Elliott LLP

5th Annual Advanced Insolvency Law & Practice, 2005

11:45

## ENSURING YOU GET YOUR SHARE IN COMPETING CLAIMS BETWEEN THE CANADA REVENUE AGENCY AND OTHER CREDITORS

*Diane H. Winters*

General Counsel

Department of Justice (Toronto)

*David R. M. Jackson*

Partner

Taylor McCaffrey LLP (Winnipeg)

*Secured creditors need to be ever-vigilant of super-priority pitfalls and the evolving law of priorities involving federal taxes, particularly source deductions and GST. This valuable session will ensure you are up-to-speed in these areas, including the latest developments in critical emerging case law and the proposed bankruptcy reform.*

- Update on Crown claims in CCAA and BIA proceedings
- The latest judicial decisions on challenging the Crown
- Priorities between non-Crown claimants
- Do provincial limitation provisions apply to the Crown?
- Overview of new priorities arising from proposed insolvency reform

12:45

## NETWORKING LUNCHEON FOR DELEGATES AND SPEAKERS



2:00

## RECONCILING THE UNIQUE ISSUES BETWEEN STAKEHOLDERS IN AN AUTO PARTS INSOLVENCY

### Moderator and Speaker:

*Nicholas Brearton*

Senior Vice President

KPMG Inc.

### Panelists:

*Alicia B. Masse*

Principal

BBK Ltd. (Southfield, MI)

*James A. Plemmons*

Partner

Dickinson Wright PLLC (Detroit)

*Lilly A. Wong*

Partner

Gowling Lafleur Henderson LLP

*Shayne R. Kukulowicz*

Partner

Fraser Milner Casgrain LLP

CASE STUDY

*As a result of negative conditions in the automotive industry fostered by rising commodity prices, high labour costs, competition, and the decline in market share of the Detroit 3, North American auto-parts makers are being squeezed to reduce costs by shedding plants and workers in order to remain competitive. How will the auto parts manufacturers deal with this situation? What are the strategies for success? Find out in this informative session including, a case study of a recent Canadian restructuring and the unique issues that arose between the stakeholders.*

- What are the challenges and where is this industry going?
- How are commodity prices and other factors impacting the market?
- What should be the key survival strategies for this industry?
- What are the unique insolvency issues impacting this industry?
- Case study: Lessons learned from Hunjan International Inc. and affiliated companies

3:15

## NETWORKING REFRESHMENT BREAK

3:30

### AVOIDING CONFLICTS WHILE NAVIGATING THROUGH THE POTENTIAL MINEFIELDS OF COURT APPOINTED OFFICERS

**Max Mendelsohn**

Partner  
McMillan Binch Mendelsohn LLP (Montreal)

**Tony Reyes**

Partner  
Ogilvy Renault LLP

**David M. Mann**

Partner  
Fraser Milner Casgrain LLP (Calgary)

- Understanding the goal of the exercise
  - identifying in advance any actual or potential conflicts
  - adapting the role to the circumstances of the case
- How does the role change in non-typical appointments?
  - different categories of appointments
- Dealing with conflicts of interest
  - knowing when you're in a conflict
  - obtaining clearance
  - providing disclosure
- Maintaining independence during the appointment
  - avoidance of being seduced by, or recruited to stakeholders' agendas

- knowing when to be assertive while maintaining independence
- maintaining open lines of communication
- Understanding, respecting and balancing stakeholders' legitimate concerns
  - knowing who you represent
- Managing funding issues
- Strategies for avoiding unnecessary litigation

*"I liked the variety of subject matters and speakers. Excellent materials, current and new developments were covered"*

*Catherine Chamberlain*

Lawyer, Blakes Cassels & Graydon LLP  
4th Annual Advanced Insolvency Law & Practice, 2004

4:30

### STRATEGIES FOR SUCCESS WHEN DEALING WITH MULTI-NATIONAL INSOLVENCIES IN A CHANGING NORTH AMERICAN REGULATORY LANDSCAPE

**Scott A. Bombhof**

Partner  
Torys LLP

**Kevin P. McElcheran**

Partner  
Blake, Cassels & Graydon LLP

**James H.M. Sprayregen P.C.**

Partner  
Kirkland & Ellis LLP (Chicago)

- Framework for Canadian and U.S. insolvency proceedings
- Concurrent proceedings and protocols
  - U.S. Chapter 15 of the Bankruptcy Code
  - Canada-Section 18.6 of the CCAA and Part XIII of the BIA
- Overview of ancillary proceedings
- Factors to consider in choice of forum
- Is the Canadian insolvency proceeding becoming Americanized?
- How will Canadian and U.S. insolvency proceedings be aligned by pending reforms?

5:30

CO-CHAIRS RECAP & CONFERENCE ADJOURNS

Friday, January 20, 2006

8:30

COFFEE SERVED ☞

9:00

## OPENING REMARKS FROM THE CO-CHAIRS

*David F.W. Cohen*

Partner  
Gowling Lafleur Henderson LLP

*Fred Myers*

Partner  
Goodmans LLP

9:10

## JUDICIAL PANEL: LEVERAGING YOUR KNOWLEDGE OF HOW BILL C-55 WILL IMPACT JUDICIAL DISCRETION AND HOW TO BUILD A WINNING CCAA PROPOSAL

### Moderator:

*David F.W. Cohen*

Partner  
Gowling Lafleur Henderson LLP

### Panelists:

*The Honourable Mr. Justice James M. Farley*

Ontario Superior Court of Justice

*The Honourable Mr. Justice Geoffrey B. Morawetz*

Ontario Superior Court of Justice

*The Honourable Madam Justice Karen Horner*

Alberta Court of Queen's Bench (Calgary)

- Judicial discretion and the CCAA
- How far can and should the courts go in the exercise of discretion?
- How will the changes proposed by Bill C-55 impact judicial discretion?
- What proposals will a Judge reject?
- What makes a winning proposal?
- Cross-Canada update; why the differences in judicial orders under the CCAA?
- What are the Court's concerns in multi-jurisdictional proceedings?

*Ample time will be provided during this session for questions from the delegates*

10:30

NETWORKING REFRESHMENT BREAK

10:45

## ASSESSING THE IMPACT OF LEGISLATIVE REFORM AND THE *PEOPLES V. WISE* CASE ON DIRECTORS' AND OFFICERS' LIABILITY

*Michael W. Milani Q.C.*

Partner  
McDougall Gauley LLP (Regina)

- What is the expanding scope of directors' duties?
- What steps can directors take to balance the interests of stakeholders?
- What are the best practices going forward?
- How can one interpret "acting prudently and on a reasonably informed basis"?
- Assessing the impact of legislative reform on directors and officers

11:30

## MANOEUVRING THROUGH THE RESTRUCTURING REQUIREMENTS AND ALTERNATIVES OF A BUSINESS OR INCOME TRUST INSOLVENCY

*Jay A. Carfagnini*

Partner  
Goodmans LLP

*John McKenna*

Partner  
PricewaterhouseCoopers LLP

*The trust sector in Canada has grown dramatically and is now valued at \$153 billion and growing. Fuelled by low interest rates and high commodity prices, trusts have proven to be an excellent investment. However, a collapse in energy prices, depleting reserves or significant increases in interest rates could be disastrous for many Canadian trusts. The information delivered by this panel will help you manoeuvre through the restructuring requirements if and when trusts hit the perfect storm.*

### Practical and Accounting Issues

- Sustainability of distributions
- Management and trustee issues
- Tax issues when a trust gets into trouble

### Insolvency and Restructuring Issues

- Is a trust a person?
- Can it restructure under the CCAA?
- Unitholder risks and remedies
- Restructuring alternatives

12:30

CO-CHAIRS' CLOSING REMARKS,  
CONFERENCE CONCLUDES

## FUNDAMENTALS OF CANADIAN BANKRUPTCY AND INSOLVENCY LAW

**E. Patrick Shea**

Partner

Gowling Lafleur Henderson LLP

**Heath P.L. Whiteley**

Partner

Gowling Lafleur Henderson LLP

**Sanj Mitra**

Associate

Aird & Berlis LLP

*Insolvency law is highly specialized and complex. The insolvency practitioner must master the statutory intricacies of the CCAA, BIA and WURA, and understand jurisdictional variation in interpretation of the CCAA, the relationship between the various regimes and, of course, strategic considerations. This interactive hands-on sessions has been designed as a crash course on identifying the key differences among the bankruptcy statutes and utilizing the different regimes to obtain the best result for stakeholders.*

*Statutes to be covered include:*

- Bankruptcy and Insolvency Act
- Companies' Creditors Arrangement Act
- Business Corporations Act (Ontario)
- PPSA
- Canadian Business Corporations Act
- Provincial legislation such as the Fraudulent Conveyances Act and the Assignment and Preferences Act

*E. Patrick Shea is a member of the Banking and Restructuring Department in Gowling's Toronto office where his practice is focused on commercial law with a particular focus on the areas of bankruptcy and insolvency.*

*Sanj Mitra's practice focuses on bankruptcy and insolvency law. He acts primarily for financial institutions and trustees in bankruptcy and has a broad range of experience in both commercial and insolvency litigation.*

*Heath Whiteley is a member of the Banking and Restructuring Department in Gowling's Toronto office where his practice is focused on insolvency and commercial litigation.*

Conference Strategy Sessions A and B have been accredited by the Corporate and Commercial Specialty Committees of the Law Society of Upper Canada for 3 hours each towards the professional development requirement for certification.

## FUNDAMENTALS OF AMERICAN INSOLVENCY LAW

**Arnold M. Quittner**

Of Counsel

Peitzman, Weg & Kempinsky LLP (Los Angeles)

**David F. Heroy**

Partner

Bell, Boyd & Lloyd LLC (Chicago)

*Canadian lawyers are finding it necessary to at least have a rudimentary understanding of the United States Bankruptcy Code, even if to understand the key differences and implications between the Canadian and U.S. systems. In order to tell your client of the benefits of the Canadian law, you must understand how the alternative system works.*

*This workshop will provide you the crucial and practical information you need to know about U.S. bankruptcy law including:*

- The court's structure
- Jurisdiction, venue and appeals
- The commencement of a voluntary or involuntary liquidation or reorganization case
- First day orders and critical vendors
- Retention and compensation of accountants and lawyers
- DIP Financing, including use of cash collateral
- The appointment and duties of a creditors' committee
- Executory Contracts
- Plan Formulation and Confirmation
- The 2005 amendments to the Bankruptcy Code which affect business reorganizations:
  - Voidable preference defenses
  - Assumption and rejection of commercial real property leases
  - Small business case amendments
  - Additional exceptions to the automatic stay
- International and cross-border insolvencies:
  - New Chapter 15 provisions for cross-border insolvencies
  - A comparison of the full Chapter 11 with the new Chapter 15 ancillary proceedings
  - Universality versus territoriality
  - Comity recognition of foreign statutory provisions and orders without a bankruptcy proceeding

*At the conclusion of this strategy session, you will have an excellent understanding of the basics of U.S. insolvency law. This is a "must attend" workshop for any Canadian practitioner with cross-border clients.*

*Arnold M. Quittner's practice focuses on business reorganizations under Chapter 11 and on international and cross-border insolvencies. He is currently an expert consultant to The People's National Congress of the People's Republic of China.*

*David F. Heroy chairs Bell, Boyd & Lloyds LLC's Bankruptcy and Insolvency Restructuring Department and serves on the firm's Executive Committee. He has handled related litigation in bankruptcy, district and appellate courts across the country.*



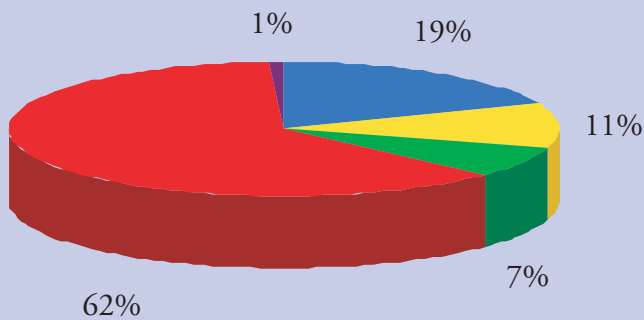
# Organizations that have benefited by attending this conference

Aikins Macaulay & Thorvaldson LLP	Farm Credit Canada	McDonald & Hayden
Aird & Berlis LLP	Fasken DuMoulin Martineau LLP	McInnes Cooper
Alberta Treasury Branches	Field LLP	McLennan Ross LLP
Allen Dixon Smith Townsend	Fillmore Riley LLP	McMillan Binch Mendelsohn LLP
AMT Management Services	Fogler Rubinoff LLP	McTague Law Firm LLP
Attorney General Province of New Brunswick	Fontaine & Associates Inc.	Merrick Holm
Aylesworth Thompson Phelan O'Brien	Ford Credit Canada	Meyers Norris Penny LLP
Balfour Moss	Fraser Milner Casgrain LLP	Miller Thomson LLP
Bank Of Nova Scotia	Friedman Taub Heredia Consulting Group	Minden Gross Grafstein & Greenstein LLP
BDO Dunwoody Ltd	GE Commercial Finance	Ministry of Enterprise
Bennett Jones LLP	General Electric Capital Canada Inc.	Ministry of Finance
Bishop & McKenzie LLP	Gilbert McGloan Gillis	Mintz & Partners
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Brouillette Charpentier Fournier LLP	Goldstein, Flanz & Fishman	Ogilvy Renault LLP
Browning Crocker Inc.	Goodman and Carr LLP	Osler, Hoskin & Harcourt LLP
Burchell MacDougall	Goodmans LLP	Owen Bird Law Corporation
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Business Development Bank of Canada	Green Haley & Wedlake Inc	Parlee McLaws LLP
Cain Lamarre Casgrain Wells	Green Jain Wedlake Inc.	Patterson Palmer
Campbell Saunders Ltd.	Harrison Pensa LLP	Perley-Robertson, Hill & McDougall LLP
Canada Revenue Agency	Heenan Blaikie LLP	PricewaterhouseCoopers LLP
Canadian Commercial Corporation	HSBC Bank Canada	Raymond Chabot Grant Thornton
Canadian Life & Health Insurance Assoc.	Hughes Amys LLP	S. Funtig & Associates Inc.
Chaitons LLP	Industry Canada	Shea Nerland Calnan
CIT Financial Ltd.	Jackson Carson Inc.	Siskind, Cromarty, Ivey & Dowler LLP
Cox Hanson O'Reilly Matheson	Jones Rogers LLP	Stewart Mckelvey Stirling Scales
David Azoulay & Associates Inc.	Justice Canada	Stikeman Elliott LLP
Davies Ward Phillips & Vineberg LLP	KPMG Inc.	Sutts, Strosberg LLP
Davis & Company	Kronis Rotsztain Margles Cappel	Taylor MacLellan & Cochrane
Davison Worden LLP	Lang Michener LLP	Taylor McCaffrey LLP
Deloitte & Touche Inc.	Langlois Kronstrom Desjardins	Thompson Dorfman Sweatman
Desjardins Ducharme Stein Monast	Lapointe Rosenstein	ThorntonGroutFinnigan LLP
Doucet McBride LLP	Lavery, de Billy	Torkin Manes Cohen Arbus LLP
Druker & Associates Inc.	Lawrence, Lawrence, Stevenson LLP	Torys LLP
Duncan & Craig LLP	Lazer Grant Inc.	Weiler, Maloney, Nelson
Ernst & Young LLP	Macleod Dixon LLP	WeirFoulds LLP
Export Development Canada	MacPherson Leslie & Tyerman LLP	White, Ottenheimer & Baker
	Mandelbaum Spergel Inc.	Wilson Vukelich & Baker
	McCarthy Tétrault LLP	Wilson Walker Hochberg Slopen LLP
		Witten LLP

# 5 more reasons to attend

- 1 Reinforce your knowledge of the evolving issues impacting D&O Liability
- 2 Learn how to adjust your practice to a changing Canadian insolvency landscape
- 3 Understand the practice implications of the amendments to the U.S. Bankruptcy Code
- 4 Stay current with changing case law impacting employees' rights and pension deficits
- 5 Find out critical new updates on creditor priorities

## Industry Participation



- Accounting Firms
- Financial Institutions
- Government
- Law Firms
- Other (including Healthcare, Retail, Consumer Products)

*“Great use of time-current issues and topics with relevant and practical points of view”*

*Mariana Sierra Mendes*

Insolvency Officer, Canada Revenue Agency  
4th Annual Advanced Insolvency Law & Practice, 2004

## Sponsorship & Marketing Opportunities

Sponsored by:



With a history dating back more than 100 years, Gowlings is a leading Canadian business law firm with 700 professionals across offices in Montreal, Ottawa, Toronto, Hamilton, Waterloo Region, Calgary, Vancouver and Moscow. Characterized by national strength and regional focus, the Firm is a recognized leader in intellectual property law, business law and advocacy, offering expertise across a broad range of industries and in virtually every area of law. Gowlings provides end-to-end legal and consulting services to clients in Canada and around the world. See what the power of original thought can do for you. Visit us at [www.gowlings.com](http://www.gowlings.com) to learn more about Gowlings.

### Sponsorship & Exhibition Opportunities

Maximize your company's visibility in front of key decision-makers in your target market.

For more information, contact Business Development Executive **Julie Sucharyna** at 416-927-0718 ext. 302, toll-free 1-877-927-0718 ext. 302 or by email at [J.Sucharyna@CanadianInstitute.com](mailto:J.Sucharyna@CanadianInstitute.com)

### Marketing Partnership Opportunities

We make every effort to establish a mutually beneficial partnership that will cater to your specific marketing needs and objectives.

To learn more, contact **Joanna Chung** at 416-927-0718 ext. 308, toll-free at 1-877-927-0718 ext. 308 or by email at [J.Chung@CanadianInstitute.com](mailto:J.Chung@CanadianInstitute.com).



This program has been accredited by the Specialty Committee of the Law Society of Upper Canada towards the professional development requirement for certification.

Corporate and Commercial	11 Hours
Strategy Session A	3 Hours
Strategy Session B	3 Hours

# Hotel Information & Administrative Details



Venue:  
**Four Seasons Hotel**

Address:  
**21 Avenue, Toronto, Ontario**

Telephone:  
**416-964-0411**

Facsimile:  
**416-964-2301**

Website:  
**[www.fourseasons.com/toronto](http://www.fourseasons.com/toronto)**



## Hotel Reservations:

For information on hotel room availability and reservations, please contact The Four Seasons Hotel at 416.964.0411. When making your reservation, please ask for "The Canadian Institute's Corporate Rate".

## Hotel Parking:

Self parking is available for \$24.00 per day. Valet parking is available for \$26.00 per day.

## Registration Confirmation:

All conference registrants will be mailed a written confirmation within two weeks of receipt and processing of the registration form.

## Registration Fee and Conference Materials:

The conference fee includes all program materials, continental breakfasts, lunches and refreshments. A comprehensive set of conference materials prepared by the speakers will be provided to each registrant and are intended to provide you with an excellent reference source after the conference.

## Attire

The dress code is business casual. The conference room tends to be chilly. You may wish to wear, or have with you, a sweater or jacket to ensure your comfort.

## Cancellations, Refunds and Substitutions:

Substitution of participants is permissible without prior notification. If you are unable to find a substitute, please notify *The Canadian Institute* in writing no later than 10 days prior to the conference date and a credit voucher will be issued to you for the full amount paid, redeemable against any other *Canadian Institute* conference. If you prefer, you may request a refund of fees paid less a 15% service charge. No credits or refunds will be given for cancellations received after 10 days prior to the conference date. *The Canadian Institute* reserves the right to cancel any conference it deems necessary and will, in such event, make a full refund of any registration fee, but will not be responsible for airfare, hotel or other costs incurred by registrants. No liability is assumed by *The Canadian Institute* for changes in program date, content, speakers or venue.

**PAYMENT MUST BE RECEIVED PRIOR TO JANUARY 12, 2006**

## LOCAL ATTRACTIONS

### The Art Gallery of Ontario

The Art Gallery of Ontario is one of North America's largest public art museums, housing a collection of over 15,000 paintings, prints, drawings and sculptures representative of the great traditions of Western art, including one of the most comprehensive collections of Canadian paintings anywhere. The Henry Moore Sculpture Centre displays the largest public collection of Moore's work in the world.

Estimated Travel Time	5 minutes walk
Address	100 Queen's Park
Telephone	(416) 586-8000

### CN Tower

The world's tallest free-standing structure, the CN Tower (553.3 metres/1,815 feet, 5 inches) features glass-fronted elevators, a spellbinding glass floor, the award-winning 360 revolving restaurant, Horizons Café and Marketplace shopping. Other attractions include motion simulator rides, a themed arcade and Maple Leaf Cinema.

Estimated Travel Time	10 minutes drive
Address	301 Front Street West
Telephone	(416) 868-6937

### The Royal Alexandra Theatre

Located only a block from The Princess of Wales Theatre, the historic "Royal Alex" is a masterpiece of beaux-arts architecture and was named a National Historic Monument in 1987, on its 80th birthday.

Estimated Travel Time	10 minutes drive
Address	260 King Street West
Telephone	(416) 872-1212

## Shopping

The boutiques of Bloor Street and Yorkville are located just steps away from the Hotel.

Shopping hours of boutiques in Yorkville and the surrounding Bloor Street area:

- Monday to Wednesday 10:00 am to 6:00 pm
- Thursday and Friday 10:00 am to 9:00 pm
- Saturday 10:00 am to 6:00 pm
- Sunday 12:00 pm to 5:00 pm

# Registration Form

## Step 1

Conference Code: 470L06-TOR

YES! Please register the following delegate(s) for the

### 6<sup>th</sup> Annual Advanced Insolvency Law & Practice

#### Fee Per Delegate:

- Conference only \$1795 + \$125.65 (7%) GST = \$1920.65
- Conference & One Strategy Session  A or  B \$2290 + \$160.30 (7%) GST = \$2450.30
- Conference & Both Strategy Sessions \$2785 + \$194.95 (7%) GST = \$2979.95

I cannot attend but would like information regarding conference materials

\* Volume discounts available to individuals employed by the same organization.  
Not to be combined with any other offer.

#### Team Discount

Any firm or company registering three people at the same time will be entitled to a fourth registration free of charge.

## Step 2

NAME \_\_\_\_\_

POSITION \_\_\_\_\_

ORGANIZATION \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ PROVINCE \_\_\_\_\_ POSTAL CODE \_\_\_\_\_

TELEPHONE (\_\_\_\_) \_\_\_\_\_-\_\_\_\_\_ FAX (\_\_\_\_) \_\_\_\_\_-\_\_\_\_\_

EMAIL \_\_\_\_\_

TYPE OF BUSINESS \_\_\_\_\_ NO. OF EMPLOYEES \_\_\_\_\_

APPROVING MANAGER \_\_\_\_\_ POSITION \_\_\_\_\_

To expedite your registration, please mention your priority service code



ATTENTION MAILROOM: If undeliverable to addressee, please forward to: [Insolvency Practitioner](#)

## 4 Easy Ways to Register

**PHONE:** 1-877-927-0718 or 416-927-0718 Ext 372

**MAIL:** The Canadian Institute  
1329 Bay Street, Toronto, ON, M5R 2C4

**FAX:** 1-888-283-4102 or 416-927-0098

**EMAIL:** [K.Doucette@CanadianInstitute.com](mailto:K.Doucette@CanadianInstitute.com)

**Kathryn Doucette**

## Step 3

#### Payment:

Please charge my  VISA  MasterCard  AMEX

Number \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ Expiry \_\_\_\_\_/\_\_\_\_\_

Signature \_\_\_\_\_

I have enclosed my cheque for \$\_\_\_\_\_ including GST made payable to  
*The Canadian Institute* (GST No. R106361728)  
PBN# 106361728PG0001

Do you wish to receive special offers and information regarding our products and services?

Via Email  Yes  No

Via Fax  Yes  No

We sometimes make our list available to carefully screened third parties with whom we partner. Do you wish to receive offers from these companies?

Yes  No



Can be recycled

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JANUARY 19-20, 2006 | FOUR SEASONS HOTEL, TORONTO

*The Canadian Institute's 6th Annual*

# ADVANCED INSOLVENCY LAW & PRACTICE

## 5 reasons to attend

- 1 Take away critical lessons learned in auto parts insolvencies
- 2 Leverage the success strategies for multi-national insolvencies on both sides of the border
- 3 Assess the impact of legislative reform and recent case law on directors and officers
- 4 Pick up alternatives and procedures for restructuring income and business trusts
- 5 Network with your peers from across Canada