FEBRUARY 20-21, 2014, VANCOUVER

Conference Co-Chairs:
The Honourable Shelley Fitzpatrick, British Columbia Supreme Court
John Sandrelli, Dentons LLP, Vancouver, IIC
Michael Vermette, PwC, Vancouver, IIC
Janis Sarra, UBC Faculty of Law and Peter Wall Institute for Advanced Studies, IIC

Committee members:
Kevin Brennan, Ernst & Young Inc, Vancouver, IIC
Todd Martin, Alvarez and Marsal Canada, Vancouver, IIC
John Grieve, Fasken Martineau DuMoulin, LLC, Vancouver, IIC

THURSDAY FEBRUARY 20, 2014
THE FAIRMONT WATERFRONT BALLROOM, 900 CANADA PLACE WAY, VANCOUVER, BRITISH COLUMBIA

6:00 pm - 7:00 pm OPENING RECEPTION
Reception co-hosted by Borden Ladner Gervais LLP and PwC

FRIDAY FEBRUARY 21, 2014
VANCOUVER CONVENTION CENTRE, 1055 CANADA PL, VANCOUVER, BRITISH COLUMBIA

7:00 am BREAKFAST

8:00 am Welcome and administrative matters
Dr. Janis Sarra, UBC Faculty of Law and Peter Wall Institute for Advanced Studies, IIC
Welcome and introduction of Keynote speaker
Madam Justice Shelley Fitzpatrick, British Columbia Supreme Court, Vancouver and Conference Co-Chair

8:05 am The Honourable Donald Brenner Memorial Lecture: James Sprayregen, Kirkland & Ellis, LLP, Chicago and President INSOL International, Observations on the Development of Chapter 15 Law in the U.S.

8:35 am - 9:20 am Plenary Panel - Divine Power? Challenges in Respect of the Court’s Authority in Workout Proceedings
Chair and commentator: The Honourable Geoffrey B. Morawetz, Regional Senior Justice, Superior Court of Justice, Toronto
Madam Justice Barbara Romaine, Alberta Court of Queen’s Bench
Conflicting Policy Objectives and the CCAA Court: Lessons Learned and Future Challenges
Commentators: Mr. Justice Robert Monegeon, Québec Superior Court
The Honourable James Farley, McCarthy Tétrault, Toronto, IIC
FRIDAY FEBRUARY 21, 2014 VANCOUVER CONVENTION CENTRE, 1055 CANADA PL, VANCOUVER, BC

9:30 am - 10:15 am CONCURRENT PANELS

PANEL A Indalex Redux – What’s Next?
Chair: Madam Justice Mary Newbury, British Columbia Court of Appeal
Brian Empey, Goodmans LLP, Toronto, IIC, co-authored with Jesse Mighton, Goodmans LLP, Toronto, After Indalex: A Guide to Changes in Canada’s Commercial Landscape
Dr. Ronald Davis, UBC Faculty of Law, Vancouver, Re Indalex: Fiduciary Duty = Conflict Management or Conflict Avoidance?
Commentators: Mark Zigler, Koskie Minsky, Toronto
Peter Dey, Chair, Paradigm Capital

PANEL B Treatment of Corporate Groups
Chair: Mr. Justice David Tysoe, British Columbia Court of Appeal
Dr. Janis Sarra, Peter Wall Institute for Advanced Studies and UBC Faculty of Law, IIC, Canada’s Legislative Reform - Treatment of Corporate Groups in Insolvency
Dr. Irit Mevorach, Senior Counsel, World Bank, Enterprise Groups in Insolvency: Recent International Developments
Commentators: Todd Martin, Alvarez & Marsal Canada, Vancouver, IIC
Judge Christopher Sontchi, US Bankruptcy Court, District of Delaware

PANEL C Credit Counselling and Financial Literacy – Aid to Debtors or Big Business
Chair: Mr. Justice J. Alan Macleod, Alberta Court of Queen’s Bench
Professor Stephanie Ben-Ishai, Osgoode Law School, IIC, Report on a Consultation on the Regulation of the Credit Counselling Industry in Ontario
Professor Micheline Gleixner, Université de Moncton, Faculté de droit, Financial Literacy, Responsible Lending and the Prevention of Personal Insolvency
Commentators: Dr. Thomas Telfer, University of Western Ontario Faculty of Law
Jennifer McCracken, Campbell, Saunders Ltd., Vancouver

10:25 am - 11:05 am CONCURRENT PANELS

PANEL D The Debtor’s Deal
Chair: Madam Justice Juliana Topolniski, Alberta Court of Queen’s Bench
Andrew Kent, McMillan LLP, Toronto, IIC, co-authored with Marc-André Morin, McMillan LLP, How a Debtor should use its Reorganization Powers
Commentators: Al Hutchens, Alvarez & Marsal Canada, Toronto, commenting on Jennifer Lee Wriely, Vancouver,
The Evolution of Credit Bidding: Its Recent Journey and Logical Next Step
Edward Sellers, Osler, Hoskin & Harcourt LLP, Toronto, IIC
Melinda McKie, Deloitte, Vancouver

PANEL E Municipal Bankruptcy
Chair: Madam Justice Shelley Fitzpatrick, British Columbia Supreme Court
John Sandrelli, Dentons LLP, Vancouver, IIC and Valerie Cross, Dentons LLP, Vancouver, American Municipal Bankruptcies: the view from Canada
Commentators: John Pottow, University of Michigan Law School, on Detroit’s bankruptcy

PANEL F True Appeal or De Novo Hearing? Seeking Clarity in Challenges to Insolvency Decisions
Chair: Mr. Justice Herman Wilton-Siegel, Ontario Superior Court of Justice
Louise Lalonde, Gowling, Montréal, It all began with Galaxy: Appeals and Trials de novo in Insolvency Revisited
Commentators: Jean-Daniel Breton, Ernst & Young Inc, Montréal, IIC
Robb English, Aird & Berlis, Toronto
David Gruber, Farris, Vancouver

11:05 am HEALTH BREAK

11:25 am - 12:10 pm CONCURRENT PANELS

PANEL G Professional Fees and Costs
Chair: Madam Justice Karen Horner, Alberta Court of Queen’s Bench
John Grieve, Fasken Martineau DuMoulin LLP, Vancouver, IIC, and Vicki Tickel, Fasken Martineau DuMoulin LLP, Vancouver, To Serve and Protect: the Court’s Role in Contested Taxations of Court Officers
Kevin Brennan, Ernst & Young Inc, Vancouver, IIC, Case Comment on HSBC Bank Canada v Bay City Auto Inc.
Commentators: Chris Simard, Bennett Jones LLP, Calgary
Bob Sanderson, Ithaca House, Vancouver, IIC

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PANEL H  
**Revisiting Receiverships as a Policy and Practice Choice**  
Chair: Madam Justice Allison Rothery, Saskatchewan Court of Queen's Bench  
Michelle Grant, Ernst & Young Inc, Vancouver and Tevia Jeffries, Dentons LLP, Vancouver, *Having Jumped over the Cliffs, When Liquidating Why Choose CCAA over Receivership, or vice versa?*  
Commentators: Bruce Calvin, Century Services, Vancouver  
Philip Reynolds, KPMG, Toronto

PANEL I  
**Legislative Reform – Contested Ideas**  
Chair: Mr. Justice Louis Gouin, Québec Superior Court  
Kelly Bourassa, Blake, Cassels & Greydon LLP, Calgary, IIC, *Is it time to restructure Canada’s restructuring statutes – or not?*  
Paul Casey, Deloitte, Toronto and Martin McGregor, Osler, Hoskin & Harcourt, LLP, Calgary, CBCA Section 192  
Reestructurings: A Streamlined Restructuring Tool or a Statutory Loophole?  
Peter Rubin, Blake Cassels & Greydon LLP, Vancouver, IIC and Helen Sevenoaks, Blake Cassels & Greydon LLP, Vancouver, *Exclusive provisions of the CCAA and BIA are now just historical in nature, Montréal, Maine & Atlantic Canada Co.*  
Commentator: Jonathan Krieger, Grant Thornton, Toronto  

12:20 pm - 1:00 pm  
**CONCURRENT PANELS**

PANEL J  
**Crossing the 49th Parallel – Cross-border Cooperation**  
Chair: Mr. Justice Frank Newbould, Ontario Superior Court of Justice  
Jeremy Opolsky, Cleary Gottlieb Steen & Hamilton LLP, New York, *COMI’s Fifth Year in Canada*  
Jay Westbrook, University of Texas at Austin, *Assessing Chapter 15 to Date, Comparative Lessons for Canada and the United States*  
Commentators: Karen Fellowes, Davis LLP, Calgary  
Elizabeth Pillon, Stikeman Elliot LLP, Toronto, IIC

PANEL K  
**Regulating the Regulators – Creating a System for Treatment of Claims? Nortel and North Star**  
Chair: Mr. Justice Paul Walker, British Columbia Supreme Court  
Donnaree Nygard, Justice Canada  
Craig Hill, Borden Ladner Gervais LLP, Toronto, IIC, *discussing The Scope of the Regulation Carve-out under the CCAA, co-authored by the late Michael MacNaughton*  
Robert Thornton, Thornton Grout Finnigan LLP, Toronto, IIC  
Richard Butler, Attorney General, British Columbia, *Wreckage Still Litters the Intersection*  

PANEL L  
**Consumer Legislative Reform**  
Chair: Registrar Rick Lee, Manitoba Court of Queen’s Bench  
Leah Drewcock, BDO, Prince George  
David Wood, Boale Wood, Vancouver  
Chantal Gingras, Ginberg Gingras & Associés, Gatineau, Québec  
André Bolduc, BDO, Ottawa

1:00 pm  
**LUNCH**  
Introduction of Keynote speaker: John Sandrelli, Dentons LLP, Vancouver, IIC and Conference Co-Chair  
Keynote speaker: Jock Finlayson, economist and Executive Vice President and Chief Policy Officer, Business Council of British Columbia, *The Global and North American Economic Outlook: Implications for Canada and British Columbia*  

2:45 pm - 3:30 pm  
**CONCURRENT PANELS**

PANEL M  
**A Comparative Lens**  
Chair: Chief Justice Robert Bauman, Chief Justice of British Columbia  
Samantha Bewick, KPMG LLP, UK, *Changes to the EU Insolvency Regulation*  
Wendy Alpareva, PhD Candidate, Nottingham, UK, *Securitization and Funding of Corporate Rescue; a Tale of Two Countries, Canada and the UK*  
Commentators: Jay Carfagnini, Goodmans LLP, Toronto, IIC  
Mr. Justice Eberhard Nietzer, Heilbronn Insolvency Court, Germany

PANEL N  
**Recent Cases**  
Chair: Madam Justice Sarah Pepall, Ontario Court of Appeal  
Kevin McClecheran, McCarthy Tétrault, Toronto, IIC and Heather Meredith, McCarthy Tétrault, Toronto, *Why Restructurings Should Never Put Process “on Ice”, a Case Comment on the Restructuring of Arctic Glacier*  
Hubert Sibre, Davis LLP, Montréal, *Re Bock- Contracts under the CCAA*  

PANEL O  
**Notable Recent Consumer Bankruptcy Decisions**  
Chair: Madam Justice Lynne Leitch, Ontario Superior Court of Justice  
Rick Schwartz, Tapper Cuddy LLP, *Chartier v Chartier Estate*  
Robert Klotz, Klotz Associates, Toronto, *Bankrupt Tort Victims*  
Guylaune Houle, Pierre Roy & Associés, Montréal

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FRIDAY FEBRUARY 21, 2014 VANCOUVER CONVENTION CENTRE, 1055 CANADA PL, VANCOUVER, BC

3:40 pm FILM AND PLENARY DISCUSSION
with thanks to INSOL International, Case Study on How to Restructure a Global Business
Chair: The Honourable Geoffrey B. Morawetz, Regional Senior Justice, Superior Court of Justice, Toronto
Bob Rajan, AlixPartners, Munich, Germany
Catherine Balmond, Freshfields Bruckhaus Deringer LLP, London, England
Justin Cadman, McLaren Knight, Cairns, Australia
Lucas Kortmann, RESOR NV, Amsterdam, Netherlands

4:55 pm Closing Remarks: Michael Vermette, PwC, Vancouver, IIC, Conference Co-Chair

5:00 pm Closing Reception, hosted by Dentons LLP, Vancouver Convention Centre

7:30 pm Conference ends

Registration Information
Conference fee is $950 (plus applicable taxes), $200 for Judges, articling students, full time academics/Juges, étudiants stagiaires et professeurs à temps plein. To register for the Annual Review of Insolvency Law Conference, visit http://aril2014.pwias.ubc.ca

The complete program will qualify for 7 MPD hours for CAIRP members/le programme complet donne droit à 7 heures de PPO pour les membres de l’ACPR. This event also qualifies for CLE credits in British Columbia, Alberta and Ontario. For information on CLE credits in any other province or territory, please contact Kate Shepherd at (AnnualReview.Insolvency@ubc.ca). There are a limited number of subsidized places for practitioners for whom cost is a barrier, please contact Janis Sarra (Janis.Sarra@pwias.ubc.ca). Si c’est le cas, SVP communiquez avec Janis Sarra (Janis.Sarra@pwias.ubc.ca).

For more information please contact Kate Shepherd (AnnualReview.Insolvency@ubc.ca) 604-762-5601 or/ou Samantha Green (Samantha.Green@pwias.ubc.ca).

Accommodation Information
As of January 10th, the Fairmont Waterfront Hotel is sold out. We are happy to announce that we can offer the same price at the Pan Pacific Hotel. This hotel is located across the street from the Fairmont Waterfront Hotel and therefore convenient for delegates to attend the Opening Reception. Likewise, the hotel is located close to the Vancouver Convention Centre.

Hotel: Pan Pacific Hotel
300-999 Canada Place, Vancouver. Deluxe Rooms: $179/night (plus tax), single or double occupancy; Deluxe Harbour Rooms: $199/night (plus tax), single or double occupancy.

Reservations
https://resweb.passkey.com/go/UBC2014
Tel: 1-800-663-1515
Callers must identify themselves as being with the ARIL Annual Review of Insolvency Law 2014 in order to qualify for the group rate. Group room booking deadline: Reserve rooms prior to Friday, February 07, 2014.

Fairmont Chateau Whistler’s Ultimate Ski Package
Includes: nightly accommodation and one Whistler Blackcomb dual-mountain ski resort lift pass, per adult, per night (excluding arrival night). Minimum two night stay. Taxes extra. Must be reserved 3 days prior to arrival. Subject to availability. Reserve online at www.fairmont.com/whistler with the promo code of “PUSK”. Pacific Coach Lines operates daily from Fairmont Waterfront Vancouver to the Fairmont Chateau Whistler, online booking: www.pacificcoach.com/Bus-Coach-Travel/Whistler-Express/Downtown-Vancouver-to-Whistler