



THE AMERICAN LAW INSTITUTE

Young Scholars Medal Conference
Law and Corporate Finance: Credit Markets and Corporate Reorganization
New York, NY
Tuesday April 4, 2017
9:30 a.m. – 4:30 p.m.

PRELIMINARY AGENDA

- 9:00 AM** Coffee and Registration
- 9:30 AM** Welcome: Michael Simkovic, ALI Young Scholars Medal Recipient
Opening remarks: Richard Revesz, Director of ALI
Stephanie Middleton, Deputy Director
- 10:00 AM** Keynote Speaker: James Sprayregen, Kirkland & Ellis

Credit markets play a vital role financing economic activity. Across market segments, borrowers, lenders, and financial intermediaries face similar challenges and have developed innovative legal, regulatory, and privately negotiated solutions. Challenges include: balancing flexibility for borrowers with protections for lenders; limiting leverage for the benefit of diffuse third parties; and facilitating value-enhancing transactions amid manager-creditor and inter-creditor conflict. Accordingly, the conference discussion is structured around four panels: (1) Flexible Lending Contracts (TIA etc.); (2) Limits on Leverage (Fraudulent Transfer etc.); (3) Auctions (363 etc.); and (4) Puerto Rico (or Restructuring without Bankruptcy Precedent).

- 10:30–11:45 AM** **Panel 1: Flexible Lending Contracts (TIA etc.)**
Moderator: Richard Squire, Fordham University
Panelists: Damian Schaible, Davis Polk; Mark Roe, Harvard University; Albert Choi, University of Virginia; Fred Tung, Boston University.
- 11:45–1:00 PM** **Panel 2: Limits on Leverage (Fraudulent Transfer etc.)**
Moderator: Benjamin Finestone, Quinn Emanuel
Panelists: Douglas Baird, University of Chicago; James Peck, former Bankruptcy Judge SDNY & Morrison Foerster; Robert Stark, Brown Rudnick; Luke A. Barefoot, Cleary Gottlieb
- 1:00–1:45 PM** Lunch
- 1:45–3:15 PM** **Panel 3: Auctions (363 etc.)**
Moderator: James P. Seery Jr., River Birch Capital
Panelists: Stephen Lubben, Seton Hall University & New York Times Dealbook; Christopher Sontchi, Bankruptcy Judge, Delaware; Jeffrey Gordon, Columbia University; Barry Adler, New York University; Elizabeth Stong, Bankruptcy Judge EDNY.
- 3:15–4:30 PM** **Panel 4: Puerto Rico (or Restructuring without Bankruptcy Precedent)**
Moderator: Douglas Baird, University of Chicago
Panelists: Jim Millstein, Millstein & Co.; Robert Rasmussen, University of Southern California; Clayton Gillette, New York University; Sean O’Neal, Cleary Gottlieb