

# Commercial Lending Today

**Thursday-Friday,  
May 1-2, 2014**

**Chicago (Chicago  
Marriott Downtown)**

**and Live Video Webcast**

**Register online:**  
[www.ali-cle.org/CV036](http://www.ali-cle.org/CV036)

**12.25 CLE credits,  
including 1.25 hours of  
ethics and professional  
responsibility issues**

**14.5 CPE credits in Business**

*“This course of study should  
be required for any attorney  
involved in the area of  
commercial lending.”*

— previous registrant

Attend this year’s program and get the substantive and practical information you need to stay up-to-date on the issues that matter!

This advanced program will explore the latest developments in secured lending and key issues in insolvency law today. Among the variety of topics to be discussed:

- a first year look-back at implementation of the revisions to Article 9 (including problems in filing and searching)
- proposed revisions to the Uniform Fraudulent Transfer Act by the Uniform Law Commission
- how to defend against attacks on security interests in bankruptcy
- ethical issues in commercial lending

**Outstanding course materials**—Tied closely to the realities of practice in this ever-changing area of the law, these materials are an exceptional resource.

# Planning Chairs *(also on faculty)*

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## **Patrick A. Guida**

Duffy & Sweeney, Ltd.,  
Providence, Rhode Island

## **Harry C. Sigman**

Law Office of Harry C. Sigman,  
Los Angeles

# Faculty

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## **Douglas G. Baird**

Professor of Law, University of  
Chicago Law School, Chicago

## **Steven L. Harris**

Professor of Law, IIT Chicago-Kent  
College of Law, Chicago

## **Cynthia A. Baker**

Chapman and Cutler LLP, Chicago

## **Kenneth C. Kettering**

Visiting Professor, Case Western Reserve  
University School of Law, Cleveland

## **William P. Brady**

Proskauer Rose LLP, New York

## **Daniel S. Kleinberger**

Professor of Law, William Mitchell  
College of Law, Saint Paul, Minnesota

## **Henry S. Bryans**

Newtown Square, Pennsylvania

## **Melissa Kibler Knoll**

Senior Managing Director,  
Mesirow Financial Consulting, Chicago

## **Neil B. Cohen**

Jeffrey D. Forchelli Professor of Law,  
Brooklyn Law School, Brooklyn;  
Research Director, Permanent Editorial  
Board for the Uniform Commercial Code

## **Richard M. Kohn**

Goldberg Kohn, Chicago

## **Jeffrey H. Davidson**

Stutman Treister & Glatt PC,  
Los Angeles

## **Sandra M. Rocks**

Cleary Gottlieb Steen & Hamilton LLP,  
New York

## **J. Mark Fisher**

Schiff Hardin LLP, Chicago

## **Edwin E. Smith**

Bingham McCutchen LLP,  
Boston and New York

## **Sandra A. Franco**

SmithAmundsen, Chicago

## **Eugene R. Wedoff**

Judge, United States Bankruptcy Court,  
Northern District of Illinois, Chicago

## **Michael C. Hainen**

Goldberg Kohn, Chicago

## **Steven O. Weise**

Proskauer Rose LLP, Los Angeles

## **Teresa Wilton Harmon**

Sidley Austin LLP, Chicago

## **ALI CLE Program Attorney:**

Kevin O'Connor  
(koconnor@ali-cle.org)

# Program All times Central Time

*Thursday, May 1, 2014*

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8:00 a.m. Registration and  
Continental Breakfast

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8:55 a.m. Administrative Remarks

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Video Webcast Segment A | \$329

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9:00 a.m. **Course Overview**  
— Messrs. Guida and Sigman

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9:05 a.m. **Living with the 2010  
Amendments to Article 9**  
— Professors Cohen and Harris  
and Messrs. Sigman and Smith

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9:45 a.m. **Filing and Searching under  
Article 9—How to Avoid  
Mistakes** — Professor Cohen  
and Mr. Sigman

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10:30 a.m. Networking and  
Refreshment Break

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10:45a.m. **Commercial Law  
Case Developments**  
— Ms. Harmon and Mr. Weise

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12 noon Lunch Break

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Video Webcast Segment B | \$329

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1:15 p.m. **Do You Really Have  
Control of Your Collateral?**  
— Ms. Rocks and Mr. Smith

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2:15 p.m. **Intersection of UCC,  
Bankruptcy, and LLC Law**  
— Professors Cohen and Kleinberger  
and Messrs. Smith and Weise

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3:30 p.m. Networking and  
Refreshment Break

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3:45 p.m. **Will the Common Law  
Negatively Affect Your Secured  
Transaction?; Non-UCC Liens**  
— Professors Cohen and Harris  
and Messrs. Guida and Weise

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4:45 p.m. **What You Need To Know  
about Foreign Law—Unknown  
Unknowns—An Issue-Spotting  
Exercise** — Messrs. Kohn and  
Sigman and Ms. Rocks

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5:30 p.m. Adjournment for the Day;  
Networking Reception for  
Registrants and Faculty

**ALI CLE Curriculum** Banking, including Bankruptcy and Commercial Law/UCC

ALI CLE's banking, commercial, and bankruptcy law programs are reputed for their thoroughness and practicality. The superior courses on various topics, such as cyber security risks for financial institutions, commercial lending, UCC provisions, and the Consumer Financial Protection Bureau, embody a sophisticated approach, whether the content is fundamental or cutting edge. Practitioners enjoy the networking aspects of our programs while they learn from ALI CLE's superb faculty who hail from top law firm and corporate offices, regulatory agencies, and the bankruptcy bench.

## Friday, May 2, 2014

8:00 a.m. Networking Session and Continental Breakfast

### Video Webcast Segment C | \$329

8:30 a.m. **Ethical Issues in Commercial Lending Transactions** — *Mr. Bryans and Mss. Harmon and Rocks*

9:45 a.m. **The Uniform Fraudulent Transfer Act Project—What Does Fraud Have to Do with It?** — *Professors Harris and Kettering and Mr. Smith*

10:15 a.m. Networking and Refreshment Break

10:30 a.m. **Intercreditor Agreements** — *Messrs. Brady, Fisher, and Hainen and Ms. Franco*

11:30 a.m. **Saving Clauses and Their Uncertain Future** — *Professor Baird*

12:00 noon Lunch Break

### Video Webcast Segment D | \$329

1:15 p.m. **Protecting Your Secured Claim in Bankruptcy and Other Insolvency Proceedings: Formulating Restructuring Strategies and Defending Against Avoidance Actions and Other Attacks** — *Judge Wedoff, Mss. Baker and Knoll, and Messrs. Davidson and Smith*

3:30 p.m. Adjournment for the Day

**Total 60-minute hours of instruction: 12.25, including 1.25 hours of ethics and professional responsibility issues**

**14.5 CPE credit hours in Business (live group and group internet based programs)**

Here's what registrants said about recent presentations of this course:

*"Really liked the intersection of bankruptcy and commercial law — they are intrinsic to one another!"*

*"The intercreditor discussion was probably the best primer on intercreditor issues that I've ever come across."*

*"The course materials are very good and the presenters were all well prepared and extremely knowledgeable about their specific topics."*

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# ALI CLE's Forms Library Subscriptions

Legal forms are designed to solve current client problems, and then adapt as clients and problems change. ALI CLE has collected thousands of forms, *designed* by the top practitioners in their fields and ready for you to *adapt* to your own clients' concerns. All editable. All practice-tested. **And now all available in subscription practice area libraries.**

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this brochure to:  
REGISTRAR, ALI CLE, 4025 Chestnut Street,  
Philadelphia, PA 19104-3099

## GET MANDATORY CLE & CPE CREDIT

Virtually all ALI CLE programs receive CLE credit in AK, AL, AR, AZ, CA, CO, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, ME, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, and WV. Upon request, ALI CLE will apply for CLE credit in ID, OR, and WY. This course is expected to qualify for 12.25 credits, including 1.25 ethics credits, in 60-minute MCLE jurisdictions; and for 14.7 credits, including 1.5 ethics credits, in 50-minute MCLE jurisdictions. In NY, this course is appropriate for both newly admitted and experienced attorneys. For specific information on CLE, CPE, or other professional accreditation in your state, please e-mail the MCLE Team at [TeamMCLE@ali-cle.org](mailto:TeamMCLE@ali-cle.org), go to <http://www.ali-cle.org/mcle>, or call 1-800-CLE-NEWS.

## NASBA



ALI CLE is registered with the National Association of State Boards of Accountancy (NASBA) as a sponsor of continuing professional education on the National Registry of CPE Sponsors. State boards of accountancy have final authority on the acceptance of individual courses for CPE credit. Complaints regarding registered sponsors may be addressed to the National Registry of CPE Sponsors through its website: [www.learningmarket.org](http://www.learningmarket.org). For more information regarding ALI CLE's administrative policies, such as complaint and refund, please call Customer Service at (800) CLE-NEWS. **CPE credit hours for this course: 14.5 in Business** (live group and group-internet based programs). **Learning Objectives:** To get current on the latest developments in the turbulent fields of commercial lending, workout strategies, proposed revisions to the UCC, and how current practice affects the relationship among competing creditors. **Suggested Prerequisite:** Introductory program on commercial law and the UCC. **Level of Instruction:** Advanced.

## HOTEL ACCOMMODATIONS

A limited block of rooms has been reserved at the **Chicago Marriott Downtown**. Room rate: \$240 per night, single or double occupancy. These rooms will be held as a block, unless exhausted, **until April 9**, at which time they will be released to the general public. Registrants must make their own hotel reservations and indicate that they are attending the ALI CLE program to qualify for rooms in the block.

Room reservations may be made by calling the Chicago Marriott Downtown; phone (312)836-0100. Confirmations will be sent by the hotel. Please read the cancellation policy carefully.

Go to [www.ali-cle.org/CV036](http://www.ali-cle.org/CV036) for more info about: **registration/cancellation/requirements for persons with disabilities/scholarships**

While in Chicago take advantage of the attractions, arts & culture, sports, and dining. Here are just a few suggestions...

Watch the Chicago White Sox take on the Detroit Tigers on April 30 ([www.whitesox.mlb.com](http://www.whitesox.mlb.com)) or cheer on the Chicago Cubs as they play the St. Louis Cardinals at historic Wrigley Field on Saturday, May 3 ([www.cubs.mlb.com](http://www.cubs.mlb.com)).

See the Chicago Symphony Orchestra practically any night of the week! Their 2014 schedule is packed with shows, mixing classic and more contemporary works by various composer. Go to [www.cso.org](http://www.cso.org) for schedule of events.

Explore amazing Navy Pier, and discover the thrilling rides, activities, dining, shopping, museums, and cityscape views that make it the top destination in the Midwest ([www.navypier.com](http://www.navypier.com)).

## SOCIAL NETWORKING



Start interacting with other course registrants and faculty through these social networking tools. Post topics you would like to see covered during the course, discuss hot topics, and make lunch and dinner plans with other on-site attendees.

**Facebook:** <https://www.facebook.com/events/562268163857360/>

**Twitter:** #COLE14

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*The field of commercial lending has been turbulent: at the same time that legislative action is changing the face of commercial law, courts continue to change the rules as well.*

Savvy practitioners need to stay current on all the critical developments in commercial lending to understand how these significant changes will affect their clients.

Register today for this popular, annual course that boasts an outstanding national faculty with unparalleled experience in developing and drafting the new laws and in guiding major banks and other lenders through some of the most compelling transactions and controversies in the industry. Panelists include Reporters and members of the drafting committees for various recent revisions and amendments of the UCC, Uniform Law Commissioners, as well as others who have contributed substantially to the drafting process. This year's program also features a special guest lecture by **Professor Douglas G. Baird**, specialist in contracts and secured transactions, and Professor of Law at University of Chicago Law School.

Topics include:

- commercial law developments-case law review
- obtaining and maintaining control over investment property and deposit account collateral
- proceeds of collateral issues
- intersection of UCC, bankruptcy, and LLC Law
- how the common law affects secured transactions
- non-UCC liens — documented vessels, aircraft, copyrights, etc.
- cross border and foreign law issues in secured transactions
- intercreditor agreements
- workout strategies for secured creditors and investors in Chapter 11 and other insolvency proceedings

Registrant participation in the discussions following each presentation is encouraged and time is reserved for questions and answers.

## Commercial Lending Today

Chicago, IL, May 1-2, 2014 | \$1,399

- Please enter \_\_\_\_\_ registration(s): \$1,399 CV036  
Please provide my course materials as a (choose only one):  
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- DVD (video), including a complimentary MP3 CD-ROM and PDFs of the course materials | \$899 AV036V  
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### Partial Scholarships

Scholarships covering 30% of tuition fees, valid for on-site courses, live webcasts, and webcast segments only, are available. Scholarships cannot be combined with other offers.

- I am a full-time employee of the federal, a state, or a local government or governmental agency.  
 I am a recent law school graduate (<5 years).  
 I am a retired senior lawyer (65 or older).

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