AGENDA

INSOLVENCY LAW COMMITTEE
OCTOBER 21, 2005
10:00 a.m.
OAKLAND, CALIFORNIA

1. Introductions/welcome to new members (All).

    a. Welcome to new members: Douglas Boven, Christopher Celentino, Ellen Friedman, Justin Harris, Douglas Kraft, David Meadows, and Rhonda Nelson

    b. Thanks to advisors staying on the committee: Molly Baier, Lisa Fenning, and Dan Schechter

2. Approval of Minutes: September 9, 2005

3. Membership (Paul Pascuzzi)

    a. Roster accuracy

    b. Membership Review Matrix

    c. Subcommittee assignments

    d. Use of conference call number, internal committee list serve, constituency lists

    e. Volunteers for projects/committee participation

4. Meeting Schedule (Paul Pascuzzi)

5. Budget—due November 30, 2005 (Paul Pascuzzi)

6. Legislation Subcommittee Report

    a. BLS Standing Committee Guidelines for Legislation; deadlines for ALP (Paul Pascuzzi/Neil Wertlieb)

    b. Possible ALP re CCP § 703.130 and other California provisions containing erroneous references to Bankruptcy Code (or Act!) (Bill Sias)

    c. Fairness in Bankruptcy Litigation Act of 2005 (re venue) [S.314] (Molly Baier/Lisa Fenning): ILC comment finalized, lobbying phase under way

    d. S.256 (BAPCPA):

        i. Liaison to Central District Ad Hoc Committee (Barry Glaser)

ii. Review of Interim Rules and Forms; comment (Paul Pascuzzi)

iii. Possible amendments re attorney liability; other "clean-up" legislation

iv. Identity theft legislation affect on BAPCPA; coordination with Financial Institutions and Consumer Protection Services committees

v. Sharing of credit counseling information among creditors (Rob Harris)

e. California Law Review Commission

i. Mechanics lien revisions; probable early 2006

ii. Assignment for benefit of creditors (Mark Porter)

f. CCP § 697.530 and problems perfecting lien upon assets of a foreign corporation in California (Mark Porter/Paul Pascuzzi)

g. CCP §§ 708.110 *et seq.* and other secret liens; education project with UCC Committee (Mark Porter/David Meadows/Lisa Fenning)

h. Model Real Estate Sale Order (Paul Pascuzzi): Mark Porter email and Ex Comm approval

i. Other state and federal bills

j. Lis Pendens Case

7. Education Subcommittee Report (Liz Berke-Dreyfuss/Donna Parkinson)

a. Winter Section Education Institute January 27-29, 2006: The New Bankruptcy Act: What Every General Practitioner Should Know

b. State Bar 2006 Annual Meeting deadlines

i. January 25, 2006, topic deadline

c. Other program ideas for continuing education:

i. Topics: Programs on bankruptcy reform legislation ("First 90 Days"; Small Business Bankruptcy; Commencing a Case; Executing a Case; Conclusion of a Case; Landlord Issues; Construction/Bankruptcy; Healthcare Bankruptcy issues; Securities/Bankruptcy

ii. Venues: teleseminars, co-sponsorships with other State Bar committees, San Jose Inns of Court and other local bar groups

8. Publications Subcommittee Report (Colin Wied)

a. Business Law News article: submission deadlines at end of each quarter

   i. Small Business Bankruptcy article submitted (Paul J. Pascuzzi)

   ii. Post-effective date BAPCPA article (Rob Harris)

   iii. Sherwood Partners issues (Rob Harris)

b. Annual review

c. Other publication channels and topics

9. Website and Constituency Subcommittee Report (Eve Karasik)

   a. Web updates
      i. General annual review and update of webpage
      ii. Links to interim rules and forms re implementation of BAPCPA
      iii. Link to place to purchase tape of Annual Meeting Family Law program
      iv. Other ideas

   b. E-Bulletins (Paul Pascuzzi)

      i. Mini-articles/case updates/BAPCPA news
      ii. Announcements re upcoming programs
      iii. Ideas for other topics

   c. Solicitation for constituency list from attendees of CBF Annual Conference (Paul Pascuzzi)

10. Update from ExComm Liaison (Rob Harris)

11. New Business

12. Adjournment

⇨ Next meeting: November 10, 2005 – Stutman Treister & Glatt PC, Eve Karasik, 1901 Avenue of the Stars, 12th Floor, Los Angeles, California 90067; Phone 310-228-5600