

THE ETHICS OF RETENTION ISSUES IN BANKRUPTCY

Intentions in Retention: Ethical Considerations When Being Retained in Bankruptcy Cases

Thursday, October 1, 2:00 p.m. - 3:00 p.m.

1.0 Ethics CLE anticipated / 1.2 CPE credits in Business Law / 1.2 CEUs available

Ever wanted to know what "connections" are when it comes to disclosure? Maybe you've thought about how much you really need to include about "scope of work" when being retained in a case matter. Or have you ever wondered if your solicitations for a creditors' committee engagement pressed the ethics envelope? Well, wonder no more, and while you check out this program, pick up an ethics credit, too.

Speakers:

Shelly DeRousse (<https://www.freeborn.com/people/shelly-derousse>), moderator, *Freeborn & Peters LLP* (TMA Chicago/Midwest)

Michael Jacoby, CTP (<https://www.phoenixmanagement.com/team-members/michael-e-jacoby/>), *Phoenix Management Services* (TMA Philadelphia/Wilmington)

Laura Davis Jones (<https://www.pszjlaw.com/attorneys-laura-davis-jones.html>), *Pachulski Stang Ziehl & Jones LLP* (TMA Philadelphia/Wilmington)

Hon. Michael Kaplan (<http://www.njb.uscourts.gov/node/126>), *United States Bankruptcy Court, District of New Jersey*

Elizabeth Young (<https://www.justice.gov/ust-regions-r06/region-6-staff-directory>), *Office of the United States Trustee, Region 6*

About the Speakers:



Hon. Michael Kaplan

The Honorable Michael B. Kaplan was appointed as a bankruptcy judge on October 3, 2006, for the District of New Jersey and designated Chief Judge on May 1, 2020. Prior to taking the bench, Judge Kaplan served as a Standing Chapter 13 Bankruptcy Trustee, as well as an appointed trustee in cases under Chapters 7, 11 & 12. Judge Kaplan received his A.B. degree from Georgetown University (1984) and his J.D. Degree from Fordham University School of Law (1987). Over the past thirty years, Judge Kaplan has spoken to numerous bar associations and business organizations, and also teaches as an adjunct professor at Rutgers University School of Law. He has authored several articles relating to bankruptcy issues and is a co-author of West's Consumer Bankruptcy Manual and Consumer Bankruptcy Handbook. Additionally, he serves on the Editorial Board and as Business Manager for the American Bankruptcy Law Journal. Prior to taking the bench, Judge Kaplan served as Mayor and Councilman for the Borough of Norwood, NJ, and as a member of the Norwood Planning Board.



Michael Jacoby, CTP

Michael Jacoby is a Senior Managing Director and Shareholder at Phoenix. He is a skilled executive with extensive operating, turnaround, and M&A experience. Michael has served in advisory capacities as well as independent director and interim manager for more than 325 Phoenix clients in a variety of industries. He has also been instrumental in assisting numerous clients with their financing, divestiture and restructuring needs. Before joining Phoenix in 1992, Michael worked for PNC Bank in Philadelphia, where he managed a \$500 million commercial loan portfolio. Michael holds the Certified Turnaround Professional designation from the Turnaround Management Association, the Certified Cash Manager designation from the Association for Financial Professionals and the Certified Management Consultant designation from the Institute of Management Consultants. In addition, Mr. Jacoby is registered with FINRA and holds his Series 79 license and is a Fellow of the American College of Bankruptcy.

Mr. Jacoby is President of the Philadelphia Chapter of the Association for Corporate Growth and a Board Member of the Philadelphia Chapter of the Secured Finance Network and is active with a number of other professional and charitable organizations.



Elizabeth Young

Elizabeth Ziegler Young is a trial attorney at the Dallas Office of the United States Trustee. Her practice consists of oversight of both consumer cases and corporate restructurings primarily covering the Fort Worth District.

Before practicing law in Dallas, she earned her B.A. in Anthropology from the State University of New York at Albany in 2001 and a J.D. from Fordham Law School in 2005, where she served as an editor of the Urban Law Journal. Following law school, Elizabeth moved from New York to Dallas to work at the Office of the United States Trustee.

Elizabeth is an active member of the John C. Ford Inn of Court. She also enjoys travelling, yoga and competitive bocce ball.

CONFERENCE
AGENDA

Agenda subject to change - all times in CDT

Tuesday, September 29, 2020	
8:00 a.m. - 11:30 a.m.	Morning Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by MACCO Restructuring Group, LLC</i>
8:45 a.m. - 9:00 a.m.	Daily Announcements
9:00 a.m. - 9:30 a.m.	Guided Meditation Class
9:00 a.m. - 10:00 a.m.	Opening Session: Mega Trends 3.0 (https://annual.turnaround.org/opening-session-mega-trends-30) (https://annual.turnaround.org/opening-session-mega-trends-30) <i>Sponsored by Saul Ewing Arnstein & Lehr LLP</i>
10:30 a.m. - 11:30 a.m.	TMA NOW Event <i>Sponsored by AlixPartners, LLP</i>
12:30 p.m. - 1:30 p.m.	General Session: Options! Options! Options! Alternatives to Bankruptcy (https://annual.turnaround.org/alternatives-bankruptcy) <i>Sponsored by Sherwood Partners, Inc.</i>

12:30 p.m. - 3:30 p.m.	Re-Energized Afternoon Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by MACCO Restructuring Group, LLC</i>
2:00 p.m. - 3:00 p.m.	Education Session: Contested Issues in DIP Financing in the Uncertain World of Our New Normal (https://annual.turnaround.org/issues-dip-financing) <i>Sponsored by Riemer & Braunstein LLP</i>
2:00 p.m. - 3:00 p.m.	Education Session: Managing Chaos in the Era of Loan Defaults: What Lenders and Borrowers Need to Know (https://annual.turnaround.org/managing-chaos-era-loan-default) <i>Sponsored by McCarter & English, LLP</i>
4:00 p.m. - 7:00 p.m.	Spiked Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by MACCO Restructuring Group, LLC</i>
4:00 p.m. - 5:00 p.m.	TMA 101: First-Timers and New Members Event
5:00 p.m. - 6:00 p.m.	TMA Variety Show
6:00 p.m. - 7:00 p.m.	Education Session: Beyond the Transaction: Stories of Post-Merger Integrations (https://annual.turnaround.org/post-merger-integrations) <i>Sponsored by CohnReznick LLP</i>
6:00 p.m. - 7:00 p.m.	Education Session: The Dark Days and Nights for the Sports and Entertainment Industries (https://annual.turnaround.org/impacts-sports-and-entertainment-industries) <i>Sponsored by FTI Consulting, Inc.</i>
Wednesday, September 30, 2020	
8:00 a.m. - 8:30 a.m.	Turnaround Yoga Class
8:00 a.m. - 11:30 a.m.	Morning Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by Newpoint Advisors Corporation</i>
8:45 a.m. - 9:00 a.m.	Daily Announcements

9:00 a.m. - 10:00 a.m.	General Session: They Might Be Giants: The Titans of Today and Their Lessons from Along the Way (https://annual.turnaround.org/tips-titans) <i>Sponsored by Hilco Global</i>
10:30 a.m. - 11:30 a.m.	TMA NextGen Event <i>Sponsored by Arch + Beam</i>
12:30 p.m. - 1:30 p.m.	Keynote: TBA <i>Sponsored by Gordon Brothers</i>
12:30 p.m. - 3:00 p.m.	Re-Energized Afternoon Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by Newpoint Advisors Corporation</i>
2:00 p.m. - 3:00 p.m.	Education Session: Figuring Out Retail: What Was Already Bad Just Got a Lot Worse (https://annual.turnaround.org/restructuring-strategies-retail) <i>Sponsored by Hilco Global</i>
2:00 p.m. - 3:00 p.m.	Education Session: The Impact of COVID-19 on Higher Education: A Schism of Debt, Endowments, and Educational Challenges, Too (https://annual.turnaround.org/impacts-covid-19-higher-education) <i>Sponsored by Alvarez & Marsal</i>
4:00 p.m. - 5:00 p.m.	TMA Awards Celebration: "Better Together Roundtable" (https://annual.turnaround.org/tma-awards-celebration)
4:00 p.m. - 7:00 p.m.	Spiked Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by Newpoint Advisors Corporation</i>
5:00 p.m. - 6:00 p.m.	TMA 'Big Tent' D&I Part 1: Strategic Conversation Workshop
6:00 p.m. - 7:00 p.m.	TMA Family Feud
Thursday, October 1, 2020	
8:00 a.m. - 11:30 a.m.	Morning Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by Gulf Coast Business Credit</i>
8:45 a.m. - 9:00 a.m.	Daily Announcements
9:00 a.m. - 9:30 a.m.	Impact Fitness Class

9:00 a.m. - 10:00 a.m.	Keynote: TBA <i>Sponsored by Burr & Forman, LLP</i>
10:30 a.m. - 11:30 a.m.	TMA Talks: International <i>Sponsored by Deloitte</i>
12:30 p.m. - 1:30 p.m.	General Session: Will the Patient Survive? The Healthcare Industry in a COVID-19 World (https://annual.turnaround.org/healthcare-industry-covid-19-world) <i>Sponsored by Carl Marks Advisors</i>
12:30 p.m. - 3:00 p.m.	Re-Energized Afternoon Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by Gulf Coast Business Credit</i>
2:00 p.m. - 3:00 p.m.	Education Session: Intentions in Retention: Ethical Considerations When Being Retained in Bankruptcy Cases (https://annual.turnaround.org/ethics-retention-issues-bankruptcy) <i>Sponsored by SM Financial Services Corporation</i>
2:00 p.m. - 3:00 p.m.	Education Session: Market Liquidity and Impact <i>Sponsored by Deloitte</i>
4:00 p.m. - 7:00 p.m.	Spiked Coffee Shop Chat Rooms (https://annual.turnaround.org/coffee-shop-chat-room) <i>Sponsored by Gulf Coast Business Credit</i>
4:00 p.m. - 5:30 p.m.	Virtual Capital Connection + Networking Event (https://annual.turnaround.org/capital-connection) <i>Sponsored by Duff & Phelps, LLC and Getzler Henrich & Associates LLC</i>
5:30 p.m. - 6:30 p.m.	TMA 'Big Tent' Celebration

Headquarters

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