

THE CAPITAL REGION BANKRUPTCY BAR ASSOCIATION AND  
THE CENTRAL NEW YORK BANKRUPTCY BAR ASSOCIATION PRESENT THEIR

# TWENTY-FOURTH ANNUAL BANKRUPTCY CONFERENCE

THE OTESAGA RESORT  
HOTEL  
COOPERSTOWN, NY

OCTOBER 25 – 26, 2019

CONFERENCE CO-CHAIRS

CRBBA  
MEGHAN M. BREEN

CNYBBA  
CAMILLE W. HILL

EARLY BIRD DISCOUNT  
DEADLINE:

SEPTEMBER 20, 2019

REGISTRATION CONTACT:

LAURA GUZIOR

(518) 786-9069

LGUZIOR@SCHILLERKNAPP.COM

REGISTER EARLY!  
SPACE IS LIMITED!



Dear Colleagues:

The 24<sup>th</sup> Annual Bankruptcy Bar and Bench Conference will be held this year on October 25<sup>th</sup>-26<sup>th</sup>. Just as the summer begins to wane, there is something on the horizon to look forward to! We would love to have you join the Central New York and Capital Region Bankruptcy Bar Associations at what has become one of our favorite gatherings of the year!

The spectacular Otesaga Resort Hotel in Cooperstown, New York—recognized by the Historic Hotels of America and on the National Register for Historic Places by the National Trust for Historic Preservation—will once again serve as our venue. The name “Otesaga” has Native American origins, meaning: “Place of Meeting.” And what a Meeting our Planning Committee has put together for you. The various sessions offer a total of 9.5 continuing legal education credits, offered by esteemed academics, judges and practitioners, with programs of interest for all.

So please come and join us to make this one of the best conferences yet. We look forward to seeing you in Cooperstown on October 25<sup>th</sup>!

Peg Cangilos-Ruiz  
Chief United States Bankruptcy Judge, N.D.N.Y.

# REGISTRATION INSTRUCTIONS

## Hotel Reservations:

Hotel Reservations should be made directly with The Otesaga Resort Hotel utilizing the Hotel Registration Instructions sent with the brochure. Please ensure that you receive confirmation directly from The Otesaga once you have made your registration.

**\* Rooms are available on a first-come, first-served basis.**

## Conference Registration:

Conference registration is made through the Capital Region Bankruptcy Bar Association. Please note that registration for the Conference is separate from your hotel reservation with The Otesaga. All checks for the Conference registration should be made payable to “CRBBA” and should be mailed to: Capital Region Bankruptcy Bar Association, Attn: Conference Registration, c/o William Schiller, Esq., Schiller & Knapp, LLP, 950 New Loudon Road, Latham, New York 12110.

Please be sure to include:

1. Conference registration check;
2. Conference Registration Form with registration option box checked and the registrant's name, address, phone number, and email address; and
3. Bar Association Annual Registration Form and check for annual dues.



## CONFERENCE REGISTRATION FORM

2019 Annual Conference - October 25-26, 2019

### **OPTION A:**

If you make a reservation to stay at The Otesaga you should choose Option A, as your meals are included in your hotel room rate. Choose Option B if you are not staying at The Otesaga but want meals at The Otesaga included with your registration fee.

|                 |                               |                        |
|-----------------|-------------------------------|------------------------|
| Member Rate*    | \$225.00 on or before 9/20/19 | \$250.00 after 9/20/19 |
| Non-Member Rate | \$350.00 on or before 9/20/19 | \$375.00 after 9/20/19 |

\* In order to allow members to enjoy the fall weather and hotel amenities, the conference was scheduled for earlier this year, which lead to an increase in room cost. To offset the higher room prices, the CRBBA and CNYBBA have discounted member pricing for this year.

### **OPTION B:**

Conference registration with meal choices (Not staying at The Otesaga)

Option A amount + \_\_\_\_\_ (add total for meal choices below) = \_\_\_\_\_

Add to the above cost the following meals that you desire. Check meals desired (a meal card will be provided)

|                       |         |                          |
|-----------------------|---------|--------------------------|
| Lunch buffet - Friday | \$24.00 | <input type="checkbox"/> |
| Dinner - Friday       | \$72.00 | <input type="checkbox"/> |
| Breakfast - Saturday  | \$22.00 | <input type="checkbox"/> |
| Lunch - Saturday      | \$24.00 | <input type="checkbox"/> |

### **OPTION C:**

Sorry, I cannot attend. I am enclosing Bar Association dues ONLY (use separate form provided) \$40.00

Name: \_\_\_\_\_

Firm/Employer: \_\_\_\_\_

Business Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Business Phone: \_\_\_\_\_

Email: \_\_\_\_\_

Spouse/Guest's name as it should appear on name tag: \_\_\_\_\_

Enclosed is my check in the amount of \$\_\_\_\_\_ for Conference registration Option \_\_\_\_\_.

## **BAR ASSOCIATION ANNUAL REGISTRATION FORM**

Membership in the Capital Region Bankruptcy Bar Association or the Central New York Bankruptcy Bar Association must be renewed annually. The prior year's membership expires on the day preceding the Annual Bankruptcy Conference. **In order to take advantage of the membership benefits, including the reduced Annual Conference rate, a membership application and separate dues check must accompany your seminar registration.**

- Membership Benefits:**
- Inclusion on mailing/email lists
  - Reduced pricing for Annual Conference
  - Reduced pricing for Association CLE programs and events

**Annual Dues:** \$40.00

**PLEASE RETURN THE PORTION BELOW WITH  
YOUR CHECK FOR YOUR ANNUAL DUES.**

Name: \_\_\_\_\_

Firm/Employer: \_\_\_\_\_

Business Address: \_\_\_\_\_

Business Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

Email: \_\_\_\_\_

☐ Check for \$40.00 enclosed payable to Bar Association of choice (see below)

Please apply my dues to my membership in (choose one):

\_\_\_\_\_ CRBBA - Capital Region Bankruptcy Bar Association

\_\_\_\_\_ CNYBBA - Central New York Bankruptcy Bar Association

# TWENTY-FOURTH ANNUAL BANKRUPTCY CONFERENCE

## FRIDAY, OCTOBER 25, 2019

8:45 am - 10:00 am

### Registration

10:00 am - 10:15 am

### Welcome

Hon. Margaret Cangilos-Ruiz  
*Chief United States Bankruptcy Judge (N.D.N.Y.)*

10:15 am - 11:05 am

### Historic Courtroom Theater: A Means to Advance Diversity and Inclusion

Hon. Denny Chin  
*United States Court of Appeals Judge (2d Cir.)*

Kathy Hirata Chin, Esq.  
*Crowell & Moring, LLP*

11:10 am - 12:00 pm

### Chapter 13 Toolbox: Are you trying to get this in a plan? Did it work?

Hon. William H. Brown  
*United States Bankruptcy Judge (W.D. Tenn., Ret.)*

Mark W. Swimelar, Esq.  
*Chapter 12 and 13 Trustee (CNY)*

Jessica G. Grady, Esq.  
*Harris-Courage & Grady, PLLC*

12:00 pm - 12:15 pm

### Coffee Break

12:15 pm - 1:05 pm

### What did you say? Do's and don'ts of legal writing—how to more effectively speak to your reader.

Hon. C. Kathryn Preston  
*United States Bankruptcy Judge (S.D. Ohio)*

Prof. Ted Neustadt  
*Fordham University School of Law*

1:10 pm - 2:10 pm

### Lunch Buffet



2:15 pm - 3:05 pm

### Breakout Sessions (choose one):

#### A. Healthcare Entities in Chapter 11 Bankruptcies

Hon. Nancy Hershey Lord  
*United States Bankruptcy Judge (E.D.N.Y.)*

Kathy Hirata Chin, Esq.  
*Crowell & Moring, LLP*

Camille W. Hill, Esq.  
*Bond Schoeneck & King PLLC*

#### B. Recent Consumer Case Developments: Did the courts get it right?

Hon. William H. Brown  
*United States Bankruptcy Judge (W.D. Tenn., Ret.)*

3:10 pm - 4:50 pm

### Mindfulness for Lawyers

Jonathan Krop, Esq.  
*Founder, Mindfulness for Lawyers*

6:00 pm - 7:00 pm

### Cocktail Reception

7:00 pm - 9:00 pm

### Dinner

## SATURDAY, OCTOBER 26, 2019

7:30 am - 9:00 am

### Breakfast Buffet

9:00 am - 9:50 am

### What's all the fuss about? Insight into why ombudsman, appearance counsel, and investigations matter from the perspective of the Court and the United States Trustee.

Hon. Peter G. Cary  
*Chief United States Bankruptcy Judge (D. Me.)*

William K. Harrington, Esq.  
*United States Trustee (Region 2)*

Lisa M. Penpraze, Esq.  
*Assistant United States Trustee (Region 2)*

Guy A. Van Baalen, Esq.  
*Assistant United States Trustee (Former Region 2)*

9:55 am - 10:45 am

### Ethics Pitfalls for Bankruptcy Practitioners

Prof. W. Bradley Wendel  
*Cornell Law School*

10:45 am - 11:00 am

### Coffee Break

11:00 am - 11:50 am

### Real Property Stew: Mix short sales without lienholder consent, sales and title insurance, add a pinch of lease termination and a dash of loss mitigation.

Hon. Robert D. Drain  
*United States Bankruptcy Judge (S.D.N.Y.)*

Paula M. Barbaruolo, Esq.  
*Barbaruolo Law Firm, P.C.*

William H. Bradt, Esq.  
*Bradt-Luciano Real Property Services*

11:55 am - 12:45 pm

### The Big Takeaways of the Small Business Reorganization Act and Other Recent Bankruptcy Reforms

Robert J. Keach, Esq.  
*Bernstein, Shur, Sanyer & Nelson, P.A.*

12:45 am - 1:00 pm

### Closing Remarks

Hon. Margaret Cangilos-Ruiz  
*Chief United States Bankruptcy Judge (N.D.N.Y.)*

1:00 pm - 2:15 pm

### Lunch Buffet



**CALL FOR NOMINATIONS FOR THE**  
**NICHOLAS S. PRIORE ADVOCACY AND PROFESSIONALISM AWARD**

The Central New York Bankruptcy Bar Association and the Capital Region Bankruptcy Bar Association are seeking nominations for the **2019 Nicholas S. Priore Advocacy and Professionalism Award**. This award is presented to a bankruptcy attorney practicing in the Northern District of New York who demonstrates skilled advocacy on behalf of clients, while maintaining a spirit of collegiality and professionalism. The award will be presented at the Annual Conference in October.

Nominations should provide basic background information concerning the nominee, along with a brief explanation as to why the nominee should be considered for the award. The recipient will be selected by the presidents of the CNYBBA and CRBBA, in conjunction with the law firm of Getnick Livingston Atkinson and Priore, LLP. Nominations should be submitted in writing to Patrick G. Radel, Esq., 258 Genesee Street, Suite 401, Utica, New York 13502, or by email to [pradel@getnicklivingston.com](mailto:pradel@getnicklivingston.com) and must be received no later than **October 4, 2019**.



*In memoriam—Nicholas S. Priore*

**PRIOR RECIPIENTS**

The Central New York Bankruptcy Bar Association and the Capital Region Bankruptcy Bar Association recognize the following prior recipients of the Nicholas S. Priore Advocacy and Professionalism Award:

*2008 – Patrick Radel*

*2009 – William Schiller*

*2010 – Michael Balanoff*

*2011 – William McCarthy*

*2012 – Wendy Kinsella*

*2013 – Cynthia Platt*

*2014 – Lee Woodard*

*2015 – Zachary Primrose, in memoriam*

*2016 – Paula Barbaruolo*

*2017 – Mary Fangio*

*2018 – Robert K. Weiler*

**CRBBA AND CNYBBA ARE ACCREDITED PROVIDERS OF TRANSITIONAL AND  
NONTRANSITIONAL CONTINUING LEGAL EDUCATION IN THE STATE OF NEW YORK**

**FINANCIAL AID**

CRBBA and CNYBBA acknowledge that in some instances there will be attorneys and law students who wish to attend our program, but who are unable to afford the cost of attendance. In such instances, the attorneys or law students may apply for a discount or financial aid to attend the program.

A written request describing the financial hardship is required and must be received no later than September 15, 2019. The CRBBA and CNYBBA will review requests on a case-by-case basis, and the discount will apply to the educational portion of the program only; meals and lodging will be the responsibility of the individual. If deemed appropriate, the CRBBA and CNYBBA may consider financial aid within the context on the following scale as funding permits:

Unemployed: Fee Waived

Income up to \$35,000: 75% discount

Income \$35,000 - \$50,000: 50% discount

Income above \$50,000: No discount

Please include your name, address, daytime phone and fax numbers, and e-mail address. A letter from your current employer confirming your anticipated current year earnings should be included with your submission. If you are currently unemployed, please include a personal statement confirming your current unemployment status with your submission. To apply for a discount or scholarship, send a written request to either the sitting President of the CRBBA, Michael L. Boyle, Esq. at [mboyle@toombslaw.com](mailto:mboyle@toombslaw.com) or the sitting President of CNYBBA, Amanda Shaw, Esq. at [ashaw@riehlmanshafer.com](mailto:ashaw@riehlmanshafer.com). Requests must be received by **September 15, 2019** to be considered.

**REFUND/CANCELLATION POLICY**

A full refund will be given for cancellations received before September 25, 2019. A \$50.00 cancellation penalty will be charged for cancellations received after September 25, 2019 but prior to October 11, 2019. No refunds will be given for cancellations received after October 11, 2019. Any requests for cancellation must be e-mailed to **Laura Guzor** at [lguzior@schillerknapp.com](mailto:lguzior@schillerknapp.com). Please refer to the hotel's reservation department for its cancellation policy.