

Stetson University College of Law presents

The 32nd Annual Alexander L. Paskay Seminar on Bankruptcy Law and Practice

December 7-8, 2007



Sheraton Sand Key Resort, Clearwater Beach, FL

A Focus on the Top Issues in Bankruptcy

The Office of Conferences and Events at Stetson University College of Law is proud to present the Annual Alexander L. Paskay Seminar on Bankruptcy Law and Practice, December 7-8, 2007. The Seminar will be held at the Sheraton Sand Key Resort in Clearwater Beach, Florida.

Judge Alexander Paskay has assembled a nationally renowned faculty to discuss the top issues in the bankruptcy industry at the 32nd annual conference.

Some of the topics include:

- Recent Developments
- Dischargeability, Sovereign Immunity and Litigation Issues
- Issues in Chapter 11 Cases, Small Business Administration Business Cases
- Exceptions and Extensions to the Automatic Stay
- Domestic Support Obligation and Litigation Issues
- Adequate Protection Payments
- Trustees' Voiding Powers and Case Administration
- Ethics

The speakers include:

- Hon. Margaret A. Mahoney
U.S. Bankruptcy Court,
- Hon. J. Vincent Aug, Jr.
U.S. Bankruptcy Court,
- Dennis J. Connolly
Alston & Bird LLP
- Frank J. Santoro
Marcus, Santoro & Kozak, P.C.
- Roberta DeAngelis
U.S. Trustees Office
- Louis M. Philips
*Gordon, Arata, McCollam,
Duplantis & Eagan LLP*
- Rob Charles
Lewis and Roca LLP



The Honorable Alexander L. Paskay is Chief U.S. Bankruptcy Judge Emeritus of the U.S. Bankruptcy

Court for the Middle District of Florida and an adjunct professor of law at Stetson University College of Law. He has authored *Creditors Rights* (4th ed. Vandeplass Pub. 2006) and *Trustees' and Receivers' Handbook*, originally published in 1968 by Matthew Bender and revised several times since then. He is the co-author of the 14th edition of *Collier on Bankruptcy*, published by Matthew Bender, and Volume VI of *Norton Bankruptcy Law and Practice*. He also has contributed editorial comments to the recent pamphlet edition of *Bankruptcy Code and Bankruptcy Rules*, and is principal contributing editor of the *Norton Handbook for Bank Trustees, Debtors in Possession and Committees*, published by Callahan & Company.

From 1980 to 1984, Judge Paskay served on the Advisory Committee on Bankruptcy Rules and Practice, appointed by Chief Justice Burger. Thereafter, he was appointed to serve on a task force charged with revising the Official Bankruptcy Forms. He has served as vice president and member of the board of directors of the American Bankruptcy Institute. Judge Paskay is a fellow of the American College of Bankruptcy.

Continuing Education Credits

Intermediate Level: Application is being made to The Florida Bar for 14 hours of CLE credit, including 1.8 hours of ethics, and Board Certification Credit. Those who are requesting credit outside of Florida will receive forms to apply for credit in those states.

Friday, December 7, 2007

8:00 a.m. - 8:45 a.m.

Registration and Continental
Breakfast

8:45 a.m. - 9:00 a.m.

Welcome and Introductions

Hon. Alexander L. Paskay
*Chief U.S. Bankruptcy Judge
Emeritus, Middle District of Florida*

9:00 a.m. - 9:45 a.m.

Recent Developments

Louis M. Phillips, Esq.
*Gordon, Arata, McCollam, Duplantis
& Egan LLP*

9:45 a.m. - 10:30 a.m.

Dischargeability of Student Loans,
Sovereign Immunity Issues in
Litigation

Hon. J. Vincent Aug, Jr.
*U.S. Bankruptcy Court,
Southern District of Ohio*

10:30 a.m. - 10:45 a.m.

Break

10:45 a.m. - 11:30 a.m.

Litigation Issues in Dischargeability,
Section 523 (a), (2), (4), and (6)

Hon. Margaret A. Mahoney
*U.S. Bankruptcy Court,
Southern District of Alabama*

11:30 a.m. - 12:15 p.m.

Issues in Chapter 11 Cases, Small
Business Administration

Roberta DeAngelis, Esq.
Executive Office for the U.S. Trustees

12:15 p.m. - 1:30 p.m.

Lunch

1:30 p.m. - 2:15 p.m.

Exceptions to the Automatic Stay in Small
Business Chapter 11 Cases

Dennis J. Connolly, Esq.
Alston & Bird LLP

2:15 p.m. - 3:00 p.m.

Extension of the Automatic Stay,
Section 362(c), Effect of Sections 506 & 910

Frank J. Santoro, Esq.
Marcus, Santoro & Kozak, P.C.

3:00 p.m. - 3:15 p.m.

Break

3:15 p.m. - 4:00 p.m.

Ethics

Rob Charles, Esq.
Lewis and Roca LLP

4:00 p.m. - 4:45 p.m.

Questions and Answers

5:00 p.m.

Reception

Order Materials

To order materials from past Alexander L. Paskay Seminars on Bankruptcy Law and Practice, please visit our website at www.law.stetson.edu/conferences or contact the Office of Conferences and Events at (813) 228-0226.

Saturday, December 8, 2007

8:00 a.m. - 9:00 a.m.

Continental Breakfast

9:00 a.m. - 9:45 a.m.

Recent Developments

Louis M. Phillips, Esq.

*Gordon, Arata, McCollam, Duplantis
& Egan LLP*

9:45 a.m. - 10:30 a.m.

Treatment of Domestic Support
Obligations in All Chapters

Hon. Margaret Mahoney

U.S. Bankruptcy Court

Southern District of Alabama

10:30 a.m. - 10:45 a.m.

Break

10:45 a.m. - 11:30 a.m.

Litigation Issues, Including
Deepening Insolvency, Exculpation of
Directors and Other Insiders and Utilization
of the *in pari delicto* Defense

Dennis J. Connolly, Esq.

Alston & Bird LLP

11:30 a.m. - 12:15 p.m.

Adequate Protection Payments,
Disposable Income v. Projected
Disposable Income

Frank J. Santoro, Esq.,

Marcus, Santoro & Kozak, P.C.

12:15 p.m. - 1:30 p.m.

Lunch

1:30 p.m. - 2:15 p.m.

Trustee's Voiding Powers Under
Section 544, Faulty Mortgages, and "1000
Ways to Screw Up a Closing"

Hon. J. Vincent Aug, Jr.

*U.S. Bankruptcy Court,
Southern District of Ohio*

2:15 p.m. - 3:00 p.m.

Supervision of Case Administration, Audit
Procedures, Referral of Criminal Charges
to the United States Attorney

Roberta DeAngelis, Esq.

Executive Office for the U.S. Trustee

3:00 p.m. - 3:15 p.m.

Break

3:15 p.m. - 4:00 p.m.

Ethics

Rob Charles, Esq.

Lewis and Roca LLP

4:00 p.m. - 4:45 p.m.

Questions and Answers

5:00 p.m.

Adjourn

HOTEL ACCOMMODATIONS

The Conference will be held at the Sheraton Sand Key Resort located at 1160 Gulf Boulevard, Clearwater Beach, Florida. The award-winning resort, located on the Gulf of Mexico, offers seven acres of secluded beach front and lighted tennis courts on the property. The hotel's location is ideal for both business and pleasure – close to the beaches, museums and theme parks. A block of rooms has been reserved for Dec. 6 – Dec. 8, 2007. The special room rate (\$140) will be available until Nov. 6, 2007. Reservations may be made by calling (727) 595 -1611. Please inform the hotel that you are attending the Stetson Bankruptcy Seminar to receive the special rate. Reservation requests also may be faxed to (727) 596 -1117, or made on the website at www.sheratonsandkey.com by the reservation link.



Program Faculty BIOS

Dennis J. Connolly, Esq.

Alston & Bird LLP

Atlanta, Georgia

Mr. Connolly is the leader of Alston & Bird's Bankruptcy, Workouts and Reorganization group. His practice focuses on the representation of debtors, creditors' committees and other parties in commercial bankruptcy cases.

Mr. Connolly has represented parties in interest in major Chapter 11 cases for industries including Delta Air Lines, Refco, Inc., Enron Corp., Zale Corporation, Einstein-Noah Bagel, Inc., AmeriServe and Winn-Dixie. Mr. Connolly is a Fellow of the American College of Bankruptcy. He is also a director of the Southeastern Bankruptcy Law Institute. From 2003 – 2006, he was selected as a leading insolvency practitioner by Chambers & Partners USA, and he is listed in *The Best Lawyers in America* and *Super Lawyers* magazine. Mr. Connolly is also listed in the *Guide to the World's Leading Insolvency and Restructuring Lawyers* and *Georgia Trend's "Legal Elite."* Mr. Connolly is a past chair of the board of the Bankruptcy Section of the Atlanta Bar Association and a member of the American Bankruptcy Institute.

Roberta DeAngelis, Esq.

Acting General Counsel, U.S. Trustees Office

Washington, D.C.

Ms. DeAngelis has been appointed Acting United States Trustee for Delaware, Pa., and New Jersey (Region 3) for an interim period effective March 20, 2003. Ms. DeAngelis joined the U.S. Trustee Program in July 1999 as Assistant U.S. Trustee for the Newark office after practicing bankruptcy law for 20 years. She has also served as interim Assistant U.S. Trustee in the Philadelphia and Wilmington offices. Immediately before joining the Program, Ms. DeAngelis was a partner in the Lawrenceville, N.J., office of Fox, Rothschild, O'Brien & Frankel LLP. Ms. DeAngelis received her law degree from Seton Hall University School of Law in Newark, N.J., and her Bachelor of Arts degree from Alvernia College in Reading, Pa.

Hon. Margaret A. Mahoney

United States Bankruptcy Court

Mobile, Alabama

The Hon. Margaret A. Mahoney has served as the United States Bankruptcy Judge in the Southern District of Alabama since 2003. From 1996 – 2003, Judge Mahoney was the Chief Bankruptcy Judge in the Southern District of Alabama, and from 1993 – 1996, she was a United States Bankruptcy Judge in the Southern District of Alabama. In 1989, she became a Partner in Weil, Gotshal & Manges, Business Reorganization Department in the Houston office and moved to the Dallas office in 1990 to head the Business Reorganization Department. From 1987 – 1989, Judge Mahoney was a U.S. Bankruptcy Judge in the Southern District of Texas; and from 1984–1987, she was a U.S. Bankruptcy Judge for the District of Minnesota.

Louis M. Phillips, Esq.

Gordon, Arata, McCollam, Duplantis & Eagan LLP

Baton Rouge, Louisiana

As the leader of the firm's Insolvency and Bankruptcy Practice Group, Mr. Phillips provides legal representation and consultation for debtors, creditors,

and trustees over a broad practice area, including transaction and business structuring and restructuring, bankruptcy reorganization, and bankruptcy and commercial litigation. Mr. Phillips was the U.S. Bankruptcy Judge for the Middle District of Louisiana from May 1988 – May 2002.

Frank J. Santoro, Esq.

Marcus, Santoro & Kozak, P.C.

Chesapeake, Virginia

Mr. Santoro is a shareholder of Marcus, Santoro & Kozak, P.C. Since 1981, Mr. Santoro has focused almost exclusively on bankruptcy, corporate reorganization, and corporate finance. He graduated in 1976 from Allegheny College, Phi Beta Kappa, with degrees in political science, economics and finance. He graduated in 1979 from the Marshall Wythe School of Law at the College of William & Mary. Mr. Santoro is a member of the American Bar Association, the Virginia State Bar, the Norfolk/Portsmouth Bar Association, the Federal Bar Association, the Tidewater Bankruptcy Bar Association, and the Association of Trial Lawyers Association, and the Association of Trial Lawyers of America. He is a founding Director and former Chair of the Board of Directors of the Bankruptcy Law Section of the Virginia State Bar, and a past President of the Norfolk Chapter of the Federal Bar Association.

Hon. J. Vincent Aug, Jr.

Chief Judge, U.S. Bankruptcy Court

Cincinnati, Ohio

The Hon. J. Vincent Aug, Jr. was appointed Chief U.S. Bankruptcy Judge of the Southern District of Ohio in 2006. He was appointed to serve on the Bankruptcy Appellate Panel of the Sixth Circuit in November of 1999. Judge Aug served as Chief Judge of that Court and served on the Board of Governors of the National Conference of Bankruptcy Judges. He received his J.D. from University of Cincinnati College of Law in 1973 and his B.A. degree from Georgetown University. He was a United States Magistrate Judge for 12 years. He worked as a staff attorney on Judicial Panel on Multi-District Litigation from 1973 – 1974. He is a member and a past president of Cincinnati Chapter of the Federal Bar Association. Judge Aug is a recipient of Nicholas Longworth III Alumni Achievement Award from University of Cincinnati College of Law.

Rob Charles, Esq.

Lewis & Roca LLP

Tucson, Arizona

Mr. Charles served as a law clerk in 1982 – 1984 to Hon. Earl H. Carroll, U.S. District Judge, Arizona. He primarily represents secured and unsecured creditors in all aspects of Chapter 11 business bankruptcy cases. Mr. Charles is a contributor to the *Norton Bankruptcy Law Adviser*; and has written Section 363 - Automatic Stay article for the *Norton Annual Survey of Bankruptcy Law* (Clark, Boardman, Callaghan) since 1990. He is Contributing Editor, Chapter 5, of *Jurisdiction, Norton Bankruptcy Law and Practice*, (2d ed. 1999). Mr. Charles is a member of the State Bar of Arizona (past chair of the Bankruptcy Section), the Pima County and American Bar Associations, and the American Bankruptcy Institute.

Alexander L. Paskay Seminar on Bankruptcy Law and Practice

December 7-8, 2007 • Sheraton Sand Key Resort, Clearwater Beach, Florida

Seminar Chair: *The Honorable Alexander L. Paskay, U.S. Bankruptcy Court, Middle District of Florida*

REGISTRATION FORM

Mr. Ms. Hon. _____ Phone: (____) _____

Title: _____ Fax: (____) _____

Organization/Firm: _____

Address: _____

City: _____ State: _____ Zip: _____

E-mail: _____

In case of an emergency during the conference, please list contact name and phone number: _____

If you would like to learn more about Stetson's CLE Seminars, please include your e-mail: _____

- Stetson College of Law Graduate First-time attendee
Attorneys: CLE Credit? If yes, list state(s): _____ List other professional credits _____

CONFERENCE TUITION (Includes admission to all sessions, CD of materials, continental breakfasts, refreshment breaks, lunches and reception.)

- \$425 Early Registration (payment postmarked by 11/2/07)
 \$475 Standard Registration (payment postmarked after 11/2/07)
 \$100 Discount if a member of a bankruptcy bar association
Name of the bankruptcy bar association _____
 \$50 Additional discount if you have been practicing bankruptcy for 3 years or less
Year admitted to the bar _____
 \$40 - Add a binder to my registration (CD-ROM included in tuition price)
 Vegetarian Lunch Meal Request (Attendee)

OTHER OPPORTUNITIES (Please indicate your attendance)

- Reception - Friday, Dec. 7, 2007

GUEST INFORMATION

- \$25 Reception - Guest, Fri. Dec. 7 \$25 Lunch - Guest, Fri. Dec. 7 \$25 Lunch - Guest, Sat. Dec. 8
 Vegetarian Meal Request (Guest)

Guest Name: _____

PAYMENT INFORMATION

TOTAL ENCLOSED: \$ _____

Payment Method: Check (Payable to Stetson University College of Law)
 American Express Visa Master Card
Card Number: _____
Exp. Date: _____ Authorized Signature: _____

MAIL OR FAX FORM AND PAYMENTS TO:

Office of Conferences and Events • Stetson University College of Law
1700 North Tampa Street, Tampa, FL 33602
Ph (813) 228-0226 • Fax (813) 228-0155

TUITION & FEES: Early Registration Tuition Rate is \$425 if received or postmarked by Nov. 2, 2007. Standard Tuition Rate is \$475. Discounts are available for members of a bankruptcy bar association and attorneys who have practiced in bankruptcy law for 3 years or less. Tuition includes admission to all sessions, a set of program materials on CD-ROM (printed materials are available for an additional \$40), refreshment breaks, continental breakfasts, luncheon, and Friday night Reception. To ensure seating and materials, pre-registration is advised.

GUEST MEALS: Guests may attend the luncheon and reception at \$25 for each event. (These fees admit the guest to meal functions only). Reserve your guest meal(s) on the registration form. Guest registrations cancelled by Nov. 16, 2007 will be refunded. No refunds can be given after that date.

LOCATION: The Sheraton Sand Key Resort, 1160 Gulf Boulevard, Clearwater Beach, Florida. Phone: (727) 595-1611. Special Stetson Seminar Rate is \$140 per night, Single/Double occupancy. Cutoff date: Nov. 6, 2007. After that date, room reservations will be on a space available basis. Inform the hotel that you are attending the Stetson's Bankruptcy Seminar to receive the special rate. Web site: www.sheratonsandkey.com

CANCELLATIONS: Registrations cancelled by 5:00 p.m., Nov. 16, 2007, will be refunded less a \$50 service charge. Refunds cannot be given after that date; however, substitutions may be made at any time. Telephone cancellations must be confirmed in writing.

SPECIAL NEEDS: If your attendance requires any aids or services, as addressed in the Americans with

Disabilities Act, or you have special dietary needs, please notify the Office of Conferences and Events at (813) 228-0226 at least two weeks before the Conference.

CONTINUING EDUCATION

CREDIT: Intermediate Level:

Application is being made to The Florida Bar for 14 hours of CLE credit, including 1.8 hours of ethics, and Board Certification Credit. Those who are requesting credit outside of Florida will receive forms to apply for credit in those states.

In the unlikely event that this program is cancelled, registration fees will be completely refunded. The sponsor cannot be responsible for other costs incurred by registrants, including travel and hotel accommodations.

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Office of Conferences & Events
1700 North Tampa Street
Tampa, FL 33602

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