

Tomorrow's Corporate Insolvency Law
10-11 October 2024
Goethe-Universität
Westend Campus, House of Finance
Theodor-W.-Adorno-Platz 3, 60323 Frankfurt am Main, Germany

10 October 2024:

Venue: House of Finance, first floor (main hall), room "DZ-Bank"

10:00 – 10:15

Welcome

Peter von Wilmsky, Goethe-Universität & Tony Casey, The University of Chicago Law School

10:15 – 11:45

Panel 1: Foundations of Corporate Insolvency Law, Section One

Barry Adler, New York University School of Law,
Chameleon Equity Redux

Vincent Buccola, The University of Chicago Law School,
Bankruptcy Law for a Hartian World

Sarah Paterson, London School of Economics and Political Science,
The Conceptual Foundation of Cross-class Cramdown

Commentator/Moderator: Tony Casey, The University of Chicago Law School

11:45 – 12:00

Break

12:00 – 13:00

Panel 2: Foundations of Corporate Insolvency Law, Section Two

Kenneth Ayotte, Berkeley Law,
Bankruptcy's Trilemma: A Unifying Framework

Robert Rasmussen, University of Southern California, Gould School of
Law,
Commitment Proposals in Corporate Insolvency

Commentator/Moderator: Brook Gotberg, Brigham Young University,
J. Reuben Clark Law School

13:00 – 14:15

Lunch

14:15 – 15:45

Panel 3: Foundations of Corporate Insolvency Law, Section Three

Felix Steffek, University of Cambridge, Faculty of Law,
Legal Responses to Problems Arising in Corporate Insolvency

Horst Eidenmüller, University of Oxford, Faculty of Law,
AI-Assisted Corporate Workouts

Aurelio Gurrea-Martinez, Singapore Management University,
*The Myth of Debtor-Friendly or Creditor-Friendly Insolvency Systems:
Evidence from a New Global Insolvency Index*

Commentator/Moderator: Virginia Torrie, University of Saskatchewan

15:45 – 16:00

Break

16:00 – 17:30

Panel 4: Stakeholders- Equity, Credit Markets, & Contract Counter Parties

Jared Ellias, Harvard Law School,
The Credit Markets Go Dark

Andreas Engert, Freie Universität Berlin,
Treatment of Executory Contracts in Insolvency

Wai Yee Wan, Dean, AGC-Legal Service Academy, Singapore,
Agency Costs and Controlling Shareholders on Debt Restructuring in Asia

Commentator/Moderator: Stephan Madaus, Martin-Luther-Universität Halle-Wittenberg

11 October 2024

Venue: House of Finance, first floor (main hall), room “Commerzbank”

10:00 – 11:30

Panel 5: Corporate Groups, Section One

Stephanie Ben-Ishai, Osgoode Hall Law School, York University,
The Canadian RVO: the Answer to the Texas Two-Step Setback?

Simin Gao, Tsinghua University, School of Law,
Is it a universal rule or an exception? Substantive Consolidation of Corporate Groups in China

Brook Gotberg, Brigham Young University, J. Reuben Clark Law School,
The “Born-to-Die” Corporation

Commentator/Moderator: Sheila Christina Neder Cerezetti, University of São Paulo

11:30 – 11:45

Break

11:45 – 13:15

Panel 6: Corporate Groups, Section Two

Adam Feibelman, Tulane Law School,
Personal Guarantors in Bankruptcy: A Comparative Perspective

Sebastian Mock, Vienna University of Economics and Business,
Takeover Law in Insolvency Proceedings

Neeti Shikha, University of West England,
Bankruptcy of Decentralized Autonomous Organizations

Commentator/Moderator: Hans-Friedrich Müller, Universität Trier

13:15 – 14:15

Lunch

14:15 – 15:15

Panel 7: Bank Insolvency Law

Moritz Brinkmann, Rheinische Friedrich-Wilhelms-Universität Bonn,
Lessons from Bank Insolvency Law (for General Insolvency Law)

Michael Ohlrogge, New York University School of Law,
Why Have Uninsured Depositors Become De Facto Insured?

Commentator/Moderator: Tony Casey, The University of Chicago Law School and Neeti Shikha, University of West England

15:15 – 15:30

Break

15:30 – 17:00

Panel 8: The Problem of Non-Adjusting Creditors

Rolef de Weijs, University of Amsterdam, Faculty of Law,
Pre-packaged insolvency procedures and the position of employees: the key distinction between pre-packs with external parties and with old shareholders

Jasmine Girgis, University of Calgary, Faculty of Law,
Environmental Claims and Bankruptcy

Lindsey Simon, Emory University School of Law,
Mass Tort Designation

Commentator/Moderator: Peter von Wilmowsky, Goethe-Universität