



ANNUAL REVIEW OF INSOLVENCY LAW VIRTUAL CONFERENCE

FEBRUARY 4, 2022

CONFERENCE CO-CHAIRS

Chief Justice Suzanne Duncan
Supreme Court of Yukon, Whitehorse

Guylaine Houle
Pierre Roy & Associés Inc., Montréal

Linc Rogers
Blake, Cassels & Graydon LLP, Toronto, (IIC)

CO-EDITORS

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School of Business, Camosun College, Victoria

Justice Blair Nixon
Court of Queen's Bench of Alberta, Calgary

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ANNUAL REVIEW OF INSOLVENCY LAW PAPERS:
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THE HONOURABLE DONALD BRENNER MEMORIAL KEYNOTE



PETER A. ALLARD
SCHOOL OF LAW
THE UNIVERSITY OF BRITISH COLUMBIA

VIRTUAL CONFERENCE AGENDA (ALL TIMES EASTERN)

FEBRUARY 4, 2022

10:30am - 10:50am	<p>Opening Remarks and Welcome from the Conference Co-Chairs:</p> <p>Chief Justice Suzanne Duncan, Supreme Court of Yukon, Whitehorse, Guylaine Houle, Pierre Roy & Associés Inc., Montréal, Linc Rogers, Blake, Cassels & Graydon LLP, Toronto (IIC)</p> <p>Greetings: ARIL Society Inc. Board Chair Edward Sellers (FIIC) CAIRP Board Chair Jean-Daniel Breton (IIC) and IIC President Robert Thornton (FIIC)</p>
10:50am - 11:25am	<p>Dr. Janis Sarra Opening Plenary: RVOs: Have We Gone Too Far?</p> <p>Michelle Pickett, PwC, Toronto, Author Kibben Jackson, Fasken Martineau DuMoulin LLP, Vancouver (IIC) Alain Tardif, McCarthy Tétrault LLP, Montréal (IIC)</p>
11:25am-11:35am	Break
11:35am-12:05pm	<p>Concurrent Session 1A - Cross Border and Global Restructurings: Lessons Learned</p> <p>Kathryn Esaw, Osler, Hoskin & Harcourt LLP, Toronto, Author Elizabeth Pillon, Stikeman Elliott LLP, Toronto (IIC), Author Holly Palmer, EY-Parthenon, Vancouver (IIC)</p> <p>Concurrent Session 1B - The Fees that Bind: Family Law and Personal Insolvency Proceedings</p> <p>Dr. Anna Lund, University of Alberta, Edmonton, Author Wesley Cowan, MNP Ltd., Waterloo Chantal Gingras, Ginsberg, Gingras & Associés Inc., Ottawa</p>
12:05pm-12:15pm	Break
12:15pm-1:00pm	<p>The Honourable Donald Brenner Memorial Keynote: Leap Ahead: The Future of Work</p> <p>A Conversation with: Linda Nazareth, Economist, specializing in trends around the future of work Takara Small, Technology Columnist (CBC) and Founder of VentureKids, (providing coding and start up classes to underserved youth)</p> <p>Moderated by: Mary I.A. Buttery, QC, Cassels Brock & Blackwell LLP (IIC)</p>
1:00pm-1:05pm	Break
1:05pm-1:35pm	<p>Concurrent Session 2A - Gotta have Faith: Equitable Subordination and Insolvency Proceedings</p> <p>Pavle Masic, Ricketts Harris LLP, Toronto, Author Geneviève Cloutier, Gowling WLG (Canada) LLP, Montréal Tushara Weerasooriya, McMillan LLP, Toronto</p> <p>Concurrent Session 2B - Gotta have Faith: Good Faith and Consumer Proposals</p> <p>Angelica Kovac, Fulton & Company LLP, Kamloops, Author Isabelle Desharnais, Borden Ladner Gervais LLP, Montréal Nancy Snedden, BDO Canada Limited, St. John's</p>

VIRTUAL CONFERENCE AGENDA (ALL TIMES EASTERN)

1:35pm-1:40pm	Break
1:40pm-2:10pm	<p>Concurrent Session 3A - #trending: A Decade of CCAA Filings</p> <p>Katherine Forbes, KPMG LLP, Toronto, Author Maria Konyukhova, Stikeman Elliot LLP, Toronto (IIC), Author Afshan Naveed, Dentons Canada LLP, Calgary</p> <p>Concurrent Session 3B - Money Laundering and Insolvency Law: A Needle in a Haystack</p> <p>Tamie Dolny, Aird & Berlis LLP, Toronto, Author Mike Bell, EY-Parthenon, Vancouver Paul Bourassa, Bourassa Law & Strategic Services, Calgary</p>
2:10pm-2:15pm	Break
2:15pm-2:45pm	<p>Concurrent Session 4A - The Plight of the Early Bird: Examining the Pre-Filing Role of the Monitor</p> <p>Evan Cobb, Norton Rose Fulbright Canada LLP, Toronto (IIC), Author Deryck Helkaa, FTI Consulting Canada Inc., Calgary (IIC) D.J. Miller, Thornton Grout Finnigan LLP, Toronto (IIC)</p> <p>Concurrent Session 4B - To Supply or Not to Supply: What are the Questions?</p> <p>Brian Kolenda, Lenczner Slaght LLP, Toronto, Author Olivier Benchaya, Richter, Montréal Sara Scott, Stewart McKelvey LLP, Halifax (IIC)</p>
2:45pm - 2:55pm	Break
2:55pm-3:25pm	<p>The Future of Insolvency Practice: A Conversation with Superintendent Elisabeth Lang</p> <p>Joined by: Robert Hunt, Grant Thornton Limited, Halifax (IIC) Jennifer Stam, Norton Rose Fulbright Canada LLP, Toronto (IIC)</p>
3:25pm-3:30pm	Break
3:30pm-4:00pm	<p>Concurrent Session 5A - Pushing Boundaries: Third-Party Releases in Restructuring Proceedings</p> <p>Carole Hunter, DLA Piper Canada LLP, Calgary, Author Arad Mojtahedi, Norton Rose Fulbright Canada LLP, Montréal, Author Stephen Ferguson, Alvarez & Marsal Canada ULC, Toronto (IIC)</p> <p>Concurrent Session 5B - Oppression and Insolvency: When Does Prejudice Become Unfair?</p> <p>Professor Jassmine Girgis, University of Calgary, Calgary, Author Natalie Renner, Davies Ward Phillips & Vineberg LLP, Toronto Geoffrey Spencer, McInnes Cooper LLP, St. John's (IIC)</p>

VIRTUAL CONFERENCE AGENDA (ALL TIMES EASTERN)

4:00pm-4:05pm	Break
4:05pm-4:35pm	Concurrent Session 6A - Statute Barred Claims: Implications and Consequences (Corporate) Anamika Gadia , KPMG LLP, Toronto Jeffrey Oliver , Cassels Brock & Blackwell LLP, Calgary (IIC) Aryo Shalviri , Blake, Cassels & Graydon LLP, Toronto Concurrent Session 6B - Statute Barred Claims: Implications and Consequences (Consumer) J. Ross Macfarlane , Flett Beccario LLP, Welland, Author Freida Richer , Grant Thornton Limited, Edmonton Tim Hill , QC., BoyneClarke LLP, Halifax
4:35pm-4:45pm	Break
4:45pm-5:15pm	Judicial Panel Chief Justice Suzanne Duncan , Supreme Court of Yukon, Whitehorse Justice Shelley Fitzpatrick , British Columbia Supreme Court, Vancouver Chief Justice Geoffrey Morawetz , Ontario Superior Court of Justice, Toronto Justice Marie-Anne Paquette , Quebec Superior Court, Montréal
5:15pm-5:30pm	Closing Remarks and Appreciation Chief Justice Suzanne Duncan , Supreme Court of Yukon, Whitehorse, Guylaine Houle , Pierre Roy & Associés Inc., Montréal, Linc Rogers , Blake, Cassels & Graydon LLP, Toronto (IIC)

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Use of French in CCAA Proceedings (Presented in English)

Julien Morissette, Osler Hoskin & Harcourt LLP, Montréal, Author
Virginie Gauthier, Gowling WLG (Canada) LLP, Toronto (IIC)
Catherine Nguyen, PwC, Montréal

L'utilisation du français dans les procédures de la LACC (présentation en français)

Julien Morissette, Osler, Hoskin & Harcourt S.E.N.C.R.L./s.r.l., Montréal, Auteur
Virginie Gauthier, Gowling WLG (Canada) S.E.N.C.R.L., s.r.l., Toronto (IIC)
Catherine Nguyen, PwC, Montréal

Construction Liens: Trustees, Put on Your Hardhats

Melinda Vine, Harrison Pensa LLP, London, Author
Adrienne Ho, Thornton Grout Finnigan LLP, Toronto
Pierre Marchand, MNP Ltd., Montréal
Dana Nowak, MLT Aikins LLP, Edmonton

Dossiers de fraude financière et l'interaction entre les lois provinciales et la LFI (présentation en français)

Hugo Babos-Marchand, McCarthy Tétrault LLP, Montréal, Auteur
Emmanuel Phaneuf, Raymond Chabot Grant Thornton S.E.N.C.R.L., Montréal, Auteur

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Creditors over Contracts: The Anti-Deprivation Rule

Heidi Esslinger, Fraser Litigation Group, Vancouver, Author

Sean Collins, McCarthy Tétrault LLP, Calgary (IIC)

Darren Crocker, Deloitte Restructuring Inc., Edmonton

ROFRs: An Endangered Species?

Valerie Cross, Dentons Canada LLP, Vancouver, Author

David Sieradzki, KSV Advisory Inc., Toronto (IIC)

Susy Trace, Miller Thomson LLP, Edmonton

Environmental Liabilities in a Post-Redwater World

Candace Formosa, Norton Rose Fulbright Canada LLP, Vancouver, Author

Logan Maddin, Field Law, Calgary, Author

Morag Cooper, PwC, Vancouver

Robyn Gurofsky, Borden Ladner Gervais LLP, Calgary (IIC)

Restructuring Proceedings: Who Should be Driving the Bus?

J.J. Burnell, MLT Aikins LLP, Winnipeg, Author (IIC)

Brent Warga, Deloitte Restructuring Inc., Winnipeg, Author

Peter Rubin, Blake, Cassels & Graydon LLP, Vancouver (IIC)

Mark Taggart, Department of Justice Canada, Ottawa

“The Money’s Gone?! But I invested in a Bank!!” Valuation Issues in FI Resolution Schemes

Prof. Dr. Stephan Madaus, Martin-Luther University Halle-Wittenberg, Author

Phil Reynolds, Deloitte Restructuring Inc., Toronto (IIC)

Christa Walker, Canada Deposit Insurance Corporation, Ottawa

Moderated by: **Edward Sellers**, Black Swan Advisors Inc., Toronto (FIIC)

THANK YOU!

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