

**Agenda for the Bankruptcy/Uniform Commercial Code
Committee of the Business Law Section of the Florida Bar**
Labor Day Retreat Meeting
Thursday, January 14, 2021, 10:00am – 12:00pm
Zoom Meeting

Jennifer Morando, Chair
Jim Moon, Legislative Vice-Chair
Mariane Dorris, Vice-Chair
Hon. Catherine Peek McEwen, Judicial Chair
Prof. Jeff Davis, Academic Chair

I. Welcome and Approval of Minutes from the Prior Meeting

Jennifer Morando

EXHIBIT A

II. Introductions of Special Guests and Pro Bono Reminder

Jennifer Morando

III. Business Law Section Update & Welcome

Leyza Blanco, Section Chair
Kacy Donlon, Section Chair-Elect
Doug Bates, Section Treasurer
Mark Stein, Section Secretary

IV. Legislation

A. Legislative Overview for 2021 Session

Manny Farach, Legislation Committee Chair
Aimee Diaz Lyon, Section Lobbyist

B. Legislative Review Subcommittee

Jim Moon

C. Reports from Legislative Study Groups

*****VOTING ITEMS*****

a. Proposed Amendments to UCC 9-406 and 9-408

(Joint with Corporations)

Jeff Davis

Matt Hale

Exhibit B

*Related issue for potential study group: Durham Comm. Cap'l Corp. v. Ocwen
Loan Servicing, LLC, 777 Fed. Appx. 952 (11th Cir. 2019)
Juan Mendoza*

2021 Legislative Items

- b. *Kearney Fix (Re: Requirements for Waivers of Exemptions)*
Jennifer Morando
John Hutton
Exhibit C

- c. *Foreclosure Notice Bill*
April Stone

Other Upcoming Issues

- d. *Judgment Lien Amendments*
Prof. Jeff Davis
Jodi Dubose
Exhibit D
- e. *Warehouse Lien Amendments (\$713.585)*
Dennis LeVine

D. Reports from Other Ongoing Study Groups

- a. *Aviation Committee Legislation*
Lynn Sherman
- b. *UCRERA-FRCP Task Force*
Kenny Murena
- c. *Bankruptcy Venue Reform Act*
John Hutton
Hon. Catherine Peek McEwen
- d. *Chapter 48 Amendments Task Force*
Adina Pollan

E. Items to be Monitored

- a. *Financial Literacy Task Force*
Amanda Finley

- b. *Northern District Judgeships/Divisions*
Hon. Karen Specie
Jodi Dubose
Doug Bates
- c. *Judicial Term Limits/Legislative Oversight of Judicial Decisions*
Doug Bates
Jodi Dubose
- d. *Fla. Stat. § 689.151 Revisions* (RPPTLS proposed TBE legislation)
Andy Layden
- e. *Uniform Voidable Transaction Act Amendments*
John Hutton
- f. *Digital/Cryptocurrency Regulation Task Force*
John Hutton

V. Continuing Legal Education, Communications, and Publications

A. *Bankruptcy/UCC Committee CLE Programs*

a. *Previously Held CLE Programs*

- i. *Tax Planning for Insolvency and the Discharge of Indebtedness: State and Local Tax Considerations* (Joint with Tax Section) - 8/31/2020
- ii. *Analyzing Bankruptcy vs. Workout Options: How to Communicate with Clients* (Joint with Tax Section) - 9/9/2020
- iii. *View from the Bench* - 11/5/2020 (Tampa); 11/6/2020 (Miami)
Hon. Michael Williamson
- iv. Check BLS website, CLE page for free CLE on demand

b. *Future Programs*

- i. 1/28/2021 - *"How to Guide" and Practical Considerations for Handling Evictions and Foreclosure Cases In, and After, the Pandemic*
- ii. 2/25/2021 – *Leadership in the Bar*

B. *Communications Committee Report & Newsletter*
Adina Pollan

C. *Out of State Division Newsletter Submissions*
Hon. Catherine Peek McEwen
Don Workman

VI. Cross-Committee Partnership and Other Liaison Reports

A. *Current Partnership Initiatives*
Mariane Dorris

B. *Other Liaison Reports*

- a. *CLE Committee* – Bob Charbonneau
- b. *IMF Committee* – Mariane Dorris
- c. *Membership Committee* – Dana Robbins
- d. *Pro Bono* – Carlos Sardi

VII. Old Business

A. *Creating an App for FRBP/Code*
Mark Healy

VIII. New Business

A. *Attorney-Client Privilege in an ABC (In re Miami Perfume Junction)*
John Hutton
Exhibit E

B. *Other New Business*

IX. Future Meeting Dates

June 9-12, 2021 (Note the date change!): Annual Florida Bar Convention; Hilton Bonnet Creek & Waldorf Astoria, Orlando

X. Adjourn