

**Agenda for the Bankruptcy/UCC Committee
of the Business Law Section of the Florida Bar**
Labor Day Retreat Meeting
Saturday, September 4, 2021, 9:00am – 11:30am
Zoom Meeting

James Moon, Chair
Mariane Dorris, Legislative Vice-Chair
Kenny Murena, Vice-Chair
Hon. Catherine Peek McEwen, Judicial Chair
Prof. Jeff Davis, Academic Chair

I. Welcome and Approval of Minutes from the Prior Meeting

James Moon

EXHIBIT A

II. Introductions of Special Guests and Pro Bono Reminder

James Moon

III. Business Law Section Update & Welcome

Kacy Donlon, Section Chair
Doug Bates, Section Chair-Elect
Mark Stein, Section Treasurer
Manny Farach, Section Secretary

IV. Legislation

- A. *Legislative Overview for 2022 Session*
Stephanie Lieb, Legislation Committee Chair
Aimee Diaz Lyon, Section Lobbyist
- B. *Legislative Review Subcommittee*
Mariane Dorris
- C. *Reports from Legislative Study Groups*

2022 Legislative Items - New

- a. *Judgment Lien Amendments*
Prof. Jeff Davis
Jodi Dubose

Exhibit B

Triple motion to be made at EC meeting to add section on expansion of judgment liens to intangibles to previously approved amendments (Section 8 of bill text was removed last meeting)

- b. *Proposed Amendments to UCC 9-406 and 9-408*
(Joint with Corporations)
Jeff Davis
Matt Hale
Exhibit C

Proposed Bill out of Bill Drafting / Triple motion passed at June Meeting / RPPTLs support

- c. *Chapter 48 Amendments Task Force*
(Joint with Business Litigation Committee)
Jim Murphy, Co-Chair
Adina Pollan, Bankruptcy/UCC Liaison
Exhibit D

Triple motion made (by Biz Lit) at June EC meeting

- d. *Warehouse Lien Amendments (\$713.585)*
Dennis LeVine
Exhibit E

Committee already voted on this in June. Going to EC for Triple Motion

2021 Legislative Items – Carrying Over to 2022

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

a link to the recent State to State with the lead article on Kearney (p.6):

<https://www.flabaroutofstaters.org/wp-content/uploads/2021/08/2021-OOSD-State-to-State-Newsletter-Summer.pdf>

- f. *Foreclosure Notice Bill*
April Stone
Judge McEwen

D. Reports from Other Ongoing Study Groups

a. *Florida Exemption Review/Revisions*
Kelly Roberts

b. *ABC Glitch Bill Study Group*
Jodi Dubose
Patricia Redmond

c. *Article 9*
Juan Mendoza

d. *Bankruptcy Venue Reform Act*
John Hutton
Hon. Catherine Peek McEwen

E. *Items to be Monitored*

a. *Financial Literacy Task Force*
Amanda Finley

Veteran's Financial Literacy Program – Oct. 30, 2021 (hybrid in-person / virtual)
South Florida

EXHIBIT F

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)
Andrew Layden

e. *Uniform Voidable Transaction Act Amendments*
John Hutton

f. *Digital/Cryptocurrency Regulation Task Force*
John Hutton

James Moon (re: OFR reach out and Virtual Currency Task Force Creation question)

- g. *Nondebtor Release Prohibition Act of 2021*
Hon. Catherine Peak McEwen

Would virtually eliminate the use in bankruptcy cases of non-consensual, non-debtor releases in private claims and those brought by the government.

V. Continuing Legal Education, Communications, and Publications

A. Bankruptcy/UCC Committee CLE Programs

a. Previously Held CLE Programs

- i. Antiquated or Adequate? An Overview and Examination of Florida's Bankruptcy Exemptions – 5/27/2021*
- ii. 6/22/2021 – Mediation Perspectives: From Business Litigation to Bankruptcy*
- iii. 6/30/2021 - Nuts & Bolts of the Legislative Process (Bank/UCC and Legislative Committee joint presentation)*

Juan Mendoza
Kelly Roberts

b. Future Programs

- i. 10/5/2021 -- Mediation Perspectives: From Business Litigation to Bankruptcy*
- ii. View from the Bench 2022 – January 20 (Tampa), January 21 (Miami) (was Oct. 28-29, rescheduled due to COVID)
Hon. Michael Williamson*
- iii. CLE Planning
Tara Trevorrow*
- iv. Contact James Moon or Mariane Dorris if you would like to present a CLE or share ideas for future topics*

B. Communications Committee Report & Newsletter Chris Thompson

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* – Andrew Layden

b. *IMF Committee* – Christina Taylor

c. *Membership Committee* – Terry Sanks

d. *Pro Bono* – Amanda Finley

VII. Old Business

A. Creating an App for FRBP/Code

Mark Healy

VIII. New Business

IX. Future Meeting Dates

Winter Meeting – Jan. 26-29, 2022
Rosen Shingle Creek
9939 Universal Blvd., Orlando FL

X. Adjourn