Radcliffe Chambers Restructuring and Insolvency Conference 2023

Programme

12:30-13:30 – **Arrival**

Registration and lunch

13:30-13:35 - Opening Remarks by Chair Matthew Weaver KC

13:35-14:30 – Plenary Session

Pitch to Partners (Great Eastern Room)

Chaired by Tina Kyriakides, Pitch to Partners will see our members, Catherine Doran, Katie Longstaff, Alexander Kingston-Splatt and Poppy Rimington-Pounder compete against each other to pitch the best case of 2022/2023 to a panel of partners which include Gemma Kaplan of Pinsent Masons, Michael Lynch of DMH Stallard and Nick Nicholson of Grant Thornton. Who will win, will you agree?

14:35-15:20 - Breakout Session

1. **Restructuring Plans: Past, Present and Future (Great Eastern Room)**

Matthew Weaver KC and Kate Rogers alongside guest speakers Mallika Abidi of Kirkland & Ellis and Philip Reynolds of FRP Advisory will discuss the progression of Restructuring Plans since their introduction in 2020; the current view of Plans by the judiciary and by practitioners; and what the future might hold for Plans and whether they will become more or less popular as an alternative to other insolvency and restructuring options.

2. **Fraud: An Update from the Coalface (Fenchurch Suite)**

Fraud: An Update from the Coalface will be hosted by Simon Mills and Tom Beasley alongside guest speakers Matt Green of Shoosmiths, Maria Koureas-Jones of Francis Wilks & Jones, and Ben Wiles of Kroll.

15:20-15:45 - Break

15:45-16:30 - Breakout Session

1. International Restructures and Insolvencies (Great Eastern Room)

Christopher Boardman KC and Andrew Brown alongside guest speaker Sonya Van de Graaff of Katten Muchin Rosenman will discuss and debate the proposed adoption of the Model Law on Enterprise Group Insolvencies and Article X of the Model Law on Recognition and Enforcement of Insolvency-Related Judgments, and how this might affect the local insolvency industry.

In particular, they will look at the threat to the longstanding rule in *Gibbs* by allowing enforcement of foreign insolvency judgments, and how international group insolvencies might be administered within England.

2. Lessons From FTX and Practical Tips for Crypto Claims (Fenchurch Suite)

Adam Deacock and Zachary Kell will host a panel discussion with guest speakers Emma Fayers and Mark Sinka of PwC looking at the incredible rise and fall of the crypto exchange FTX, the liquidation of which PwC is currently assisting in. The panel will examine some of the key considerations involved in the liquidation of an exchange, the ways in which crypto assets may be traced as well as some of the recent crypto caselaw to know.

16:35-17:20 - Breakout Session

1. Sports Clubs and Insolvency – A Level Playing Field? (Great Eastern Room)

David Mohyuddin KC and Lauren Kreamer will be joined by Aaron Harlow of Shoosmith, Julie Palmer and Andrew Hook, corporate recovery partners at Begbies Traynor, to discuss the particular issues which arise in dealing with the insolvency of sports clubs.

This talk will focus on the approach taken by the courts to sports club insolvencies, the unique challenges faced by insolvency practitioners in dealing with stakeholders, and the potential for reform, particularly of football governance, in the near future.

2. Litigation Funding – PACCAR Inc and Other Recent Developments (Fenchurch Suite)

Reuben Comiskey and Dawn McCambley will be joined by Mena Halton, Managing Director of Manolete Partners PLC, and Robert Horton, Insolvency Practitioner and Director of R2 Advisory, to discuss the recent developments in litigation funding.

In addition to the PACCAR decision, the panel will also consider *Manolete Partners Plc v Hope & Jones* [2022] EWHC 1801 (Ch) and *Lock v Stanley* [2022] EWCA Civ 626.

17:25-18:15 – Plenary Session (Great Eastern Room)

Sequana - where are we one year on?

James Morgan KC in conversation with Mr Justice Zacaroli about the seminal decision in Sequana and the unanswered questions arising from it.

18:15–18:20 - Closing Remarks by Chair James Morgan KC

18:20-20:30 - Drinks and Canapès