

FINANCIAL POISE WEBINAR SERIES COMPLEX FINANCIAL LITIGATION 2016

SERIES OVERVIEW

Business owners and executives, and the attorneys and other professional who advise them, need to be prepared for the possibility that ordinary business activities will lead to litigation. Internal disputes sometimes arise among the owners, shareholders, and investors who participate in a business. Businesses themselves often face disputes with their business partners, vendors, suppliers, and creditors. Financial Poise's Complex Financial Litigation series will familiarize you with the common types of business litigation and will help you understand the common issues that arise in these disputes.

Join leading experts in this field as they walk you through discussions of these complex topics in plain English so that you are prepared when the next dispute arises.

As with all Financial Poise webinars, each episode in the series is designed to be viewed independently of the other episodes, and listeners will enhance their knowledge of this area whether they attend one, some, or all of the programs.

EPISODE SUMMARIES

EPISODE #1

Common Issues and Strategies in Business Breakups

February 17, 2016, 2pm CST

When times are good, business owners and advisors usually do not plan for what will happen if the business eventually breaks up. Sometimes this oversight arises from an unwillingness to plan for difficult times, but more often it happens because owners and advisors are focused on starting up the

business and do not carefully consider how to handle a breakup if things do not go as planned. This webinar explains common issues that arise when a business is not working anymore and the owners decide to break up. The expert panel will discuss issues that should be considered at the time you start your business, terms to include in formation documents that anticipate break ups, and ways to resolve break up disputes through negotiation or litigation.

EPISODE #2

Nuts & Bolts of Lost Profit Cases

March 16, 2016, 2pm CST

Business owners and management often face circumstances where an outside business partner, vendor, or supplier fails to live up to their end of an agreement. When that happens, the harmed business must consider whether to make a claim seeking repayment of profits lost as a result of the problem. Asserting an effective claim to recover lost profits requires understanding how the courts will measure the lost profits so that the claimant can assemble necessary information to support the claim. Defending against a claim for lost profits necessitates understanding the common methods to reduce or even eliminate lost profits as a viable measure of damages. In this webinar, our expert panel will explain when businesses may seek damages for lost profits, what they need to prove to recover, how defendants can oppose these claims, and how courts analyze these claims.

EPISODE #3

Resolving Shareholder Disputes

April 20, 2016, 2pm CST

When two or more people go into business together, they often fail to form a plan to resolve future disputes that may arise among business owners. This problem is particularly prevalent in closely-held businesses owned by family members and close friends. This webinar explains how to plan for and manage through the kinds of disputes that commonly arise among shareholders. The panel will discuss the legal principles that govern these disputes and how the courts apply them. Business owners and advisors will learn best practices for anticipating, resolving, and when necessary litigating shareholder disputes.

EPISODE #4

Defending Against Bankruptcy Avoidance Actions

May 18, 2016, 2pm CST

When a company or person enters bankruptcy, the debtor or its bankruptcy trustee may invoke provisions of the Bankruptcy Code to “avoid” transfers of money or property that the debtor made going bankrupt. Businesses and individuals that dealt with the debtor in the months before the bankruptcy may face claims called avoidance actions in which the debtor or bankruptcy trustee demands payment of money or return of property. The money and property recovered by avoidance actions then enters the bankruptcy estate and can be used to satisfy creditors’ claims against the debtor. This webinar explains the laws that apply to bankruptcy avoidance actions and provides best practices for anticipating and defending against such claims.