



## FINANCIAL POISE WEBINAR ONE SHEET **BANKRUPTCY INTERSECTIONS 2018**

### ABOUT THIS SERIES

Bankruptcy law is generally a federal-based practice, and governed by title 11 of the United States Code (the Bankruptcy Code). Bankruptcy law, however, is far from an insular practice; there is substantial interplay between bankruptcy law and almost every other area of law due to the myriad legal issues that arise during the course of a bankruptcy case. This webinar focuses on how issues involving intellectual property, employment and labor, tax law, and environmental law are treated through the prism of bankruptcy.

As with every Financial Poise Webinar, each episode is delivered in Plain English understandable to investors, business owners, and executives without much background in these areas, yet is also valuable to attorneys, accountants, and other seasoned professionals. And, as with every Financial Poise Webinar, each episode brings you into engaging, sometimes humorous, conversations designed to entertain as it teaches. Each episode in the series is designed to be viewed independently of the other episodes, so that participants will enhance their knowledge of this area whether they attend one, some, or all episodes.

### About Episode #1

#### **The Intersection of Bankruptcy and... Intellectual Property Law**

February 5, 2018 at 2:00 PM CST

Intellectual property generally includes patent rights, copyright rights, trademark and servicemark rights, and trade secrets. The foundation of intellectual property law is the protection of exclusive rights afforded to original works and invention. These rights can be significantly impacted by bankruptcy proceedings. This webinar examines some of these key issues including the perfection of security interests in intellectual property, the protection of certain intellectual property licenses and lack of protection for other types of intellectual property, the relief available to licensors, as well special issues regarding assignment of licenses in bankruptcy proceedings.



This webinar is delivered in Plain English, understandable to you even if you do not have a background in the subject. It brings you into an engaging, even sometimes humorous, conversation designed to entertain as it teaches. And, it is specifically designed to be viewed as a stand-alone webinar, meaning that you do not have to view the other webinars in the series to get a lot out of it.

### **About Episode #2**

#### **The Intersection of Bankruptcy and... Labor/Employment Law**

March 5, 2018 at 2:00 PM CST

Even before a company files for bankruptcy protection, multiple employment and labor issues can arise. This webinar addresses the ramifications of the failure of a debtor to comply with the Worker Adjustment and Retraining Notification Act (WARN), which requires employers to provide written notice in advance of covered plant closings and mass layoffs under certain conditions and may subject the debtor to liability. It also examines employee wage and claim issues that are often triggered by the filing for bankruptcy protection, as well as the special treatment provided by the Bankruptcy Code for collective bargaining agreements and retiree health care benefits, which makes modification or rejection of such agreements more difficult during the bankruptcy proceeding.

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### **About Episode #3**

#### **The Intersection of Bankruptcy and... Tax Law**

April 9, 2018 at 2:00 PM CST

The issues created by the intersection of bankruptcy law and tax law are complex and marked by the tension between the fundamental goal of the federal bankruptcy laws is to give debtors a financial "fresh start" from burdensome debts and the applicable federal income tax laws. As a result, certain tax liabilities are not dischargeable in bankruptcy. Moreover, a debtor generally continues to be subject to applicable federal income tax laws and must timely file federal income tax returns and pay federal income tax.



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This webinar examines the tax responsibilities of a debtor, as well as the types of tax claims and what requirements must be met for a taxing authority to have a secured, priority, or administrative claim in a bankruptcy case. This webinar also explores how taxable income becomes part of the debtor's estate during the pendency of the bankruptcy proceeding, and how that income is taxed.

The treatment of tax attribute carryovers, alternative minimum tax considerations, and cancellation of debt income are also addressed with respect to the debtor's potential tax liability. These tax issues can also be important factors during a debtor's sale of assets pursuant to section 363 of the Bankruptcy Code.

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#### **About Episode #4**

##### **The Intersection of Bankruptcy and... Environmental Law**

May 7, 2018 at 2:00 PM CST

Environmental laws, propounded in order to hold polluters liable for remediation, are often in conflict with bankruptcy laws' general principles of a "fresh start" and the ability to shed certain financial burdens. Bankruptcy laws automatic stay is one such protection – the enjoinder of parties from taking actions against the debtor upon the filing of the bankruptcy petition – that is sometimes trumped by environmental law concerns, namely, the police and regulatory exception to the automatic stay.

This webinar addresses the tensions between bankruptcy and environmental law, and examines how bankruptcy law deals with property contamination issues, the sale or abandonment of contaminated property, successor liability, environmental cleanup claims, and dischargeability of governmental claims.

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