# SIMMERING ISSUES IN CHAPTER 11: THE NEXT FRONTIER

While the law simmers on issues of interest to every chapter 11 practitioner and judge, this panel will delve deep into the tide and emerge with differing views of what the future holds based on recent Supreme Court cases such as *Harrington v. Purdue Pharma LP*; *Truck Insurance Exchange v. Kaiser Gypsum*; and a few oldies but goodies such as *MacArthur Co. v. Johns-Manville Corp*.

Fascinating philosophical and practical questions arise from Supreme Court jurisprudence on plan provisions that have come to be expected parts of chapter 11 plans.  This panel will explore how that jurisprudence will impact plan provisions that we’ve come to expect as a traditional path to confirmation in chapter 11s. Regarding the releases, is an opt in or opt out sufficient for consent?  Can non-voting creditors be "deemed" to have consented to such a release?

The esteemed professors who study these topics and practitioners who deal with them day-to-day will offer their perspectives on the crossroads of party-in-interest standing; non-debtor third party injunctions and nonconsensual non-debtor third party releases.

Come join us for a stimulating discussion and prognostication of what awaits in the ever-changing ocean of chapter 11 practice.

# Moderator and Panel Speakers

*Moderator:*

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*Panelists:*

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# Agenda

1:00 – 1:05 Introduction to Chapter 11 Discussion Topics

1:05 – 1:20 Chapter 11 Plans: Third-Party Releases after *Purdue Pharma*

1:20 – 1:35 Insurance and Chapter 11 Plans: Then, Now, and What’s (Maybe) Next

1:35 – 1:45 Texas Two-Step, Aiding and Abetting, and More!

1:45 – 2:00 Liability Management Exercises (LMEs): Creativity and Constraints

Time Permitting, we will take audience questions.

Materials provided separately.