



August 2, 2011

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TO: All Attorneys General
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All NAGTRI Training Contacts
All Bankruptcy Contacts

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FROM: James E. McPherson, Executive Director
Karen Cordry, NAAG Bankruptcy Counsel

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Wisconsin Attorney General

RE: **NAGTRI Training – NAAG/SABA**
“Bankruptcy and Collection Issues: Protecting Government Resources and the States’ Citizens During Economic Turmoil
October 23-27, 2011, Austin, TX

IMMEDIATE PAST PRESIDENT
Roy Cooper
North Carolina Attorney General

EXECUTIVE DIRECTOR
James McPherson

The National Attorneys General Training & Research Institute (NAGTRI) is pleased to announce that limited scholarship funding from the NAAG Mission Foundation is available to help defray costs for attendees from offices of the Attorneys General. Funding is available for at least one scholarship per state as described in the accompanying memorandum. Requests, including completed nomination and registration forms, must be received by September 2. Funds not requested by a State by that date will be reallocated to other States that have submitted additional nominations.

We are pleased to announce that the National Association of Attorneys General (NAAG) will be joining the States’ Association of Bankruptcy Attorneys (SABA) to hold a seminar on *Bankruptcy and Collection Issues: Protecting Government Resources and the States’ Citizens During Economic Turmoil*. The seminar will be held under the auspices of the National Attorneys General Training and Research Institute (NAGTRI). The program will be held at the Sheraton Austin at the Capitol in Austin, Texas. We will also be coordinating with the federal Environmental Protection Agency and Department of Justice (subject to funding availability) to hold combined sessions on environmental issues as they affect enforcement actions by governmental entities at all levels.

The struggles of the economy continue to affect governmental entities in their roles from tax collector, to regulator, to collector of funds owed to its citizens, and even to its own status as an economic actor with amounts owed to other parties. The current reduction in revenues at a time of growing needs make it even more imperative that every effort be made to collect the amounts due and owing to the government. This year, accordingly, in addition to covering the full panoply of new and continuing bankruptcy issues, the curriculum has also been revised and expanded to include more than a full day of sessions dealing with collection issues prior to bankruptcy. The topics include an analysis of the use of

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receivers; pre-planning of enforcement activities to make settlements and judgments “bankruptcy proof;” use of tools such as garnishment and execution to be able to actually collect on settlements and judgments that are entered into; and consideration of when and how to bring third parties into the litigation who may be both liable and financially capable of satisfying those judgments. These pre-bankruptcy tools are integrated into the bankruptcy curriculum because they are the background against which bankruptcy cases proceed and often determine how well the government will succeed if a bankruptcy is later filed. Understanding those interrelationships is key to your office being able to collect your state’s revenues and enforce its laws as far as possible, despite a respondent’s bankruptcy filing.

The discussion at this conference will be an invaluable opportunity for your staff and staff in your client agencies to learn about the Bankruptcy Code, the statutory changes made in 2005, and the many Supreme Court decisions over the last two years that have begun to resolve the disputes arising from those changes. The seminar runs for four full days and is designed to be helpful to everyone in your office, from the bankruptcy novice to the experienced practitioner. It is open to attorneys, paralegals, and other staff members in the offices of Attorneys General as well as those in other government agencies, such as revenue offices, and in private practice who work on government bankruptcy issues. It will provide an in-depth education for bankruptcy novices about the entire Bankruptcy Code as it applies to governmental entities. At the other end of the scale, it will allow your experienced counsel to engage with their peers in other States, as well as local and federal counsel, to determine how to confront the new challenges in protecting the interests of the States and your constituents. We urge you to distribute this invitation as widely as possible within your office and related agencies, as bankruptcy issues arise in every substantive area.

The seminar will begin Sunday afternoon with an opening session providing a quick overview of bankruptcy topics for novices to serve as a base for the more detailed discussions during the remainder of the conference. For more advance counsel, there will also be a session on bankruptcy alternatives, primarily focusing on the use of receiverships by the state, as a means of asserting control over the defendant. Over the next three and a half days, we will then work through the bankruptcy process from the initial filing through plan confirmation and thereafter. We will have a number of breakouts: some will split into beginning and advanced sessions; while others will focus separately on the taxing and regulatory provisions.

We will have a distinguished panel of presenters for the seminar, including bankruptcy judges, trustees, private attorneys, and experienced bankruptcy counsel from state, local, and federal agencies. Each has been selected based on his or her experience and expertise with respect to the unique issues faced by governmental counsel in bankruptcy court. A tentative agenda is attached hereto with generalized descriptions that will be updated and expanded as we get closer to the program dates. We will run through mid-day Thursday, so travel plans should be made accordingly.

The fee for the seminar is \$525; a reduced fee of \$475 will be available until September 23, 2010. In addition, to encourage the greatest possible participation from your offices, we will

be offering a discount of \$100 per registration for groups of three or more persons from the same office, registering at the same time. Enclosed is a seminar registration form, which should be returned to the attention of **Emily Pace, Bankruptcy Project Assistant**, on or before that date. Although we will continue to accept registrations as late as possible, we may not be able to accommodate participants after the cut-off date, depending on the numbers already registered, so in order to assist our planning, please have staff return the registration form as early as possible. NAAG now also accepts credit card payments for conference registration. A credit card authorization form is included at the end of this memo.

In addition to the regular registration, a limited amount of scholarship assistance will be available through NAGTRI for registrants from Offices of the Attorneys General. Information on the scholarships will be provided separately in an accompanying memorandum.

Hotel Information

We have reserved a block of guest rooms at the Sheraton Austin at the Capitol, located at 701 East 11th Street, Austin, TX, 78701. Please call toll free to 1-888-627-8349 to make reservations. The special government group rate is \$104 plus 15% tax for single or double occupancy. (Triple occupancy is \$124 and quad occupancy is \$144 per night). Rooms are reserved under the conference block from Sunday through Thursday night; the discounted rate is available for three days before and after the reserved dates. Hotel space can be limited for those periods (and is severely limited for Saturday night), so we strongly urge attendees to reserve their rooms early. Be sure to mention the NAAG/SABA Bankruptcy Seminar when making reservation to get the special rates. ***The cut-off for reservations is October 3, 2011.*** After that date, the rooms will be released to the general public and there is no guarantee that you will be able to obtain space at this highly favorable rate. Reservations must be made with a credit card and **may be canceled up to 24 hours in advance without penalty.**

What's Included in the Registration; Other Activities

In addition to the course and materials, the seminar registration will cover breakfasts on Monday through Thursday; breaks each day, an opening reception on Sunday night, and, lunch on Wednesday. We will also arrange an optional outing for Monday or Tuesday evening, with further information to be forthcoming at a later date. Registration for that event must be made on a separate activity form that will be sent to registrants. A charge of \$50 will be made for guests of the participants who wish to attend the opening reception and the breaks. If staff will not be attending the conference, but are interested in purchasing a copy of the briefing materials, please so indicate on the attached reservation form, and return it to us by the registration deadline, so we can prepare extra copies of the materials if necessary.

Travel Information

Austin's airport is only about 10 miles from downtown. Taxis and the Super Shuttle are available for arrivals. Self-parking at the hotel is a maximum of \$15 per day for those driving.

Cancellation Policy

For attendees who do not receive a scholarship, if a cancellation is made within one week of the start of the seminar, a cancellation fee of \$200 will be assessed (absent a showing of a genuine emergency) to cover the costs of production of materials, catering guarantees, and the like. The State may substitute a new attendee for the prior registrant at any time without cost. Information for scholarship attendees will be provided with their acceptance confirmation.

We look forward to seeing participants in Austin. If there are any questions about the seminar, please call NAAG Bankruptcy Counsel Karen Cordry at (202) 326-6025 or by email at kcordry@naag.org, or contact Project Assistant Emily Pace at (202) 326-6262 or by email at epace@naag.org.



NATIONAL ATTORNEYS GENERAL TRAINING AND RESEARCH INSTITUTE
NATIONAL ASSOCIATION OF ATTORNEYS GENERAL
STATES ASSOCIATION OF BANKRUPTCY ATTORNEYS

*Bankruptcy and Collection Issues: Protecting Government Resources
and the States' Citizens During Economic Turmoil*

AUSTIN, TX OCT. 23-27, 2011

REGISTRATION FORM

Meeting ID: 1110 _BANKR

IMPORTANT:

Please use one form per registrant. Complete *all* sections. **Completed forms must be received by NAAG no later than September 23, 2011 in order to receive the reduced registration fee. Please return form to:** National Association of Attorneys General, Attn: Emily Pace, 2030 M Street, N.W. Washington, D.C. 20036 or EMAIL to epace@naag.org.

Name (as it should appear on badge):

Full Mailing Address:*

Title: _____

Phone Number: _____

Fax Number: _____

Billing Address (if different from mailing address):

E-mail Address: _____

Name of Person Completing Form: _____

Phone Number of Person Completing Form _____

State Bar registration numbers(s) (for CLE credit):

State _____

Number _____

State _____

Number _____

State _____

Number _____

Registration Fee:

- Early Registration: \$475 (on or before August 20, 2010)
- Regular Registration: \$525 (after August 20, 2010)
- Discounted Group Registration \$375/\$425 (early/late registration)
- NAGTRI Scholarship Registrant – Fee Waived

[] Check or purchase voucher enclosed, payable to “NAAG” [Federal Tax ID No. 52-1322260]

[] Credit card payment now (see attached form)

[] Will pay at meeting (credit cards accepted)

Registrant Signature _____ Date _____

Special Requests - If you require any special services or auxiliary aids to assist you while attending the conference, such as sign-language interpreters, note takers, large print materials or Braille materials, please advise us when making your reservation. NAAG will work with you in making suitable arrangements to enable you to participate.

*This is the address we will list for you in the NAAG database, and will update any existing listing for you, unless you advise us otherwise. If you want to use another address for general mailings, please attach a note, so indicating.

Additional Information
Meeting ID:1110_BANKR

Registrant Name: _____

1. Date of arrival _____ Time _____

Date of departure _____ Time _____

2. Have you confirmed your hotel reservations? _____

Dates: _____

3. Do you have any special dietary restrictions? (*Please specify*) _____

4. I am generally interested in attending ____ tax breakouts ____ regulators breakouts
____ beginners breakouts ____ advanced breakouts (see attached agenda for topic listings);

check all that apply.

5. I want to purchase ____ guest tickets for the Sunday reception and breaks at \$50 per person.

BRIEFING MATERIALS

I cannot attend, but I would like to request _____ copy(ies) of the briefing materials, prepared for the seminar. The cost of the briefing materials (notebooks and accompanying disks) will be \$90 per set; they will be sent after the seminar is held; *but payment for all materials must be received in advance. Please enclose your check or purchase order along with the order form. Orders received after September 23 2011 will be filled only to the extent that extra materials are available.*

Please send the materials to:

Billing Address, if different:



Credit Card Authorization Form

Name on Invoice: _____

Name on Card: _____

Card Type: _____ Visa _____ Mastercard

Account Number: _____

Expiration Date: ____/____/____

Security Code (3 digits): __ __ __

Date	Purchase Item	Price
_____	<u>Registration</u>	\$ _____
_____	<u>Optional Activity</u>	\$ _____
_____	<u>Materials</u>	\$ _____
Total		\$ _____

I authorize NAAG to charge my credit card for the above listed items.

Signature

Date

For NAAG use

Processed on: _____

GL: _____