

Colloquium on Bank Resolution – September 13 and 14, 2020

Day 1:

Opening Keynote:

Mr Donald Bernstein

Mr. Bernstein, chair of Davis Polk's Restructuring Group, is globally recognized as among the leading restructuring lawyers in the world. He has received numerous honors, including serving as the Chair of the U.S National Bankruptcy Conference and President of the International Insolvency Institute. Mr. Bernstein's practice includes representing debtors, creditors, liquidators, receivers and acquirers in major corporate restructurings and insolvency proceedings, as well as advising financial institutions and other clients regarding credit risks involved in derivatives, securities transactions, and other domestic and international financial transactions.



Justice Kathryn N. Feldman

Justice Feldman received her B.A. from the University of Toronto in 1970 and her LL.B. from the University of Toronto, Faculty of Law in 1973, where she was co-editor of the University of Toronto Faculty of Law Review and recipient of the Dean's Key. Following her call to the Bar in 1975 she was a law clerk to the Court of Appeal for Ontario. Before her appointment, she was a partner at the law firm of Blake, Cassels & Graydon (now Blakes LL.P.) where she practised in the areas of civil litigation and administrative law. Justice Feldman was appointed as a Justice of the Superior Court of Ontario on December 24, 1990 and sat on the Commercial List as well as on criminal and civil matters. She was appointed to the Court of Appeal for Ontario on June 11, 1998. Since her appointment to the Bench, Justice Feldman has participated in and chaired numerous continuing legal education programs for law students, lawyers and judges on a number of areas including bankruptcy, arbitration, employment law and appellate advocacy. In January 2001 she became the first recipient of the Canadian Superior Court Judges Association President's Award. As an alumna of the University of Toronto, she served on the Moss Scholarship Selection Committee for six years, three years as Chair, and is a recipient of the University of Toronto Arbor Award. In 2015, she was one of 50 women featured in the book, *Leading the Way: Canadian Women in the Law*, Julie Soloway and Emma Costante, 2015 Lexis-Nexis. In 2016 she was named by University College as an Alumna of Influence. She was a director of the Canadian Chapter of the International Women Judges Association for 6 years from 2011-2017.



Mr Patrick Ang

Patrick Ang is the Managing Partner of Rajah & Tann Singapore, one of the largest law firms in Southeast Asia. He is also the Vice Chair of Rajah & Tann Asia, a regional network that brings together leading Asian law firms, comprising 800 fee earners. Patrick has three decades of experience handling both contentious and non-contentious matters with deep expertise in corporate restructuring and insolvency. He represents clients in high-profile landmark cases including Hin Leong Group, H&C S Holdings, Nortel Networks, Lehman Brothers and Swiber. Patrick is a Fellow at the prestigious American College of Bankruptcy. He is a member of the Ethics Committee at the Institute of Singapore Chartered Accountants and up until recently, a member of the Disciplinary Committee at CPA Australia (Singapore). He is also a Fellow of the Singapore Institute of Directors and an Independent Director of Tiong Seng Group and the Singapore Deposit Insurance Corporation. Patrick is highly-regarded as a market-leading lawyer, having been named in legal directories like Chambers Asia-Pacific, IFLR1000 and The Legal 500. He is also the only Singaporean recognised in the Who's Who Legal Thought Leaders Global Elite 2020 list for Restructuring & Insolvency.



Professor Hideki Kanda

Hideki Kanda is Emeritus Professor at the University of Tokyo and Professor of Law at Gakushuin University Law School. He teaches commercial law, corporate law, banking regulation and securities regulation. Mr Kanda served as Visiting Professor at the University of Chicago Law School (1989, 1991, 1993 and 2006), Harvard Law School (1996) and University of Pennsylvania Law School (2012). Mr Kanda's recent publications include "The Anatomy of Corporate Law" (co-authored, 3rd ed. Oxford University Press, 2017). Mr Kanda is Chairman of the Financial Council at the Financial Services Agency of Japan.



Justice Shelley Fitzpatrick

Justice Fitzpatrick was appointed a justice of the Supreme Court of British Columbia, Canada in June 2010. Since her appointment, Justice Fitzpatrick has also been the supervising judge on a number of significant insolvency matters (including restructurings, bankruptcies and receiverships), business arrangement and other commercial matters before the British Columbia Supreme Court, including many local, Canadian and cross-border matters. After her appointment, Justice Fitzpatrick has continued her involvement in various insolvency organizations. At the time of her appointment, Justice Fitzpatrick had been a member of the Insolvency Institute of Canada (IIC) for many years and was then Vice-President and a member of the Board of Directors of the IIC. Since then, Justice Fitzpatrick has been honoured to have been invited to attend and participate in the IIC's annual conferences since her appointment. She continues to be a member of the editorial board of the Annual Review of Insolvency Law (ARIL) at the University of British Columbia. She has attended the ARIL conferences since her appointment and co-chairs the conference from time to time, most recently being Co-Chair of the 2014 and 2016 ARIL conferences in Vancouver. She was a Co-Chair of the 2019 ARIL conferences in Vancouver. In addition, Justice Fitzpatrick has been invited to attend and participate in a number of ongoing insolvency conferences and events across Canada. Justice Fitzpatrick has spoken on various topics at events sponsored by the International Women's Insolvency & Restructuring Confederation in April 2013; the Canadian Bar Association (Insolvency Section) in February 2014; CAIRP's annual conference in August 2015 and its 2016 Insolvency & Restructuring Exchange in May 2016; and, many conferences of the Young Insolvency Professional's conference since May 2016. She is a member of INSOL International and attended the annual INSOL conference and bi-annual judicial colloquium in The Hague in May 2013 and Sydney, Australia in March 2017. In late 2017, she became a member of the International Insolvency Institute. She has also been part of the organizing committee in developing and presenting the annual Insolvency course for judges across Canada organized by the National Judicial Institute (NJI) in February 2011-2019. Upon her appointment, Justice Fitzpatrick stepped down as Chair of the British Columbia Model Insolvency Order Committee, but she continues to be a contributing member of the Committee at this time. Justice Fitzpatrick practiced in the areas of insolvency and restructuring and commercial litigation for approximately 28 years prior to her appointment.



Maziar Peihani

Maziar Peihani holds the Lawson Lundell Professorship of Business Law at the University of British Columbia. His teaching and research focus on financial and business law, with his current areas of research including banking regulation, resolution of cross-border bank failures, sovereign debt restructuring, and disclosure and governance of climate-related financial risks. Maziar was a Senior Fellow at the Hennick Centre for Business and Law at Osgoode Hall Law School, as well as a Research Fellow at the National University of Singapore. He previously worked as the lead in-house expert on international financial law at the Centre for International Governance Innovation, a Canadian think tank focused on issues of global governance, law and regulation.



Professor Edward Janger

Edward Janger is the David M. Barse Professor of Law at Brooklyn Law School. He teaches and writes in the areas of bankruptcy law, commercial law, consumer credit and data privacy. His articles have appeared in the *Illinois Law Review*, the *Michigan Law Review*, the *Texas Law Review* and the *Yale Law Journal*. Recent scholarship explores issues of value allocation and governance in Chapter 11 cases, cross-border bankruptcy, resolution of systemically important financial institutions, and the treatment of financial contracts in bankruptcy. He is co-director of the Center for the Study of Business Law & Regulation at Brooklyn Law School. Professor Janger is the past chair of the Association of American Law Schools' Section on Commercial and Consumer Law, and a member of the American College of Bankruptcy, the International

Insolvency Institute and the American Law Institute. He has served as consultant to the Business Bankruptcy Subcommittee of the Federal Bankruptcy Rules Advisory Committee. He has held both the Maurice R. Greenberg and the Anne Urowsky Visiting Professorships at Yale Law School, and the Bruce W. Nichols Visiting Professorship at Harvard Law School, as well as serving as the Robert Zinman Scholar-in-Residence at the American Bankruptcy Institute in Washington, D.C. Professor Janger joined the Brooklyn Law School faculty in 1998, after teaching at Washington University School of Law in St. Louis and Ohio State University College of Law. Prior to teaching, he practiced as an associate with the firm of Wilmer, Cutler & Pickering in Washington, D.C., specializing in bankruptcy and litigation, and was a law clerk to Judge Irving L. Goldberg of the U.S. Court of Appeals for the Fifth Circuit.



Mr Marc Lemieux

Mr Lemieux holds a B. Sc. (Math) from McGill University, a M.Sc. (Math) from the University of British Columbia and a joint B.C.L./LL.B. from McGill University. He has been a member of the Bars of Quebec and Ontario since 1988 and 1990 respectively. After clerking for Justice L'Heureux-Dubé at the Supreme Court of Canada in 1988 and 1989, Mr Lemieux joined McCarthy Tétrault where he specialized in banking and bankruptcy matters. In 2007 Mr Lemieux joined a natural gas distributor as vice president of legal affairs and corporate secretary. In 2010, Mr Lemieux returned to the practice of financial services law at FMC / Dentons Canada. In 2015, Mr Lemieux set up his own boutique law firm dedicated to the special legal needs of users and suppliers of financial services. He acts for domestic and foreign clients in court cases, commercial transactions and regulatory compliance matters arising in the banking, finance and payment industries. Mr Lemieux is an adjunct professor at McGill's Faculty of Law, where he teaches banking, payment and credit law. As well, Mr Lemieux is an accredited mediator and arbitrator and provides alternative dispute resolution services.



The Honourable Marie-Anne Paquette

Madam Justice Paquette was appointed to the Quebec Superior Court in June 2010. Prior to her appointment, she has been a partner at McCarthy Tétrault LLP and at Woods LLP, litigation boutique. As a lawyer, Justice Paquette practiced in the fields of civil and commercial litigation, class action and professional liability. Since her Appointment, she regularly hears cases with emphasis on insolvency and corporate law matters. She is the coordinating judge of the Commercial Division of the Quebec Superior Court.



Dr Riz Mokal

Dr Riz Mokal practises at the English Bar in all aspects of domestic and cross-border insolvency, restructuring, bank resolution, trust, and general commercial law. He has a particular focus on matters involving complex policy considerations: for example, he recently advised a financial institution owned by a foreign central bank on the regulatory implications of Brexit. He also acts as an expert witness: his evidence together with Felicity Toubé QC on Cayman derivative action law was recently accepted by the New York Supreme Court, and his evidence on international and comparative bankruptcy and company law on behalf of a sovereign state by an arbitral tribunal. From 2009 to 2013, Riz served as Senior Counsel to the World Bank and Head of the Bank's Global Initiative on Insolvency and Creditor/Debtor Regimes. In this capacity, and subsequently as a Consulting Counsel to the Bank, Riz has worked with the governments of some twenty countries in Africa, Asia, Europe, and the Middle East on reform of insolvency and creditor/debtor systems. His work involved policy analyses of existing laws and practices, the development of new legislation, and the training of judges, lawyers, insolvency practitioners, central bankers, and other stakeholders. Riz has held the Chair of Law and Legal Theory at University College London until 2016, is currently an Honorary Professor there, and has previously held a Visiting Professorship at the University of Florence and a research position at Cambridge University. His scholarship — which ranges over financial sector

regulation, insolvency, property and trusts, and legal theory — has influenced law reform in the UK and the EU, and has been cited with approval by several courts, including the House of Lords, the Australian High Court, and the Courts of Appeal of England & Wales, New Zealand, Ontario, and Victoria. As part of the World Bank's delegation to the United Nations Commission on International Trade Law from 2009 to 2013 and of the United Kingdom delegation from 2013 to 2017, Riz was an active participant in UNCITRAL's work on insolvency law. He is a Fellow of the American College of Bankruptcy, and a member of the World Bank's Global Insolvency Task Force, the International Insolvency Institute, and the Bowen Island Group.



Professor Steven L. Schwarcz

Schwarcz is the Stanley A. Star Professor of Law & Business at Duke University and founding director of Duke's Global Financial Markets Center. His areas of research and scholarship include insolvency and bankruptcy law, international finance, capital markets, systemic risk, corporate governance, and commercial law. Schwarcz has also been the Leverhulme Visiting Professor at the University of Oxford, Visiting Professor at the University of Geneva Faculty of Law, Lecturer in Law at Columbia Law School, Distinguished Visiting Professor at University College London (UCL) Faculty of Laws, the MacCormick Fellow at The University of Edinburgh School of Law, and an advisor to the United Nations. He has testified before the U.S. Congress and has advised several U.S. and foreign governmental agencies on the financial crisis and shadow banking. For the past decade, he has been recognized as the world's second-most-cited scholar in commercial, contract, and bankruptcy law. He is a fellow of the American College of Bankruptcy and the American College of Commercial Finance Lawyers, a founding member of the International Insolvency Institute, former Business Law Advisor to the American Bar Association, a member of P.R.I.M.E. Finance's Panel of Recognized International Market Experts in Finance, and Senior Fellow of the Centre for International Governance Innovation (CIGI).



Professor Anna Gelpern

Anna Gelpern is an Agnes N. Williams Research Professor at Georgetown Law and a nonresident senior fellow at the Peter G. Peterson Institute for International Economics. She has published research on government debt, contracts, and regulation of financial institutions and markets. She has co-authored a law textbook on International Finance, and has contributed to international initiatives on financial reform and government debt. She co-directs the Sovereign Debt Forum, a collaboration among Georgetown Law's Institute of International Economic Law and academic institutions in the United States and Europe, dedicated to cutting edge research and capacity building in sovereign debt management.



Closing Keynote – Day 1:

Dr Elke König

Dr Elke König is Chair of the SRB, responsible for the management of the organisation, the work of the Board, the budget, all staff and the Executive and Plenary sessions of the Board. The General Counsel, the Strategy, International Relations and Communications Unit and the Internal Audit function report directly to her. She was President of the German Federal Financial Supervisory Authority (Bundesanstalt für Finanzdienstleistungsaufsicht (BaFin) from 2012 until 2015. After qualifying in business administration and obtaining a doctorate, Dr König spent many years working for companies in the financial and insurance sector. From 1980 to 1990, she worked for KPMG Deutsche Treuhandgesellschaft in Cologne, auditing and advising insurance undertakings, from 1986 as a holder of a special statutory authority (Prokuristin) and from 1988 as a director and partner. From 1990 to 2002, Dr König was a member of the senior management of the Munich

Re Group (Head of Accounting); she then moved to Hannover Rückversicherung AG as Chief Financial Officer. From 2010 to the end of 2011, Dr König was a member of the International Accounting Standards Board (IASB) in London. Dr König was also a representative of the Supervisory Board of the Single Supervisory Mechanism.



Day 2:

The Honourable Clément Gascon

The Honourable Clément Gascon, a former Justice of the Supreme Court of Canada, joined Woods as Senior Counsel in the Spring of 2020. After a career of more than seventeen years in the Canadian judiciary, he returned to the private practice of law, which he had left in 2002. He uses his in-depth expertise and experience to guide and assist parties and their counsel in resolving disputes through arbitration at the national and international levels and acts as strategic advisor in the insolvency, restructuring and litigation matters of the firm. Admitted to the Quebec Bar in 1982, he worked for twenty years in the fields of civil and commercial litigation and labour law in a national firm and earned a solid reputation as an efficient, well-prepared, and very involved counsel. While working as a lawyer, he taught business law, labour law and construction law at the Université du Québec à Montréal, the McGill University Faculty of Law and the Barreau du Québec. He was appointed to the Quebec Superior Court in October 2002. While on that court, he sat regularly as a member of the Commercial Division and acted as the Division's coordinating judge from 2008 to 2011. This Division hears all commercial law cases, including restructurings under the Companies' Creditors Arrangement Act, proceedings under the Bankruptcy and Insolvency Act and disputes between shareholders. He was appointed to the Quebec Court of Appeal in April 2012, and to the Supreme Court of Canada in June 2014. During his years at the Supreme Court, he notably acted as the Court's representative within the international organization regrouping the supreme courts of the member states of the Francophonie. During his judicial career, he maintained his involvement in legal education for lawyers of many provincial bars as well as for law students, particularly in matters relating to written and oral advocacy, commercial litigation and insolvency and restructuring. He has also regularly participated as speaker in continuing legal education seminars for judges on commercial law, class actions and judgment writing. Since 2019, he has devoted further time as speaker in conferences aimed at encouraging a better dialogue on mental health issues and wellness within the Canadian legal community.



Dr Janis Sarra

Dr. Janis Sarra served as UBC Presidential Distinguished Professor from 2014 to 2019, an appointment by the President to recognize a faculty member that has made outstanding contributions as a scholar and academic leader. Prior to this appointment, Dr. Sarra served as Director of the Wall Institute for Advanced Studies at UBC. Dr. Sarra is Professor of Law at the Peter A. Allard School of Law and founding Director of the National Centre for Business Law. She served as Associate Dean of the Allard School of Law until 2007, with oversight of development, strategic planning, alumni relations and communications. Dr. Sarra is the Principal Co-investigator of the Canada Climate Law Initiative, a research collaboration between UBC and York University and is Canadian investigator of the Commonwealth Climate and Law Initiative at Oxford University. Dr. Sarra's research and teaching interests are in the areas of corporate finance, climate-related financial risk and corporate governance, banking law, securities law, contracts, commercial insolvency law and law and economics. In 2004, she was awarded the title of Distinguished University Scholar for her scholarship in corporate and securities law. She has published ten books and more than one hundred refereed articles in climate governance, corporate finance, corporate governance and management, securities law and commercial insolvency law.



Mr Alexander Bornemann

Alexander Bornemann is Head of the Department for Insolvency Law at the German Ministry of Justice and Consumer Affairs. Mr. Bornemann is the Chef de Mission representing Germany at the United Nations Commission on International Trade Law (UNCITRAL) Working Group V on cross-border insolvency law.



The Honourable Barbara Romaine

Justice Barbara Romaine was appointed to the Court of Queen's Bench in 1997. She is a graduate of the University of Alberta, (B.A. 1971; LL.B., 1974) and was called to the Bar of Alberta in 1975. Prior to her appointment, Justice Romaine was a partner with the Calgary office of McCarthy Tétrault, involved primarily with national and inter-national project development and financing and securities law. She was a Bencher of the Law Society of Alberta from 1990 to 1997 and served as President in 1997. Justice Romaine is often assigned to commercial insolvency and complex commercial matters at the Court. She is a member of the Court's Commercial Practice Group, serving as Co-chair until 2016. Justice Romaine, together with Professor Janis Sarra, co-edited the 2012 to 2018 volumes of the Annual Review of Insolvency Law. She is a member of the Editorial Advisory Board of the Review, a member of the board of the International Insolvency Institute, an International Judicial Affiliate member of the US National Conference of Bankruptcy Judges, and a member of INSOL International, the International Women's Insolvency and Restructuring Confederation, the Société de Législation Comparée, the International Exchange of Experience on Insolvency Law, and the Bowen Group. She has participated as a faculty member and panelist in a number of programs for the National Judicial Institute and for the international associations to which she belongs.



Professor Irit Mevorach

Irit Mevorach is a Professor of International Commercial Law and the founder and co-director of University of Nottingham Commercial Law Centre (<http://nottingham.ac.uk/clc>). She teaches and researches issues of corporate law, enterprise groups, insolvency, cross-border insolvency and bank resolution. She holds degrees in law from Tel-Aviv University (LLB, 1997, LLM in Commercial Law, 2001) and UCL, London (PhD, 2006). Between 1998-2003, she practiced law at Lipa Meir & Co (Tel-Aviv, Israel) where she led financing and secured transactions, commercial litigation, and advice in corporate restructuring, liquidations and administrations. Since 2006, professor Mevorach has been acting as an expert adviser to the UK government's delegation to the United Nations Commission on International Trade Law (UNCITRAL) and in 2013-2016 she represented the World Bank at the Commission, in deliberations in the areas of insolvency and cross-border insolvency. In 2013, professor Mevorach was appointed Senior Counsel to the World Bank and headed the Bank's Global Initiative on Insolvency and Creditor/Debtor Regimes (2013-2015). In that capacity, she advised governments of some ten countries in Africa, Asia, Europe and the Caribbean on reform of business and personal insolvency and creditor/debtor systems. She also headed the Bank's Global Task Force on Insolvency and Creditor Rights. Professor Mevorach has retained a consultancy with the World Bank and continues to provide training and advice in projects involving emerging markets. Professor Mevorach was elected to the International Insolvency Institute (III) membership in 2012 and is currently the vice chair of the III academic wing. She is also on the Editorial Board of the Global Restructuring Review (GRR) and she is serving as the UK Correspondent, Case Law on UNCITRAL Texts (CLOUT). Professor Mevorach is the author of *Insolvency within Multinational Enterprise Groups* (Oxford University Press, 2009) and *The Future of Cross-Border Insolvency: Overcoming Biases and Closing Gaps* (Oxford University Press, 2018), and the co-author of *Micro, Small, and Medium Enterprise Insolvency, a Modular Approach* (Oxford University Press, 2018). She has also published numerous articles in the UK, Europe and the USA.



Prof. Dr. Stephan Madaus

Prof. Dr. Stephan Madaus has held his chair at the Martin Luther University Halle-Wittenberg since April 2014, where he was the head of the Law School from 2016 to 2018. He teaches property and credit security law, insolvency and civil procedure law, as well as contract and tort law, in particular in preparation courses for the final exam. His research interests are in dealing with debt burdens and consequently focus on insolvency and restructuring law, with a special focus on the comparative analysis of relevant regulatory approaches in jurisdictions worldwide as well as in the soft law of international organizations. Together with Prof. Bob Wessels (Leiden University), he headed the "European Law Institute's Project on Rescue of Business in Insolvency Law" from 2013 to 2017. He was a member of the research team that evaluated the 2012 insolvency law reform ("ESUG") for the German Ministry of Justice in 2017/2018. As a member of an international research team, he helped to develop the "Modular Approach for MSME Insolvencies" (OUP 2018). Prof. Madaus is Co-Chair of the Academic Committee of the International Insolvency Institute and Founding Member of the Conference of European Restructuring and Insolvency Law (CERIL). Prof. Madaus is co-editor of the NZI and the "Schriften zur Restrukturierung" at NOMOS Verlag. He has published articles in renowned legal journals in Germany and Europe. His habilitation thesis "Der Insolvenzplan - von seiner dogmatischen Deutung als Vertrag und seine Fortentwicklung in

eine Bestätigungsinsolvenz" (The Insolvency Plan - from its dogmatic interpretation as a contract and its further development into a confirmation insolvency) (Mohr Siebeck, Tübingen 2011, Jus Privatum Vol. 157) is based on an analysis of German procedural and contract law as well as U.S. reorganization law (Chapter 11); the latter he was able to study in-depth as a visiting scholar at Stanford Law School, Stanford, Ca., U.S.A., in 2008/2009.



Professor Ignacio Tirado

Professor Ignacio Tirado was appointed Secretary-General by the Governing Council at its 97th session, and officially took office on 27 August 2018. A national of Spain, Professor Tirado (Commercial, Corporate and Insolvency Law, Universidad Autónoma of Madrid, Spain) holds a PhD from the Universities of Bologna and Autónoma de Madrid and an LLM from the University of London. Professor Tirado has been a Senior Legal Consultant at the World Bank's Legal Vice-Presidency and Financial Sector Practice for more than nine years, having also consulted for the IMF on insolvency related matters as well as for the Asian Development Bank on commercial legal reform. Amongst other accolades to his professional experience, Professor Tirado is a founding member of the European Banking Institute, an International Fellow of the American College of Bankruptcy and has been Director and Academic Co-Chair of the International Insolvency Institute.



The Honourable Justice Georgina R. Jackson

The Hon. Georgina R. Jackson was appointed to the Court of Appeal for Saskatchewan in 1991. She received her Bachelor of Laws from the University of Saskatchewan in 1976, and was admitted to the Bar of Saskatchewan the following year. Immediately prior to her appointment, she was a partner with MacPherson, Leslie and Tyerman, as it was then known, having previously served as a Crown counsel and then the Master of Titles and Executive Director of the Property Registration Branch with the Department of Justice of Saskatchewan. She received a Queen's Counsel designation in 1991. Apart from her judicial work, throughout her career, Justice Jackson has supported legal or judicial education in some form. She is the Past President of the Canadian Institute for the Administration of Justice. As a past associate judicial director with the National Judicial Institute, Justice Jackson organized numerous national seminars for judges from 1998 to 2004. Over her career, she has held a variety of other board positions and memberships, including serving as the first woman President of the Uniform Law Conference of Canada and of the Saskatchewan Branch of the Canadian Bar Association and chairing Saskatchewan's Advisory Committee on Federal Judicial Appointments. Justice Jackson has published a number of articles, in French and English, and speaks regularly to a variety of legal audiences on the topics of commercial and criminal law, judicial ethics, advocacy, judicial decision-making, with a particular emphasis on judicial review, and judicial discretion. She has a particular interest and expertise in judicial ethics, having served as co-chair of the National Advisory on Judicial Ethics, written many articles and speeches and spoken and taught in many countries.



Ms Monica Marcucci

Monica Marcucci currently serves as the head of the Legal Department at IVASS, the Italian supervision authority over the insurance sector. Before taking this position in 2019, she worked as a senior lawyer at the legal department of the Banca d'Italia, where she was in charge of counselling and research activities in the fields of financial regulation and insolvency law. She has been participating in study and expert groups at various international institutions, among other, the EU Commission, the European Central Bank, the Financial Stability Board, the World Bank, the International Monetary Fund, Unidroit. Since 2006 she has been a member of the Italian delegation at Uncitral in the Working Group V on *Insolvency law*. She is admitted as a senior attorney at the Italian Supreme Court, and has an extensive litigation experience in matters regarding administrative law, bank crises and restructurings. Speaker at seminars and conferences at Italian and foreign Universities, Monica is the author of papers and articles on financial regulation and bankruptcy law and has lectured in Law postgraduate and master's courses at various universities. Since 2014 she is adjunct professor of Corporate and Insolvency law at the Catholic University of Rome.



Professor Jens Gal

Jens Gal is a private lecturer at IVersR. Since the summer semester 2020, he has held the discharge professorship of civil law. From 2012 to 2019, he held a junior professorship (W1) for European insurance law (with a focus on insurance supervision law) at Goethe University in Frankfurt am Main. Previously, he had been a research assistant at the Institute of Insurance Law there since 2005 (initially as a research assistant). Jens Gal has also been a lecturer at the Institute for Law and Finance in Frankfurt since 2006, at the University of Lumière II in Lyon since 2007 and was a lecturer at Goethe University from 2010 to 2012 and at FernUni Hagen from 2009 to 2012. Mr Gal is currently working on a habilitation document with a focus on insurance contract and insurance supervision. Jens Gal studied law at the Universities of Frankfurt am Main and Lyon, France and took both the 1st State Exam (2005) and the 2nd State Exam (2009) in Hesse, as well as a French Masters (Maîtrise en droit) in European and international law at the University of Lyon II. His doctoral thesis "The Liability of the Arbitrator in International Commercial Arbitration" was awarded the German Institution of Arbitration 2009/2010. He is secretary of the office of the German section (so-called "Chapter") of the International Association of Insurance Law/Association Internationale de Droit des Assurance (AIDA). His professorship is in the Department of Law, but is also embedded in the interdisciplinary International Center for Insurance Regulation (ICIR).



Patrick Déry

Patrick Déry is Superintendent, Solvency at the Autorité des marchés financiers (AMF) since February 2013. He is responsible for the oversight, supervision and regulation of all financial institutions licensed by the AMF to carry on business in Québec. AMF Solvency is also the deposit insurer and resolution agency for one of Canada's seven systemically important financial institutions, which is also one of the largest financial cooperative groups in the world. Mr. Déry has been chair of the Canadian Council of Insurance Regulators (CCIR) since March 2015. He has also been Vice-Chair of the Executive Council of the Basel-based International Association of Deposit Insurers (IADI) since February 2020 and a member of this Executive Council since November 2016. During his career, Mr. Déry has held several positions within the Québec civil service, including some 12 years at the Québec Ministry of Finance. He also served as a member of the Board of Directors of Hydro-Québec from October 2012 to December 2014. Mr. Déry holds a bachelor's degree and a master's degree in economics from Laval University.



The Honourable D. Blair Nixon, Alberta Court of Queen's Bench

Justice Blair Nixon was formerly a lawyer with Felesky Flynn in Calgary. He practiced with that firm for 26 years and was the Co-Managing Partner for six years. He was appointed a Justice of the Court of Queen's Bench (Calgary) June 2014. Justice Nixon received a Bachelor of Commerce from the University of Alberta in 1978 and a Bachelor of Laws from the University of Calgary in 1987. He was called to the Bar of Alberta in 1988, and appointed Queen's Counsel in 2004. Over the course of his career, he developed a broad practice involving corporate tax, commodity tax, customs, arbitration, indigenous law and estate planning. Justice Nixon received his Fellowship of the Institute of Chartered Accountants of Alberta in 2006. He is a former member of the Fiscal and Tax Policy Committee with the CD Howe Institute, the Editorial Board of the Canadian Tax Journal, and the Joint Taxation Committee of the Canadian Institute of Chartered Accountants and the Canadian Bar Association. He is a past President of the Institute of Chartered Accountants of Alberta, and was a frequent lecturer for the Canadian Tax Foundation and the Canadian Bar Association.



Antonia Menezes

Antonia Menezes is a Senior Financial Sector Specialist with the Insolvency & Debt Resolution Team of the World Bank Group based in Washington D.C. The focus of her work is providing technical assistance and advice to governments on insolvency and debt resolution reforms, including legal aspects of NPL management, with a particular emphasis on work in Sub-Saharan Africa, the Caribbean and South Asia. She has assisted more than 50 countries in reforming and strengthening their insolvency regimes. Antonia has published widely in the field of insolvency and represents the World Bank Group at Working Group V (Insolvency) of the United Nations Commission on International Trade Law (UNCITRAL). She is also a Co-Chair of the World Bank Group Insolvency & Creditor/Debtor Regimes (ICR) Task Force, which is responsible for testing and evaluating the effectiveness of the World Bank Group ICR Principles. Prior to joining the World Bank Group, Antonia was a UK-qualified solicitor at two leading international law firms in Paris and London. She holds an LLM from McGill University and an LLB from the London School of Economics & Political Science. Antonia is a Member of the International Insolvency Institute, a 2014 INSOL International Fellow and sits on the INSOL Fellow's Cross-Border Insolvency Committee.



Professor John Pottow

John A. E. Pottow, the John Philip Dawson Collegiate Professor of Law, is an internationally recognized expert in the field of bankruptcy and commercial law. His award-winning scholarship concentrates on the issues involved in the regulation of cross-border insolvencies as well as consumer financial distress. On behalf of the United States, Professor Pottow serves as a delegate to the United Nations Commission on International Trade Law (UNCITRAL). He has published in prominent legal journals in the United States and Canada and testified before Congress. An oft-invited lecturer, he has presented his works at academic conferences around the world and frequently provides commentary for national and international media outlets, such as NPR, CNBC, CNN, C-SPAN, Al Jazeera America, and the BBC. He also has litigated bankruptcy cases before the U.S. Supreme Court, including his successful pro bono argument on behalf of the respondent in *Executive Benefits Insurance Agency v. Arkison* (2014).



Closing Keynote:

Eva Hüpkes

Eva Hüpkes is Head Regulatory and Supervisory Policies at Secretariat of the Financial Stability Board (FSB). She oversees the FSB Secretariat support on regulatory and supervisory policy cooperation and resolution, covering a broad range of issues including addressing regulatory and supervisory issues associated with technological innovation. Since she joined the FSB in 2009, she has contributed substantially to the development of the FSB/G20 post-crisis policy reforms, in particular the framework for addressing threats to financial stability posed by systemically important financial institutions and global standards for resolution. Prior to joining the FSB, she served as Head of Regulation at the Swiss Financial Market Supervisory Authority (FINMA) where she, for over a decade, helped design and draft a broad range of legislative and regulatory reforms. During 1997-1999 she worked at the International Monetary Fund where she supported the Fund's response to the Asian financial crisis. Eva Hüpkes is a member of the New York Bar and holds degrees in law and international relations from the University of Geneva, the Graduate Institute of International Studies, Geneva, and Georgetown University, the University of Passau, Germany, and a PhD in law from the University of Berne.

