

MARITIME LAW ASSOCIATION OF THE UNITED STATES
MARITIME BANKRUPTCY AND INSOLVENCY COMMITTEE
CLE PROGRAM

During Committee Meeting on Wednesday, May 1, 2019, from 2:00 p.m. through 3:45 p.m.
at Seward & Kissel, One Battery Park Plaza, 88 Pine Street, 21st Floor

“When a Bankruptcy Court Acts like an Admiralty Court: *Barnes v. Sea Hawaii Rafting*”

Speaker: Celinda Metro, Senior Associate
Watson Farley & Williams

Time: 30 minutes

Credit: 0.5 New York CLE Credits in Areas of Professional Practice
Appropriate for both Newly Admitted and Experienced Attorneys

Description: Do maritime creditors now have a race to the courthouse? In recent decision, the Ninth Circuit found that a bankruptcy court cannot deprive a district court of jurisdiction over a vessel arrested pre-petition. If the automatic stay does not apply to such an action, are creditors now incentivized to arrest if they suspect an imminent bankruptcy? How does *Barnes* challenge *Millennium Seacarriers*, the leading Second Circuit case in this area? Learn about this interesting development.

“Utilizing Section 363: Considerations Relating to the Sale of Maritime Assets in Bankruptcy”

Speaker: Robert Gayda, Partner
Seward & Kissel LLP

Time: 30 minutes

Credit: 0.5 New York CLE Credits in Areas of Professional Practice
Appropriate for both Newly Admitted and Experienced Attorneys

Description: In the wake of *Barnes v. Sea Hawaii Rafting* and other developments, can Section 363 bankruptcy sales be made to work in ways that satisfy admiralty requirements? How did the Section 363 sales proceed in the Toisa bankruptcy in the SDNY? Does Section 363 “maximize value” as well as or better than an admiralty sale?

The Maritime Law Association of the United States ("MLAUS") is an accredited New York provider of continuing legal education ("CLE"). Attorneys admitted in jurisdictions other than New York may be entitled to CLE credits for attending the program and should consult with their jurisdiction's CLE authorities.

Presenters' materials will be made available on the MLA website.