



CRA Quarterly

A Conference for Receivership by Practitioners

AUGUST 16TH, 2022 | VIRTUAL

The Commercial Receivers Association is proud to announce our inaugural conference that will be held virtually in 2022 and in-person in 2023. This year's conference promises to kick off an incredible future of engaging and educational conferences. The schedule and speakers are listed below and don't forget, this years conference is **completely free to members**.

9-9:45 - Keynote Address from CRA Board of Directors

Eric Peterson | Sonette Magnus | Eric Moraczewski

10-11:30 - What Bankers are Looking for in a Receivership

Three bankers from across the US discuss how they view the receivership practice.

12-1:30 - How State Laws are Changing in Receivership

Panelists discuss the recent receivership statute transitions that have taken place across their states.

2:-3:30 - Insurance Issues in a Receivership

Panelists discuss some of the most pressing issues relating to insurance for receivers and in receiverships.

4-5 - State Directors Panel

CRA State Directors discuss common uses and opportunities for receiverships in their states.

Find Out Morey: [2022 CRA Conference](#)

[All times are CST](#) | [CLE Available](#)

Upcoming Events

PARTNERSHIP DISPUTES
PANEL

MAY 25TH

MINNESOTA LAUNCH

JUNE 14TH

OHIO LAUNCH

JUNE 16TH

DC/MD/VA LAUNCH

AUGUST 9TH

ANNUAL CONFERENCE

AUGUST 16TH

OKLAHOMA LAUNCH

OCTOBER 18TH

HOTEL RECEIVERSHIPS

PANEL

NOVEMBER 3RD

INDIANA LAUNCH

DECEMBER 6TH

FIND INFORMATION AND
WHERE TO REGISTER AT:

[CRA PROGRAMS](#)

Highlighting Our Membership

There are plenty of ways to get the most value out of your CRA membership, whether you're in need of further education, networking, or want to see new legislation in your state there are great pathways to ensuring your needs are met. Want to share your experience? We've got a number of ways for you to be highlighted, here are a few of them:

- Case Studies – We encourage all of our members to write/share a case study with us that can be utilized in our quarterly newsletters and highlighted on our website.
- Webinars – We are constantly building educational opportunities for our members and love to highlight experts from within our membership, don't see something coming up that fit within your expertise, send us a note about your experience and we'll see if we can't develop a panel to help other members learn from your background.
- Conference Speakers - 2022 kicks off our annual conferences with 2023 set to be our first in person conference, have a topic you want to hear about or present on, make sure we know.
- Interviews – The CRA produces videos (currently via zoom) interviewing experts that highlight important facets of receivership.

Have something else in mind, send us a note and we'll be happy to consider the opportunity.

Reach out today at info@commercialreceiver.org.

Don't Miss: Best Practices for Partner Disputes in a Receivership

MAY 25TH, 2022 3-4PM CST
MEMBER EXCLUSIVE EVENT

Join Moderator Sonette Magnus and our incredible panelists as they explore Best Practices for Partner Disputes in a Receivership. We'll look at Attorney Client Privilege, Keeping Control of the Case, and other best practices that will allow you to improve your receivership practice and more effectively administer Partnership Disputes. Our panelists come from across the country and have a combined 90+ years of legal experience to draw from for this discussion. This will certainly be a panel you don't want to miss.

Panelists

[Michael Eidelman](#) | Shareholder and Co-Chair of Insolvency, Bankruptcy and Corp Reorg | [Vedder Price](#)
[Ryan Gulick](#) | Partner | [The Receiver Group](#)
[John Cruciani](#) | Partner | [Husch Blackwell](#)

[Partnership Disputes Registration](#)

Share Your Experience

Members are being invited to share this event with friends and colleagues, simply send us the name and email of someone you would like to invite to this talk and we'll let them know you have gotten them free access to this member exclusive. Just send an email to info@commercialreceiver.org and let us know who and we'll take care of the rest.

Perspectives of a Receiver with Regard to Sureties in Receivership Cases pertaining to Construction Companies in the State of Missouri

BY ERIC MORACZEWSKI | NMBL STRATEGIES | BOARD TREASURER OF CRA AND
DAVID SOSNE | SUMMERS COMPTON WELLS

Introduction

In a case where a receiver is appointed for a construction company, the receiver often has to deal with the complexities of the intersection of receivership law, construction law, surety law and laws pertaining to secured transactions. While there are many issues that arise in such cases, this paper, using a case study of a prior receivership case, addresses some of the more pressing issues that arise when there are competing claims of secured creditors and bonding companies and how these competing claims impact and affect the receiver's administration and the receivership case.

Background

In 2021, a Missouri bank petitioned the Court in St. Louis County, Missouri for an appointment of a receiver over a construction company that was engaged primarily with government contracts. The Missouri bank was the primary secured creditor of the construction company, holding a lien on various assets, including the equipment and receivables of the construction company. As there were a variety of government contracts, two bonding companies were also involved with regard to various bonds issued with regard to many of the projects. The Court appointed NMBL Strategies to serve as the Receiver. Of note, three days prior to the engagement of the Receiver, all employees were sent home. The company regularly operated across four to five states, with some projects occasionally being in other states. In addition, the company had established 13 operating entities over the past 10-12 years many of which were no longer operational.

As such, the company was entrusted to the Receiver to determine its future viability. After a thorough examination of the business, it was determined the best course of action was liquidation. There were many outstanding issues, including the liquidation of equipment, the collection of receivables, addressing unpaid debts to contractors from projects completed over the prior two years, dealing with various outstanding projects that needed to be completed and sorting through the priorities of secured claimants and bonding companies to the remaining assets of the company. At the time of the receivership, the two bonding companies were involved in multiple projects in various states of completion. Not surprisingly, there were multiple pending litigation cases against the company with countersuits on some that involved bonded projects. These unresolved litigation cases were pending in three states... [Read the rest of the case study here](#)

Find the full case study, and other great resources, in the Exclusive Members Resource Library:
<https://www.commercialreceiver.org/memberservices/member-resource-library/>

Receivership Legislation is Changing

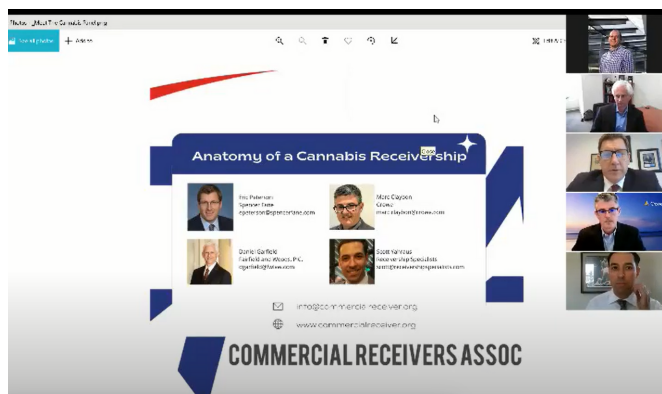
One of the goals of the Commercial Receivers Association is to assist where appropriate with improving and standardizing receivership laws and practice in the states in which CRA is active. Several states have updated their commercial receivership laws in the last decade. Some states have adopted their own commercial receivership laws. Others have pursued revisions consistent with the UCRERA (Uniform Commercial Real Estate Receivership Act). There is a great deal of institutional knowledge available to assist in efforts to adopt revisions or entirely new commercial receivership statutes across the country. Reach out today to info@commercialreceiver.org to learn more about resources that may be available if you feel revisions to your state's receivership laws would be beneficial in your state.

Don't forget to tune in for our [Virtual Conference](#) on August 16th, we have many great topics including a panel discussion on "How State Laws are Changing."

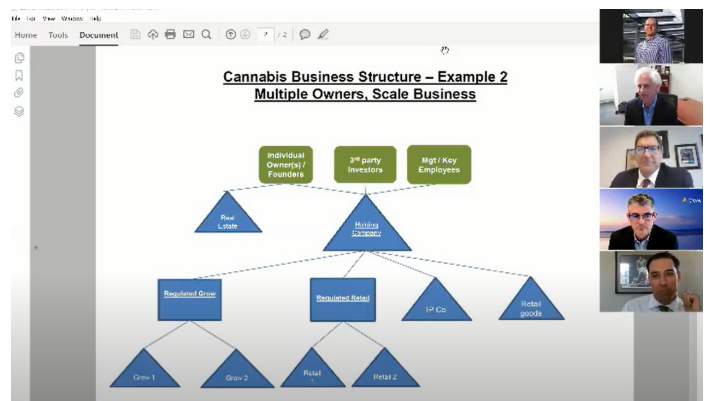
Welcome New Members

| Name | Title | Firm | Location |
|-------------------|-------------------|---|-----------------|
| Bill Cockrum | Owner | <u>BCL Auction</u> | St. Louis, MO |
| Michael Staheli | Managing Director | <u>Cordes & Co</u> | Denver, CO |
| Daniel Doyle | Attorney | <u>Lashly & Baer, PC</u> | St. Louis, MO |
| David Sosne | Member | <u>Summers Compton Wells</u> | St. Louis, MO |
| Eric Johnson | Partner | <u>Spencer Fane</u> | Kansas City, MO |
| Kevin Grauberger | Attorney | <u>Riordan, Fincher, Mayo</u> | Topeka, KS |
| Pat Riordan | Shareholder | <u>Riordan, Fincher, Mayo</u> | Topeka, KS |
| Jeffrey Ansel | Shareholder | <u>Winthrop & Weinstine</u> | Minneapolis, MN |
| John Hall | Member | <u>Lewis Rice</u> | St. Louis, MO |
| Samuel Sigelman | Director GC | <u>Lighthouse Management</u> | Minneapolis, MN |
| Tre Black | CEO | <u>OTSL</u> | Dallas, TX |
| Brent King | Director | <u>B. Riley Financial</u> | Kansas City, KS |
| Eric Van Horn | Partner | <u>Spencer Fane</u> | Dallas, TX |
| Phil Seymour | President | <u>The Seymour Group</u> | Studio City, CA |
| James MacLaughlin | Principal | <u>James MacLaughlin LLC</u> | Kansas City, MO |
| Howard Spector | Partner | <u>Spector & Cox, PLLC</u> | Dallas, TX |
| Peter Davis | Sr. Managing Dir | <u>JS Held</u> | Phoenix, AZ |
| Stephanie Drew | Partner | <u>Rubin Brown</u> | Denver, CO |
| David Hewett | Exec Managing Dir | <u>Olive Real Estate Group</u> | CO Springs, CO |

Anatomy of a Cannabis Receivership



Full Webinar



Clips

Mission

Empowering the Education and Standardization of Commercial Receivership Administration while providing education, networking and practical resources for our members.

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