

CRA

CRA Quarterly

Meet Our Presenters 2022 CRA Annual Conference

AUGUST 16TH, 2022 | VIRTUAL



Brad Harvey
Senior VP
Resolution...
Enterprise Bank &
Trust



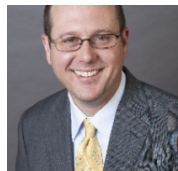
Brent King
Managing Director
B. Riley Financial



Daniel Wiggins
Principal
Morris Anderson



Emily Cantwell
Partner
Lathrop GPM



Eric Moraczewski
CEO
NMBL Strategies



Eric Peterson
Of Counsel
Spencer Fane LLP



Howard Marc Spector
Partner
Spector and Cox



James Baillie
Shareholder
Fredrikson &
Byron, P.A.



Michael Slade
Senior Vice
President
UMB Bank



Michael Staheli
Managing Director
Cordes &
Company



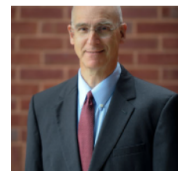
Ryan Gulick
Partner
The Receiver
Group



Sara Dejarnette
Bonding Specialist
International
Sureties



Sonette Magnus
Partner
Thompson Coburn
LLP



Thomas Hemmendinger
Of Counsel
BRCSM

[Find the full speaker list here](#)

Upcoming Events

[ANNUAL CONFERENCE
AUGUST](#)

[TENNESSEE LAUNCH
AUGUST](#)

[MINNESOTA LAUNCH
SEPTEMBER 14, 2022](#)

[DC/MD/VA LAUNCH
SEPTEMBER](#)

[OKLAHOMA LAUNCH
OCTOBER 18, 2022](#)

[ARIZONA LAUNCH
NOVEMBER](#)

[HOTEL RECEIVERSHIPS
PANEL
NOVEMBER](#)

WE'RE IN THE PROCESS OF
PUTTING TOGETHER OUR
2023 PROGRAMMING.
PLEASE FEEL FREE TO
REACH OUT WITH IDEAS.

FIND INFORMATION AND
WHERE TO REGISTER AT:

[CRA PROGRAMS](#)

Changing State Laws: Rhode Island

Many states are well positioned to change their state receivership laws and Rhode Island has become the most recent example. Rhode Island has followed the Uniform Law Commission's [2015 Commercial Real Estate Receivership Act](#) and adopted laws that are based upon the Act. While these changes are mostly real estate based, their adoption provides a critical improvement for the state of Rhode Island by taking much of the state Commercial Receivership practice away from primarily "court rules such as Super. R. Civ. P. 66 and judicial opinions, that frequently resulted in expensive disputes and uncertain outcomes" and instead moving the state forward by creating opportunities out of previous weaknesses.

As a result of COVID, another unique aspect of the new Act emerged. As such, "the CRA also codifies the existing concept of a temporary, non-liquidating receiver appointed to assist Rhode Island businesses adversely affected by a public emergency. This concept has its origins in a March 31, 2020 order of the Rhode Island Judiciary which was issued in response to the COVID-19 pandemic. See Rhode Island Superior Court Administrative Order No. 2020-04. The CRA permanently codifies this concept in the Rhode Island General Laws so that it is available in the future. Whenever the Governor declares a public emergency, and that emergency results in business closures or substantial revenue losses to businesses that were not insolvent prior to the emergency, those businesses can seek relief under the CRA. Such businesses receive protection from creditors while developing a business plan to repay debts that arose during the public emergency."

Find out more about Rhode Island's Changes here:

[Rhode Island Modernizes its Receivership Law By Enacting the Commercial Receivership Act](#)

Find All State Statutes on the CRA website here: [State Resources](#)

Don't Miss: Best Practices for a Hotel Receivership

NOVEMBER 3RD, 2022 3-4PM CST
MEMBER EXCLUSIVE EVENT

Join Moderator Eric Moraczewski and a dynamic group of panelists as they explore Best Practices for Hotel Receiverships. This panel will look at an industry that has been decimated by the COVID pandemic and has seen banks stretching further and further on loans. As a result, hotel receiverships are on the rise and our panelists will make sure you're prepared. In fact, one of our panelists noted that since agreeing to the panel they have acquired on several new hotel receiverships in the last two months. Our panelists are able to offer real world insights and have decades of experience operating hotels. They will share direct feedback on how their experience has played a critical role in the commercial receiverships space. This panel is not to be missed.

Panelists

[Steve O'Loughlin](#) | President and COO | [Lodging and Hospitality Management](#)

[Robert Haupt](#) | Partner | [Lathrop GPM](#)

[Robert Wolf](#) | Partner | [Tarter Krinsky](#)

[More Information](#)

The Shield of Judicial Immunity Protects Receivers

BY GEORGE H. SINGER | BALLARD SPAHR LLP

Article Originally Written for and Published by Bench and Bar of Minnesota

The United States Supreme Court declined to second-guess whether court-appointed receivers are shielded from liability for their actions due to derived judicial immunity, leaving in tact a recent decision from the Court of Appeals for the Third Circuit that granted a receiver broad protection. The Supreme Court in *Trinh v. Fineman*[1] denied plaintiff's petition for review, which urged the rejection of the principle of absolute immunity for receivers. The Third Circuit determined that court-appointed receivers are entitled to quasi-judicial immunity when they act within the court's authority and, therefore, are not subject to suit under the common law.[2]

George H. Singer is a Partner at the Minneapolis office Ballard Spahr LLP and practices in the areas of corporate finance and insolvency, where he represents lenders, private equity firms and corporate clients in transactional matters as well as bankruptcy and receivership proceedings. Mr. Singer is a Fellow in the American College of Bankruptcy.

Find the full article here: [2022.07.15 Article The Shield of Immunity Protects Receivers](#)

[1] __ U.S. __, Case No. 21-981, cert. denied (March 21, 2022).

[2] *Trinh v. Fineman*, 9 F.4th 235 (3d Cir. 2021).

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

Get to Know Our Conference Sponsors & Mark Your Calendar

The Annual Conference would not be possible without our sponsors. For more information on our sponsors, please visit the following links. In addition please mark your calendar for the [Virtual Conference](#) on August 16th.

Panel Sponsors

Carmody MacDonaldThe logo for SpencerFane features a blue square icon with a white geometric design, followed by the text "SpencerFane" in a blue, sans-serif font.

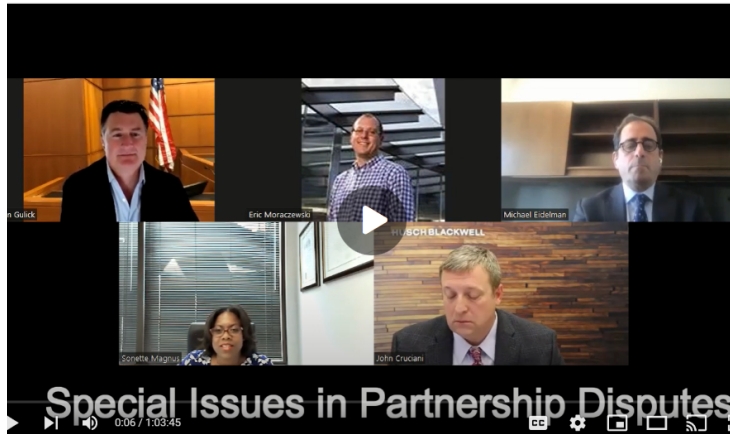
CLE Sponsor

The logo for THOMPSON COBURN LLP features a red square icon with a white geometric design, followed by the text "THOMPSON COBURN LLP" in a bold, sans-serif font.

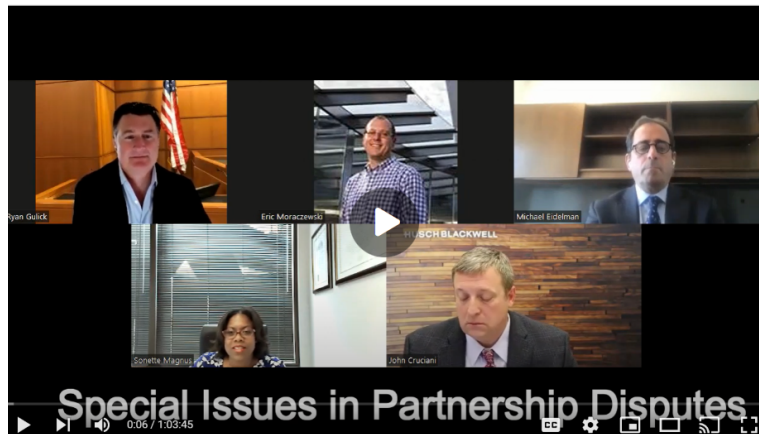
Welcome New Members

Name	Title	Firm	Location
Ryan Gulick	Principal	<u>The Receivership Group</u>	Denver, CO
Stephen Abelman	Attorney	<u>BHFS</u>	Denver, CO
John Cruciani	Partner	<u>Husch Blackwell</u>	Kansas City, MO
Cynthia Hegarty	Counsel	<u>Winthop & Weinstine</u>	Minneapolis, MN
Mike Knight	Principal	<u>Alliance Management</u>	Minneapolis, MN

Special Issues in Partnership Disputes



Full Webinar



Clips

Call For Proposals 2023 Annual Conference

One primary focus of the CRA is putting members in a position to highlight their unique expertise. In September, CRA will open up a Call for Proposals for the Annual Conference in 2023 and all members will be given priority and will be notified ahead of general, open Call for Proposals. Members are invited to submit the following to info@commercialreceiver.org by August 31, 2022 for prioritized consideration.

- Title of the Session
- Format (Panel, Roundtable, Traditional Presentation, or Workshop)
- Presenter(s)
- A brief summary of the presentation

2023's location and more information will be announced at this year's Virtual Annual Conference

Mission

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

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