

The Voice of Business Recovery



# INSOLVENCY LITIGATION: HOW TO IMPROVE YOUR PROSPECTS AND MANAGE YOUR RISKS

One day course  
**CPD accreditation: 5.5 hours**  
**9.15 – 16.30** Registration starts at 8.45

**LONDON**  
11 OCTOBER 2017  
Holiday Inn, London Bloomsbury

**LEEDS**  
21 NOVEMBER 2017  
Crowne Plaza Leeds

With thanks to:



# 2017



**Blair Leahy**  
20 Essex Street



**David Leibowitz**  
Mishcon De Reya LLP

We will hear from members of the judiciary and from lawyers and insolvency practitioners with substantial experience of insolvency litigation. The emphasis will be on practical points for insolvency practitioners and their advisers to bear in mind when seeking to maximise recoveries, including investigation powers and techniques and funding options. There will also be two sessions dealing specifically with stakeholder challenges against officeholders. Anyone looking for up to date legal insight and practical tips on insolvency litigation is recommended to attend this course.

#### Who is this course aimed at?

Insolvency professionals, lawyers and business advisers at all levels looking for legal insight and practical tips on insolvency litigation.

## SPEAKERS

- > **Blair Leahy – 20 Essex Street** Blair is a directory-recognised expert in insolvency and restructuring with substantial experience of multi-jurisdictional frauds.
- > **David Leibowitz – Mishcon De Reya LLP** David is a Partner in the Dispute Resolution team. He is an insolvency litigation specialist and a CEDR qualified mediator.
- > **Stephen Atherton QC – 20 Essex Street** Stephen's practice comprises international and domestic corporate insolvency and restructuring; civil aspects of international and domestic commercial fraud; personal insolvency, company law; banking, general off-shore and international commercial litigation, and international and domestic asset tracing.
- > **Chief Registrar Nicholas Briggs** Registrar Briggs oversees the Insolvency and Companies Court which forms part of the Business and Property Courts, England & Wales.
- > **Adam Chichester-Clark – Three Stone** Adam has a broad commercial chancery practice with a particular emphasis on insolvency, insurance and reinsurance, professional negligence and company.
- > **Malcolm Cohen – BDO LLP** Malcolm is a Licensed Insolvency Practitioner with 30 years' business restructuring and insolvency experience.
- > **Steven Cooklin – Manolete Partners PLC** Steven is Chairman & CEO and is responsible for the day-to-day operations of the company, as well as overseeing most cases.
- > **Rupert Hamilton – 20 Essex Street** Rupert practice covers all aspects of commercial law including shipping and international trade, insurance, private international law, arbitration, civil fraud and insolvency.
- > **Richard Healey – Gateley Plc** Richard is a partner in the Restructuring team and specialises in contentious insolvency with particular emphasis on recovering the proceeds of fraud.

- > **Kathryn Hudson – Taylor Wessing** Katherine is an associate in the Restructuring & Corporate Recovery team and advises clients across a broad range of sectors, including finance, healthcare, and real estate.
- > **David Mohyuddin QC** David is an insolvency specialist with over 17 years' experience, he is a full member of both Three Stone & Exchange Chambers.
- > **The Honourable Mr Justice Norris** Sir Alastair was appointed to the High Court (Chancery Division) in 2007 and is the current Vice-Chancellor of the County Palatine.
- > **Neil Smyth – Taylor Wessing** Neil is a partner in the Restructuring & Corporate Recovery group and specialises in all forms of corporate recovery matters.
- > **Philippa Symington – FTI Consulting** Philippa is a Managing Director in the Forensic and Litigation Consulting segment and specialises in conducting complex investigative assignments and other risk mitigation projects.
- > **Eleanor Temple – Kings Chambers** Eleanor has experience in all aspects of chancery and commercial litigation and advisory work, especially corporate and personal insolvency.

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<b>8.45</b>	<b>Registration and coffee</b>		
<b>9.15</b>	<b>Chairmen's Introduction</b> <b>Stephen Atherton QC</b> , 20 Essex Street (London) <b>Eleanor Temple</b> , Kings Chambers (Leeds)		
<b>9.20</b>	<b>Insolvency Litigation – A Judicial Perspective</b> This topical session will look at insolvency litigation from a judicial perspective. <b>Chief Registrar Nicholas Briggs</b> (London) <b>The Honourable Mr Justice Norris</b> (Leeds)		
<b>10.00</b>	<b>Challenging Officeholders (Part A) – Management of the Insolvent Estate</b> This session will provide an in-depth analysis of the most frequently encountered stakeholder challenges. These include those brought against officeholders, applications for directions, applications to remove officeholders and misfeasance claims. <b>Neil Smyth</b> and <b>Katherine Hudson</b> , Taylor Wessing		
<b>10.45</b>	<b>A word from our sponsors</b> <b>Steven Cooklin</b> , Manolete Partners PLC		
<b>11.00</b>	<b>Coffee break</b>		
<b>11.20</b>	<b>Challenging Officeholders (Part B) – Proofs of Debt</b> Part B will examine the role of the officeholder in adjudicating on proofs of debt for the purpose of both voting and dividends. It will provide practical tips and insight in relation to applications challenging a decision to admit or reject a proof of debt. <b>David Mohyuddin QC</b> and <b>Adam Chichester-Clark</b> , Three Stone		
<b>12.00</b>	<b>Insolvency Litigation from an IP's Perspective: Stories from the Front Line</b> This session will comprise of case studies of real life claims. It will provide useful hints and tips for insolvency practitioners on efficient project and cost management. It will also look at maximising recoveries generally. <b>Malcolm Cohen</b> , BDO LLP		
<b>12.45</b>	<b>Lunch</b>		
<b>13.45</b>	<b>Funding Insolvency Litigation: The Options</b> This session will examine how officeholders can fund litigation, including CFAs. It will look at third party and creditor funding, as well as assignments and products which can deal with adverse costs and security for costs. <b>Richard Healey</b> , Gateley Plc <b>Steven Cooklin</b> , Manolete Partners		
<b>14.30</b>	<b>Legal Update: All the Most Important Legal Developments of the Year</b> This session will provide an update on the most important legal developments in corporate and personal insolvency over the last year. <b>Eleanor Temple</b> , Kings Chambers		
<b>15.00</b>	<b>Coffee break</b>		
<b>15.15</b>	<b>The Officeholders' Toolkit (Part A): Investigatory Powers in the Litigation Context</b> The first of our "toolkit" sessions will examine the various investigatory powers available to officeholders in the context of litigation. <b>Rupert Hamilton</b> , 20 Essex Street		
<b>15.45</b>	<b>The Officeholders' Toolkit (Part B): Investigative Techniques</b> Part B is a practical session examining the various investigative resources available to officeholders including: <ul style="list-style-type: none"> <li>• Situations when investigative tools can be deployed – common corrupt activities and fraudulent schemes during periods of transition</li> <li>• Effective research approach and use of public records, databases and social media analytics in the UK and key global jurisdictions</li> <li>• Case examples using a range of techniques in multi-faceted investigations</li> </ul> <b>Philippa Symington</b> , FTI Consulting		
<b>16.25</b>	<b>Chairmen's Close</b> <b>Stephen Atherton QC</b> , 20 Essex Street (London) <b>Eleanor Temple</b> , Kings Chambers (Leeds)		

**Please tick appropriate membership category**  
**Cost includes all refreshments**

**LONDON**

**11 October 2017 – Holiday Inn London Bloomsbury**

- £340 + VAT (£408) Fellows  
 £355 + VAT (£426) Members/New professionals  
 £405 + VAT (£486) Associates  
 £455 + VAT (£546) Non-members

**LEEDS**

**21 November 2017 – Crowne Plaza Leeds**

- £290 + VAT (£348) Fellows  
 £305 + VAT (£366) Members/New professionals  
 £355 + VAT (£426) Associates  
 £405 + VAT (£486) Non-members

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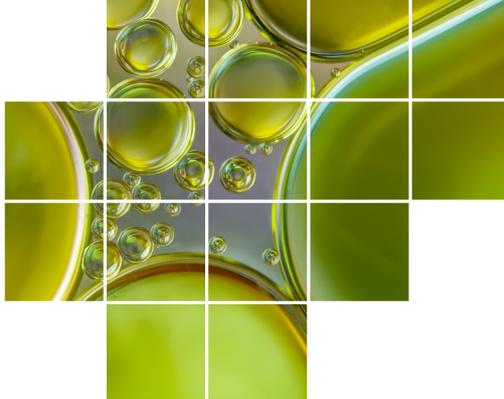
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Delegate substitutions are permitted but a supplement will be charged where there is a difference in membership category. Credit notes will only be issued if cancellations are received in writing no less than two working days prior to the date of the course. Refunds will not be available. A VAT receipt will be issued. R3 reserves the right to change the programme should circumstances dictate.

The Voice of Business Recovery



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## How do I join?

To take advantage of its member benefits, join today and receive discounts on R3 courses, including this one. Visit [www.r3.org.uk](http://www.r3.org.uk)

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## Key sponsorship partners



## CPD Accreditation

The course constitutes structured CPD to meet the requirements of the Association of Certified Chartered Accountants (ACCA), the Institute of Chartered Accountants in England and Wales (ICAEW), the Insolvency Practitioners Association (IPA), the Institute for Turnaround (IFT), Solicitors Regulation Authority (SRA) and the Bar Standards Board.

Bar Standards Board CPD provider ID number: 1087 – **5.5 hours**