

Speech

When Financing Goes Bad: Doing Deals and Litigating Cases When Bankruptcy, Workouts, or Ability to Pay for Environmental Liabilities is at Issue

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American Bar Association 48th Spring Conference

Mary Koks presents on a panel at the American Bar Association's 48th Spring Conference - Section of Environment, Energy and Resources in Denver, Colorado on March 27, 2019.

Companies generally assume that the entities they do business with will remain fiscally viable through the life of a project. In the wake of prominent corporate bankruptcies such as General Motors and Tronox, however, it is evident that this assumption may be incorrect, and this can have significant impacts in the context of environmental compliance and remediation. This session will cover pending and recent bankruptcy and ability to pay cases involving environmental issues, including those impacting Superfund and RCRA parties, as well as consider practical methods for resolving environmental claims short of bankruptcy. Do not miss this opportunity to learn concrete strategies and tactics for how to address the needs and concerns of regulators, affiliates, employees/shareholders, and third parties when everyone is seeking a share of insufficient funds.

Learn more here.

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