



# Manufacturer Bankruptcy: What it Means and Proactive Steps for You to Prepare Webinar {Archive Session}

**Legal experts will preview the implications of a manufacturer bankruptcy to dealers – with an emphasis on: What dealers can do to be prepared**

**Understand your rights and responsibilities in a bankruptcy proceeding, from both Colorado-based attorneys and from Washington D.C.-based counsel**

- I. Latest on federal negotiations & resources NADA and CADA are pulling together
  - o **Andy Koblenz** or **Jim Moors** of NADA plan to participate and comment on the latest
- II. Bankruptcy process and probable issues that may result—with practical advice on steps dealers can take to best protect both business and personal assets:
  - o What happens if a dealer’s franchise agreement is terminated? What options exist?
    - Can a dealer still sell cars in Colorado without a franchise agreement?
  - o What happens if a floor-plan lender “calls-in” the inventory floor-plan loan?
  - o How can the dealer dispense with existing inventory?
    - What about modified inventory, is the manufacturer required to take those back?
  - o When might a dealer consider filing bankruptcy to obtain protection? Preemptively?
    - Which local attorneys in Colorado possess special bankruptcy expertise?
  - o When will payments likely be made to dealers (rebates, warranty receivables, etc.) by manufacturer and what about those made within 90 days prior to bankruptcy filing?
  - o What are the limitations on using cash proceeds from sale of existing inventory that is secured by a floor plan lender (i.e., secured creditor)? *Plus many more issues . . .*
- III. State law issues and implications including licensing and franchise laws

| Date / Time   | Location  |
|---|---|
| <b>AVAILABLE ANY TIME!</b><br><br><b>Duration:</b><br><b>90 minutes</b> | <b>WEBINAR: NO NEED TO LEAVE YOUR OFFICE!!</b> <ul style="list-style-type: none"> <li>• Listen to the presenter / conference call over a phone line <u>or cell</u></li> <li>• View presentation slides on your computer via the Internet (<i>optional</i>)</li> <li>• Participants are able to submit questions directly to the presenters via computer as well; will be asked verbally by moderator for discussion</li> </ul> <p><i>Details on how to call / link to session will be provided to registrants the day prior</i><br/> <b>Session originally conducted, Friday, May 1, 2009</b></p> |

**JOHN WASSERMAN, Attorney, Sender & Wasserman, PC, Denver**

John Wasserman is an expert in Chapter 7 and 11 bankruptcy cases with extensive experience in Chapter 11 cases in a wide variety of industries.

**WILLIAM E. WALTERS, III, Attorney, Kelly Garnsey Hubbell + Lass LLC, Denver**

Bill Walters has been the outside counsel for CADA for nearly thirty years and has special expertise in automotive law; he has represented franchised dealers for over twenty-five years.

**MICHAEL G. CHARAPP, Attorney, Charapp & Weiss, LLP, Virginia / Washington, DC**

Mike Charapp, former general counsel of a nationally recognized dealer group; has conducted numerous recent sessions on the implications to dealers of a manufacturer bankruptcy.

REGISTRATION FORM



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**WILLIAM E. WALTERS, III**, Attorney, Kelly Garnsey Hubbell + Lass LLC, Denver  
**MICHAEL G. CHARAPP**, Attorney, Charapp & Weiss, LLP, Virginia / Wash. DC

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**TO REGISTER, PLEASE RETURN THIS FORM AND PAYMENT OF \$50/COMPUTER CONNECTION**

**→ Details and access to the session will be provided after you are registered.**

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-- CONTACTS --

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