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Chapter 15 Bankruptcy Strategies provides an authoritative, insiders perspective on understanding the scope and overall goal of Chapter 15. Featuring partners from law firms across the nation and a judge from the western district of Texas, these experts guide the reader through the process of determining when it is appropriate to file a Chapter 15 case and measures for preparing the required documentation in cross-border insolvency proceedings. These professionals offer advice on identifying the clients objectives, achieving recognition, and expediting the filing process. Additionally, these experts discuss key differences between foreign main proceedings and foreign non-main proceedings, and address the unique challenges involved with Chapter 15 matters. The different niches represented and the breadth of perspectives presented enable readers to get inside some of the great legal minds of today, as these experienced bankruptcy authorities offer up their thoughts on the keys to success within this ever-changing field.

Lifland J's decision in *Re Bear Stearns High-Grade Structured Credit Strategies Master Fund* (Bankr.S.D.N.Y. September 5, 2007) clearly comports with the intent and structure of chapter 15 that the determination of the existence of a foreign main or non-main proceeding is a definitional matter, not a discretionary matter. If a foreign proceeding is neither main nor non-main, it is not entitled to recognition under chapter 15. The same outcome would obtain in England under the Cross-Border Insolvency Regulations 2006. Nevertheless, recognition and assistance under s 426 of the UK Insolvency Act 1986 remain possible - *Re Basis Yield Alpha Fund (Master)* is a case in point. Regardless of the position under the EC Insolvency Regulation, the presumption in chapter 15 that a company has its COMI at the place of its registered office is only meant for speed and convenience of proof where there is no serious controversy. It does not have special evidentiary value and does not shift the burden of proof. It is the foreign representative who must prove the location of COMI in all cases. It is suggested that the English court should also adopt the same approach under the Cross-Border Insolvency Regulations 2006.

In 2009, Facts on File will release a major scholarly reference work on public policy in the United States, a three-volume collection entitled *Governing America: Major Policies and Decisions of Federal, State, and Local Government*. The work will deal with approximately 150 areas of public policy, ranging from abortion to monetary policy, and space exploration to bilingual education, covering not only landmark statutes and major programs at the federal level, but also key executive and judicial decisions and some important policies of state and local governments. This paper is the contribution on bankruptcy law and policy. Beginning with an overview of the goals and policies of bankruptcy in the United States, it traces the development of key issues such as federalism (with the rise of a unified federal bankruptcy law in the 1800s), separation of powers (especially in the allocation of judicial power to the new Bankruptcy Courts in the 1980s), the growing pains in the 1990s relating to both consumer and business bankruptcy, and the most salient themes of the reforms of 2005, especially in terms of their impact on bankruptcy judges, bankruptcy lawyers, and individual debtors. The contribution concludes on a positive note with observations about the renewed U.S. dedication to international cooperation in the new Chapter 15 of the Bankruptcy Code.

The Model Rules of Professional Conduct provides an up-to-date resource for information on legal ethics. Federal, state and local courts in all jurisdictions look to the Rules for guidance in solving lawyer malpractice cases, disciplinary actions, disqualification issues, sanctions questions and much more. In this volume, black-letter Rules of Professional Conduct are followed by numbered Comments that explain each Rule's purpose and provide suggestions for its practical application. The Rules will help you identify proper conduct in a variety of given situations, review those instances where discretionary action is possible, and define the nature of the relationship between you and your clients, colleagues and the courts.

The Single Asset Real Estate Case: Basic Principles and Strategies explores the key issues that arise in most commercial real estate cases, including cases that are "single asset real estate cases." Examining a real estate bankruptcy case from its opening moments, including cases lacking in good faith and the judicial attitude toward real estate cases, the book explores the highly complex issues surrounding the use of cash collateral and how various courts have analyzed continuing problems in rent assignments, as well as the application of adequate protection payments. The book discusses the meaning of designating a case as a "single asset real estate case" and how that changes the operation of case. Lastly, the book explores the structure and standards for a real estate plan of confirmation, and looks at the key Supreme Court decisions in *Till v. SCS Credit Corporation* and *203 N. LaSalle* with an exploration of the "new value exception."

In probing the Chapter 11 bankruptcies of Johns-Manville, Frank Lorenzo's Continental Airlines and Te xaco, the author shows not only that bankruptcy is pursued by managers more and more as a strategy, but that it is becoming accepted by the business community as a viable option and not just a last-ditch solution.

Bankruptcy Law: Principles, Policies, and Practice puts bankruptcy law in context, illuminating the evolution of the Bankruptcy Code with an exploration of current and historical non-bankruptcy remedies. The book continually approaches each topic through the goals of creditors and debtors, exploring how each is served in various parts of the Code. Extensive questions and numerous problems focus student attention on the mechanics of the bankruptcy process. But they do so through the lens of history and policy, and they explain why the law is the way it is. The Third Edition has been revised extensively throughout to reflect changes in the law and its underlying philosophy, as well as significant new case law developments. In addition, a new chapter adds coverage of bankruptcy jurisdiction. The authors' aim in designing the casebook was to provide a very accessible medium for introducing students to bankruptcy law in a sophisticated manner. As the title indicates, the emphasis is on the relationship between the core principles essential to an understanding of the law, the policies animating those principles, and the challenges presented by the effectuation of those principles and policies in bankruptcy practice. In its methodology, *Bankruptcy Law: Principles, Policies, and Practice* relies on a variety of expository tools--textual discussion, comprehension questions, problems, cases and thought / discussion questions--all with a careful eye toward building upon previous materials and concepts. This eBook features links to Lexis Advance for further legal research options.

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