

State and Local Government Conference

Civil Law Section:

Bankruptcy: Developments in the Law and Issues Affecting State and Local Governments

Presenter: Adam Affleck, Prince, Yeates & Geldzahler, Adjunct Prof., BYU Law School

Description: With the economic downturn, bankruptcy law has become very relevant to all legal practitioners. In this presentation, Mr. Affleck will discuss the developments in bankruptcy law. Also, he will discuss bankruptcy issues that affect state and local governments.

Civil Case Law Update

Presenter: Craig Bott, Davis County Attorney's Office

Description: This session will provide attendees with an update of recent decisions by the Utah Supreme Court and Utah Court of Appeals. This is an important update for all attorneys practicing law in Utah.

Who owns the water? A Federal Perspective on ownership of State and Federal Water Rights

Presenter: Susannah Thomas, US Department of the Interior, Adjunct Prof. BYU Law School

Description: Ms. Thomas is going to present on federal water law in general and then focus on some of the hot topics in Utah and how these laws apply, namely reclamation and conversion. She will also discuss the pipeline project that is going forward that will eventually connect Utah Lake through a series of canals, aqueducts and reservoirs to the Colorado.

The Legal Consequences and Outlook of the Economic Crisis

Presenter: Randy Guynn, Davis Polk & Wardwell, New York

Description: The consequences of the current economic crisis could drastically change corporate law. Mr. Guynn will address these changes, along with discussing possible future changes in the law. In doing so, Mr. Guynn will give a background of the financial crisis, what role regulation (or lack of regulation) played in the causing the downturn, and what regulation, if any, could help strengthen the economy. He will also share his experience as an advisor in both the Freddie Mac and AIG bailouts.

This session is so relevant that Mr. Guynn will take 2 hours to present this topic.

Bio: Mr. Guynn joined Davis Polk in 1986 and became a partner in 1993. He practiced in the Paris office from 1988 to 1990 and the London office from 1994 to 1999.

He graduated, with highest honors, from Brigham Young University in 1981 and in 1984 received his J.D., Order of the Coif, from the University of Virginia School of Law, where he was executive editor of the *Virginia Law Review*. Mr. Guynn was a law clerk for the Honorable William H. Rehnquist, U.S. Supreme Court, from 1985 to 1986, following a clerkship with the Honorable J. Clifford Wallace, U.S. Court of Appeals, Ninth Circuit, from 1984 to 1985.

Mr. Guynn has been a speaker on numerous banking and securities law panels and is the author of several publications, including *Foreign Bank Acquisitions of U.S. Banks and Thrifts*, and *Foreign Banks as U.S. Financial Holding Companies*, in U.S. Regulation Of Foreign Banks, chs. 3 and 10 (5th ed. 2008); *United States Disclosure Standards for Banks*, in Asia Law Week (1998); and *Modernizing Securities Ownership, Transfer and Pledging Laws: A Discussion Paper on the Need for International Harmonization* (Capital Markets Forum, International Bar Association 1996).

He was legal adviser to the Working Group on Public Disclosure (an advisory group to the Federal Reserve that issued recommendations for improving public disclosure by financial institutions in 2001); a member of the drafting committee for the Hague Convention (PRIMA) on Private International Law (which established modernized choice of law rules for cross-border securities and collateral transactions), 2002; a legal adviser to the Group of 30 in connection with Global Clearing and Settlement: A Plan of Action (2003) (principal author of Recommendation 15 on reducing legal risk); and chairman of the Ad Hoc Committee on Modernizing Securities Ownership, Transfer and Pledging Laws of the Capital Markets Forum of the International Bar Association from 1994 to 2000. He is a member of the International Bar Association, the American Bar Association, the New York City Bar and the Federalist Society.

He has been listed in numerous guides to the world's leading business lawyers since 1996, including *Chambers Global—The World's Leading Lawyers*, *Chambers USA—America's Leading Business Lawyers*, IFLR's *Guide to the World's Leading Financial Law Firms*, Euromoney's *Guide to the World's Leading Banking Lawyers*, Law Business Research's *International Who's Who of Banking Lawyers*, *Who's Who in America*, *Who's Who in the World* and *Who's Who in American Law*. He has been a member of the French-American Foundation, Young Leaders Program since 1994.

He is a co-founder, chairman of the National Advisory Board and a member of the executive committee of the Constitutional Sources Project (ConSource), a non-profit organization that is building the first comprehensive online library of original source materials of the U.S. Constitution.