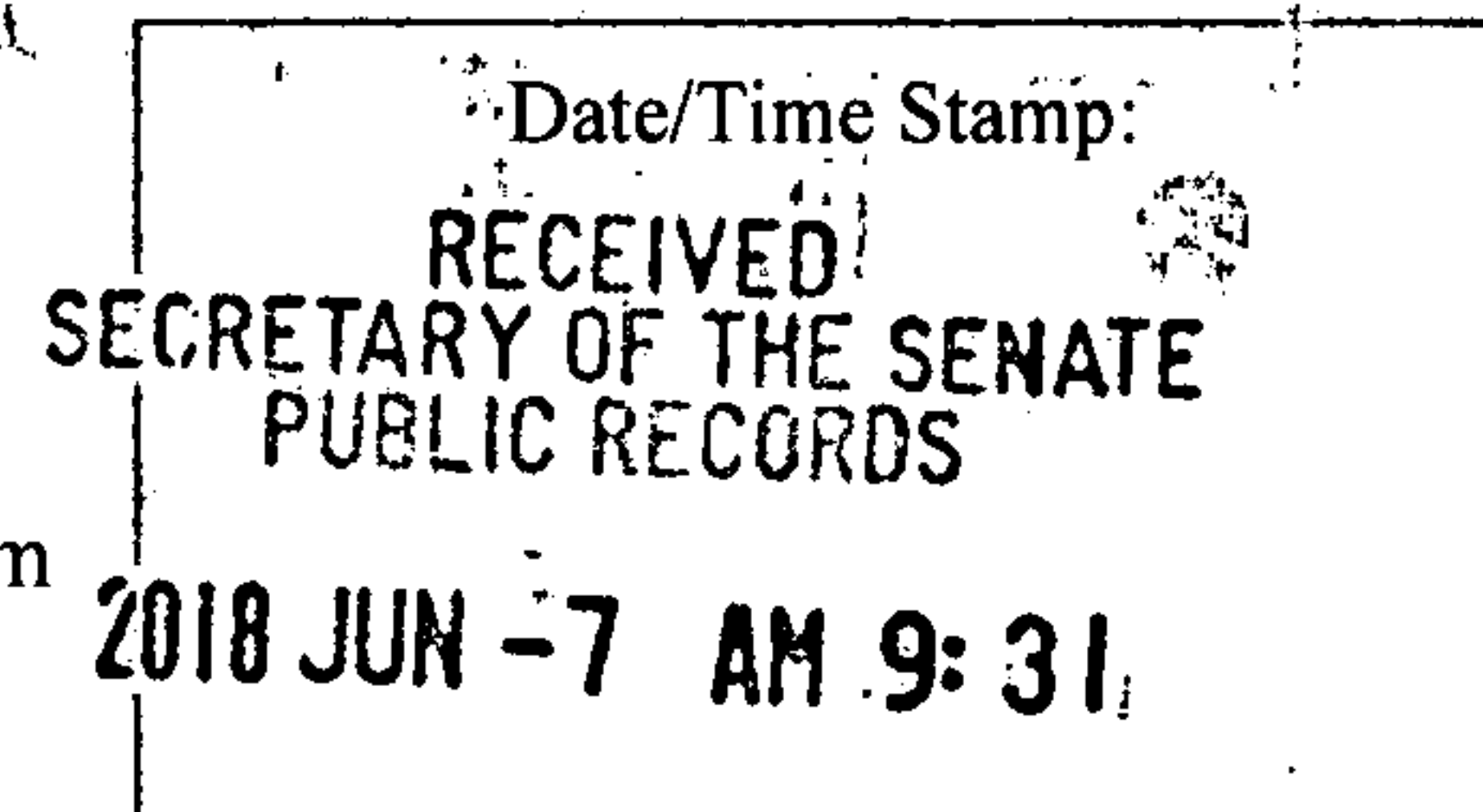


# Employee Post-Travel Disclosure of Travel Expenses



**Post-Travel Filing Instructions:** Complete this form within **30 days** of returning from travel. Submit all forms to the **Office of Public Records in 232 Hart Building**.

In compliance with Rule 35.2(a) and (c), I make the following disclosures with respect to travel expenses that have been or will be reimbursed/paid for me. I also certify that I have attached:

- ☒ The **original** *Employee Pre-Travel Authorization* (Form RE-1), **AND**  
☒ A **copy** of the *Private Sponsor Travel Certification Form* with all attachments (itinerary, invitee list, etc.)

Private Sponsor(s) (list all): The University of Pennsylvania Institute for Restructuring Studies

Travel date(s): May 14, 2018

Name of accompanying family member (if any): \_\_\_\_\_

Relationship to Traveler: ☐ Spouse ☐ Child

IF THE COST OF LODGING **DID NOT INCREASE** DUE TO THE ACCOMPANYING SPOUSE OR DEPENDENT CHILD, ONLY INCLUDE LODGING COSTS IN EMPLOYEE EXPENSES. (Attach additional pages if necessary.)

## Expenses for Employee:

	Transportation Expenses	Lodging Expenses	Meal Expenses	Other Expenses (Amount & Description)
<input type="checkbox"/> Good Faith Estimate <input checked="" type="checkbox"/> Actual Amount	\$425			

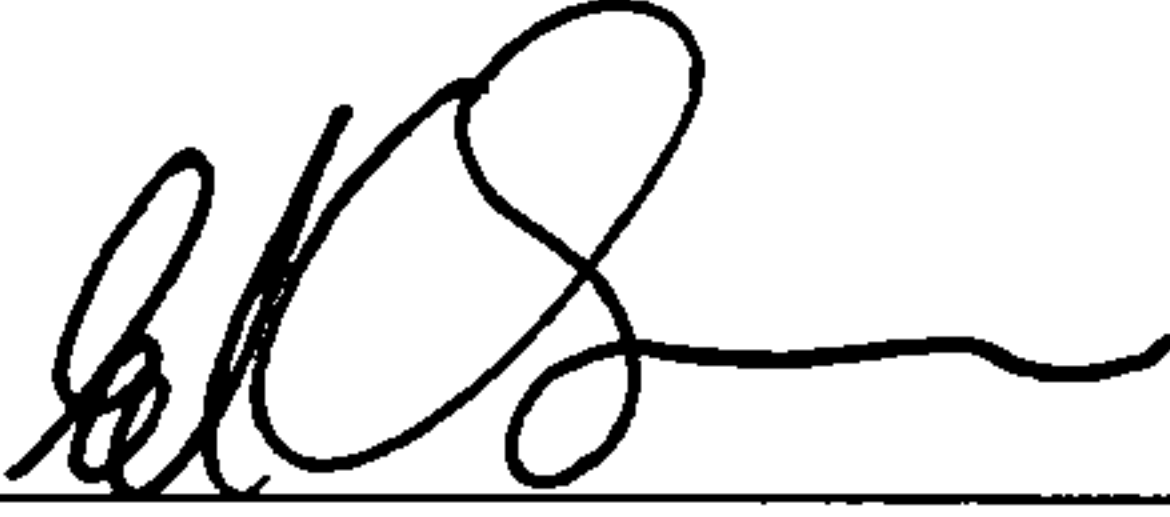
## Expenses for Accompanying Spouse or Dependent Child (if applicable):

	Transportation Expenses	Lodging Expenses	Meal Expenses	Other Expenses (Amount & Description)
<input type="checkbox"/> Good Faith Estimate <input type="checkbox"/> Actual Amount				

Provide a description of all meetings and events attended. *See Senate Rule 35.2(c)(6).* (Attach additional pages if necessary.): This meeting encompassed a roundtable discussion on optimizing chapter 11. See attached exhibit for additional information.

6/4/18  
(Date)

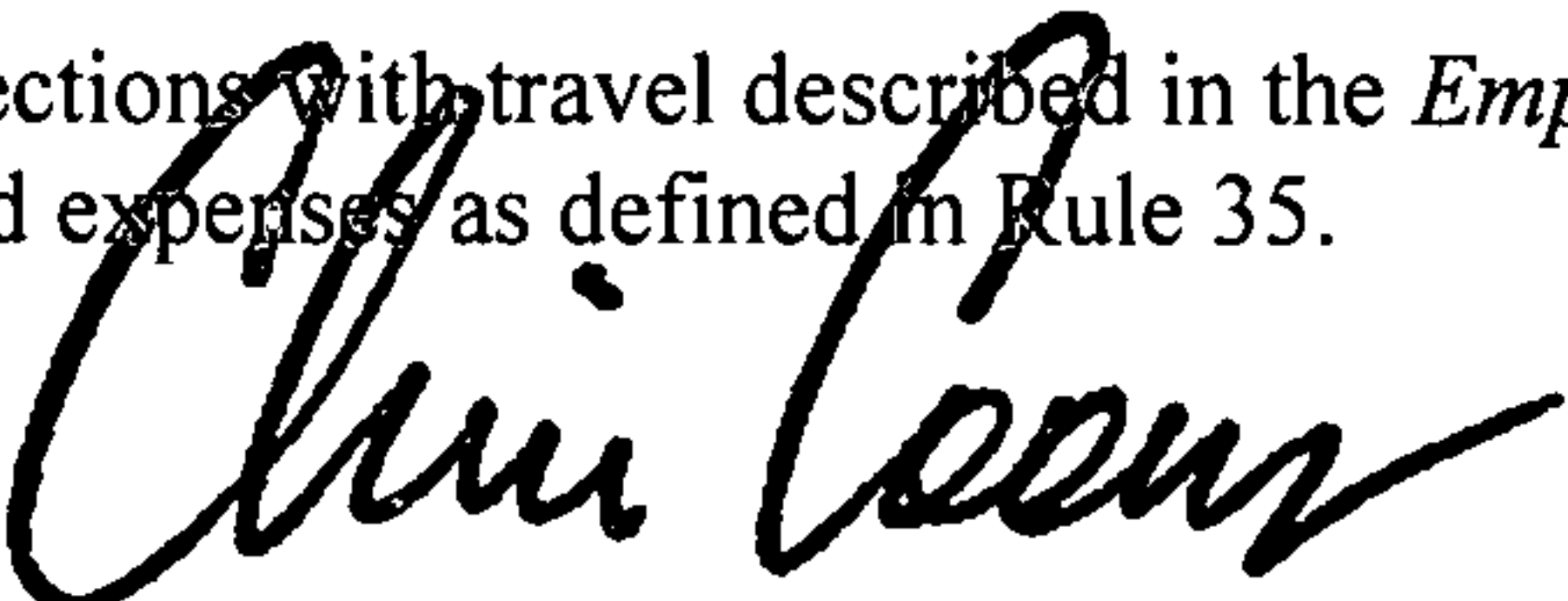
Erica Songer  
(Printed name of traveler)

  
(Signature of traveler)

## TO BE COMPLETED BY SUPERVISING MEMBER/OFFICER:

I have made a determination that the expenses set out above in connections with travel described in the *Employee Pre-Travel Authorization* form, are necessary transportation, lodging, and related expenses as defined in Rule 35.

6/6/18  
(Date)

  
(Signature of Supervising Senator/Officer)

Date/Time Stamp:

## EMPLOYEE PRE-TRAVEL AUTHORIZATION

**Pre-Travel Filing Instructions:** Complete and submit this form at least 30 days prior to the travel departure date to the **Select Committee on Ethics in SH-220**. Incomplete and late travel submissions will not be considered or approved. This form must be typed and is available as a fillable PDF on the Committee's website at [ethics.senate.gov](http://ethics.senate.gov). Retain a copy of your entire pre-travel submission for your required post-travel disclosure.

Name of Traveler: Erica Songer

Employing Office/Committee: U.S. Senate Judiciary Committee, Senator Coons

Private Sponsor(s) (list all): University of Pennsylvania Institute for Restructuring Studies

Travel date(s): May 14, 2018

*Note: If you plan to extend the trip for any reason you must notify the Committee.*

Destination(s): United States Bankruptcy Court for the Southern District of New York

Explain how this trip is specifically connected to the traveler's official or representational duties:

The purpose of this trip is to discuss efficiencies and challenges in complex Chapter 11 bankruptcy cases and whether associated reforms are needed. This is directly relevant to my legislative portfolio as Chief Counsel for Senator Coons on the Senate Judiciary Committee, which encompasses bankruptcy, and is of particular relevance to Delaware, given that many complex Chapter 11 cases are adjudicated in the District of Delaware.

Name of accompanying family member (if any): \_\_\_\_\_

Relationship to Employee: ☐ Spouse ☐ Child

I certify that the information contained in this form is true, complete and correct to the best of my knowledge:

4/13/18  
(Date)

[Signature]  
(Signature of Employee)

TO BE COMPLETED BY SUPERVISING SENATOR/OFFICER (President of the Senate, Secretary of the Senate, Sergeant at Arms, Secretary for the Majority, Secretary for the Minority, and Chaplain):

I, Senator Coons hereby authorize Erica Songer  
(Print Senator's/Officer's Name) (Print Traveler's Name)

an employee under my direct supervision, to accept payment or reimbursement for necessary transportation, lodging, and related expenses for travel to the event described above. I have determined that this travel is in connection with his or her duties as a Senate employee or an officeholder, and will not create the appearance that he or she is using public office for private gain.

I have also determined that the attendance of the employee's spouse or child is appropriate to assist in the representation of the Senate. (signify "yes" by checking box) ☐

4/13/18  
(Date)

[Signature]  
(Signature of Supervising Senator/Officer)



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	<ul style="list-style-type: none"> <li>• investment principals;</li> <li>• legal advisors;</li> <li>• financial advisors; and</li> <li>• Congressional staff.</li> </ul> <p>Additional topics for discussion may include the constituents' perspective on industry-specific areas of complex chapter 11 case practice, including the following:</p> <ul style="list-style-type: none"> <li>• cases that involve significant union-related issues;</li> <li>• the evolving role of lenders in complex chapter 11 cases; and</li> <li>• issues that arise in particular industry segments such as energy and retail, or other potentially distressed markets.</li> </ul>
2:05 p.m. — 2:10 p.m.	<b>Brief Break</b>
2:10 p.m. — 2:35 p.m.	<p><b>Potential Reforms That Have Been Proposed During the Course of the Roundtable Discussion</b></p> <p><u>Moderator:</u>  <i>Anthony Grossi, Former Bankruptcy Counsel, Majority Staff, House Judiciary Subcommittee on Regulatory Reform, Antitrust, and Commercial Law</i></p> <p>Discussion whether such reforms should be focused on:</p> <ul style="list-style-type: none"> <li>• the Bankruptcy Code;</li> <li>• the Federal Rules of Bankruptcy Procedures;</li> <li>• Local Court Rules;</li> <li>• Chamber's Standing Orders / Rules; and</li> <li>• traditional and customary complex chapter 11 case practice.</li> </ul> <p>These reforms could focus on the key topics highlighted above, including reforms targeted at DIP/cash collateral orders, litigation abuses, trustee/examiner appointments, stakeholder committees in consensual complex chapter 11 cases, and redundant constituencies.</p>
2:35 p.m. — 2:40 p.m.	<b>Brief Break</b>
2:40 p.m. — 3:00 p.m.	<p><b>Participants' Views On Any Next Steps or Follow-Up as a Result of the Roundtable Discussion</b></p> <p><u>Moderator:</u>  <i>Judge Robert D. Drain, U.S. Bankruptcy Court, Southern District of New York</i></p>





## PRIVATE SPONSOR TRAVEL CERTIFICATION FORM

This form must be completed by any private entity offering to provide travel or reimbursement for travel to Senate Members, officers, or employees (Senate Rule 35, clause 2). Each sponsor of a fact-finding trip must sign the completed form. The trip sponsor(s) must provide a copy of the completed form to each invited Senate traveler, who will then forward it to the Ethics Committee with any other required materials. The trip sponsor(s) should **NOT** submit the form directly to the Ethics Committee. Please consult the accompanying instructions for more detailed definitions and other key information.

The Senate Member, officer, or employee **MUST** also provide a copy of this form, along with the appropriate travel authorization and reimbursement form, to the Office of Public Records (OPR), Room 232 of the Hart Building, within thirty (30) days after the travel is completed.

- 
1. Sponsor(s) of the trip (please list all sponsors): The University of Pennsylvania Institute for Restructuring Studies of the University of Pennsylvania Law School ("PRI"), which is part of the Univ. of Pennsylvania
  2. Description of the trip: A roundtable discussion on optimizing chapter 11. See attached exhibit regarding question 2 for additional information.
  3. Dates of travel: May 14, 2018
  4. Place of travel: New York, New York
  5. Name and title of Senate invitees: See attached exhibit regarding question 5.
  6. I *certify* that the trip fits one of the following categories:  
☐ (A) The sponsor(s) are not registered lobbyists or agents of a foreign principal **and** do not retain or employ registered lobbyists or agents of a foreign principal **and** no lobbyist or agents of a foreign principal will accompany the Member, officer, or employee *at any point* throughout the trip.  
**=OR=**  
☒ (B) The sponsor or sponsors are not registered lobbyists or agents of a foreign principal, but retain or employ one or more registered lobbyists or agents of a foreign principal and the trip meets the requirements of Senate Rule 35.2(a)(2)(A)(i) or (ii) (*see question 9*).
  7. ☒ I *certify* that the trip will not be financed in any part by a registered lobbyist or agent of a foreign principal.  
**=AND=**  
☒ I *certify* that the sponsor or sponsors will not accept funds or in-kind contributions earmarked directly or indirectly for the purpose of financing this specific trip from a registered lobbyist or agent of a foreign principal or from a private entity that retains or employs one or more registered lobbyists or agents of a foreign principal.
  8. I *certify* that:  
☒ The trip will not in any part be planned, organized, requested, or arranged by a registered lobbyist or agent of a foreign principal except for *de minimis* lobbyist involvement.  
**=AND=**  
☒ The traveler will not be accompanied on the trip by a registered lobbyist or agent of a foreign principal except as provided for by Committee regulations relating to lobbyist accompaniment (*see question 9*).

9. **USE ONLY IF YOU CHECKED QUESTION 6(B)**

I *certify* that if the sponsor or sponsors retain or employ one or more registered lobbyists or agents of a foreign principal, one of the following scenarios applies:

☐ (A) The trip is for attendance or participation in a one-day event (exclusive of travel time and **one** overnight stay) and no registered lobbyists or agents of a foreign principal will accompany the Member, officer, or employee *on any segment* of the trip.

**- OR -**

☐ (B) The trip is for attendance or participation in a one-day event (exclusive of travel time and **two** overnight stays) and no registered lobbyists or agents of a foreign principal will accompany the Member, officer, or employee *on any segment* of the trip (*see questions 6 and 10*).

**- OR -**

☒ (C) The trip is being sponsored only by an organization or organizations designated under § 501(c)(3) of the Internal Revenue Code of 1986 and no registered lobbyists or agents of a foreign principal will accompany the Member, officer, or employee *at any point* throughout the trip.

10. **USE ONLY IF YOU CHECKED QUESTION 9(B)**

If the trip includes two overnight stays, please explain why the second night is practically required for Senate invitees to participate in the travel:

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11. ☒ An itinerary for the trip is attached to this form. I *certify* that the attached itinerary is a detailed (hour-by-hour), complete, and final itinerary for the trip.

12. Briefly describe the role of each sponsor in organizing and conducting the trip:

The PRI of the University of Pennsylvania Law School is the sole organizer of the roundtable discussion, including devising the agenda and the invitation list, as well as organizing transportation and logistics.

13. Briefly describe the stated mission of each sponsor and how the purpose of the trip relates to that mission:

The PRI is affiliated with the University of Pennsylvania Law School, was founded in 2015, and its mission is to explore topical restructuring issues in a manner that will influence public policy debate and have a practical application. The roundtable discussion will discuss optimizing chapter 11 for this purpose.

14. Briefly describe each sponsor's prior history of sponsoring congressional trips:

No previous trips have been sponsored.



15. Briefly describe the educational activities performed by each sponsor (other than sponsoring congressional trips):

The sponsor is a multidisciplinary initiative intended to address topical corporate insolvency issues and influence the public policy debate in a manner that has practical application for investors, practitioners, regulators, and academics. The sponsor offers educational programs regarding the same.

16. Total Expenses for Each Participant:

	Transportation Expenses	Lodging Expenses	Meal Expenses	Other Expenses
<input checked="" type="checkbox"/> Good Faith estimate  <input type="checkbox"/> Actual Amounts	\$375 (roundtrip train fare from Washington, D.C. to New York, New York)	\$0	\$20 (meal provided by the U.S. Federal Bankruptcy Court for the Southern District of New York).	\$0

17. State whether a) the trip involves an event that is arranged or organized *without regard* to congressional participation or b) the trip involves an event that is arranged or organized *specifically with regard* to congressional participation:

The trip involves an event that is arranged or organized without regard to congressional participation.

18. Reason for selecting the location of the event or trip

Convenience for the Bankruptcy Court Judges at the Southern District of New York and the majority of the participants.

19. Name and location of hotel or other lodging facility:

N/A

20. Reason(s) for selecting hotel or other lodging facility:

N/A



21. Describe how the daily expenses for lodging, meals, and other expenses provided to trip participants compares to the maximum per diem rates for official Federal Government travel:

The only expense being covered is for round trip rail. The sponsor is not providing any lodging or meals.

22. Describe the type and class of transportation being provided. Indicate whether coach, business-class or first class transportation will be provided. If first-class fare is being provided, please explain why first-class travel is necessary:

Roundtrip business commercial class train fare from Washington, D.C. to New York, New York.

23. ☒ I represent that the travel expenses that will be paid for or reimbursed to Senate invitees do not include expenditures for recreational activities, alcohol, or entertainment (other than entertainment provided to all attendees as an integral part of the event, as permissible under Senate Rule 35).

24. List any entertainment that will be provided to, paid for, or reimbursed to Senate invitees and explain why the entertainment is an integral part of the event:

None.

25. I hereby *certify* that the information contained herein is true, complete and correct. (For trips involving more than one sponsor, you *must* include a completed signature page for each additional sponsor):

Signature of Travel Sponsor: \_\_\_\_\_

Name and Title: \_\_\_\_\_

Name of Organization: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

E-mail Address: \_\_\_\_\_

**PRIVATE SPONSOR TRAVEL CERTIFICATION FORM**  
**SIGNATURE PAGE FOR ADDITIONAL SPONSOR**  
*(to be completed by each additional sponsor)*

I hereby *certify* that the information contained on pages 1-4 of the certification form and any accompanying addenda, all submitted in connection with the \_\_\_\_\_ trip  
to \_\_\_\_\_ is true, complete, and correct.  
*Dates of Travel (Month Day, Year)*  
*Place of Travel*

Signature of Travel Sponsor: \_\_\_\_\_

Name and Title: \_\_\_\_\_

Name of Organization: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

E-mail Address: \_\_\_\_\_



Attachment Related to Question 2

The roundtable discussion will be a unique opportunity to participate in a collaborative dialogue with approximately thirty thought leaders who represent key components of the restructuring community. The roundtable participants will engage in an iterative discussion to help identify and evaluate the efficiencies and challenges present in complex chapter 11 cases and whether certain improvements to the informal and formal frameworks governing these cases should be considered to better facilitate the efficiencies and address the identified challenges.

Jessica Carter, Counsel, Senator Cornyn

**Katie Jackson, Legislative Assistant, Senator Flake**

Judd Stone, Legislative Assistant, Senator Cruz





**ROUNDTABLE DISCUSSION ITINERARY**

7:50 a.m. — 10:48 a.m.	Train from Washington, D.C. (Union Station) to New York, New York (Penn Station)
10:49 a.m. — 12:00 p.m.	Travel from Penn Station, New York to U.S. Federal Bankruptcy Courthouse for the Southern District of New York located at One Bowling Green, New York, New York
12:00 p.m. — 12:30 p.m.	<b>Lunch</b>  Will be available starting at 12:00 p.m. and during the course of the Roundtable Discussion.
12:30 p.m. — 12:45 p.m.	<b>Welcome and Introduction</b>  Chief Judge Cecelia G. Morris, U.S. Bankruptcy Court, Southern District of New York
12:45 p.m. — 1:25 p.m.	<b>Benefits/Burdens of Existing Complex Chapter 11 Case Practice</b>  <u>Moderator</u> <i>Stephen E. Hessler, Co-Founder, University of Pennsylvania Institute for Restructuring Studies</i>  Particular focus on the following key areas: <ul style="list-style-type: none"><li>• the speed and efficiency of complex chapter 11 cases;</li><li>• the ability to preserve jobs as well as trade/vendor relationships;</li><li>• length and complexity of debtor-in-possession financing and cash collateral proposed orders;</li><li>• potential abuses of litigation in complex chapter 11 cases, including broad utilization of discovery;</li><li>• the increasing frequency of proposed appointments of trustees and examiners in complex chapter 11 cases;</li><li>• the appointment of creditors' and other stakeholders' committees in consensual complex chapter 11 cases; and</li><li>• redundancies created by multiple constituencies asserting similar/identical issues.</li></ul>

**ROUNDTABLE DISCUSSION AGENDA (CONT'D)**

1:25 p.m. — 1:30 p.m.	<b>Brief Break</b>
1:30 p.m. — 2:05 p.m.	<p><b>Participants' Perspectives on Complex Chapter 11 Cases</b></p> <p><u>Moderator:</u>  <i>Judge Shelley C. Chapman, U.S. Bankruptcy Court, Southern District of New York</i></p> <p>Particular focus on the following key constituencies' perspectives:</p> <ul style="list-style-type: none"> <li>• bankruptcy judges;</li> <li>• investment principals;</li> <li>• legal advisors;</li> <li>• financial advisors; and</li> <li>• Congressional staff.</li> </ul> <p>Additional topics for discussion may include the constituents' perspective on industry-specific areas of complex chapter 11 case practice, including the following:</p> <ul style="list-style-type: none"> <li>• cases that involve significant union-related issues;</li> <li>• the evolving role of lenders in complex chapter 11 cases; and</li> <li>• issues that arise in particular industry segments such as energy and retail, or other potentially distressed markets.</li> </ul>
2:05 p.m. — 2:10 p.m.	<b>Brief Break</b>
2:10 p.m. — 2:35 p.m.	<p><b>Potential Reforms That Have Been Proposed During the Course of the Roundtable Discussion</b></p> <p><u>Moderator:</u>  <i>Anthony Grossi, Former Bankruptcy Counsel, Majority Staff, House Judiciary Subcommittee on Regulatory Reform, Antitrust, and Commercial Law</i></p> <p>Discussion whether such reforms should be focused on:</p> <ul style="list-style-type: none"> <li>• the Bankruptcy Code;</li> <li>• the Federal Rules of Bankruptcy Procedures;</li> <li>• Local Court Rules;</li> <li>• Chamber's Standing Orders / Rules; and</li> <li>• traditional and customary complex chapter 11 case practice.</li> </ul> <p>These reforms could focus on the key topics highlighted above, including reforms targeted at DIP/cash collateral orders, litigation abuses, trustee/examiner</p>



**ROUNDTABLE DISCUSSION AGENDA (CONT'D)**

	appointments, stakeholder committees in consensual complex chapter 11 cases, and redundant constituencies.
2:35 p.m. — 2:40 p.m.	<b>Brief Break</b>
2:40 p.m. — 3:00 p.m.	<b>Participants' Views On Any Next Steps or Follow-Up as a Result of the Roundtable Discussion</b>  <i><u>Moderator:</u></i> <i>Judge Robert D. Drain, U.S. Bankruptcy Court, Southern District of New York</i>  Discussion focused on any next steps or follow-up as a result of the Roundtable Discussion.
3:00 p.m. — 4:01 p.m.	Travel from U.S. Federal Bankruptcy Courthouse for the Southern District of New York located at One Bowling Green, New York, New York to Penn Station, New York.
4:02 p.m. — 7:00 p.m.	Train from New York, New York (Penn Station) to Washington, D.C. (Union Station).




UNIVERSITY of PENNSYLVANIA  
INSTITUTE FOR  
Restructuring Studies

Mr. Jerel Wohl  
Director of Fiscal Operations  
University of Pennsylvania Law School  
3501 Sansom Street  
Philadelphia, PA 19104-6204

Dear Ms. Erica Songer:

On behalf of the University of Pennsylvania Institute for Restructuring Studies, we are following-up on our initial invitation emailed on April 4, 2018 to attend the upcoming Roundtable Discussion on May 14, 2018 in New York, New York. As noted in the email invitation, the University of Pennsylvania will cover the expenses of your round trip train fare from Washington, D.C. to New York, New York to participate in the event. Please let us know if you have any questions or comments regarding the event. Thank you.

Best Regards,

  
Jerel Wohl

# Jerel Wohl

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DEBORAH SUE MAYER, CHIEF COUNSEL AND STAFF DIRECTOR  
EMILY GERSHON, CHIEF CLERK

HART SENATE OFFICE BUILDING, ROOM 220  
SECOND AND CONSTITUTION AVENUE, NE  
WASHINGTON, DC 20510-8425

TELEPHONE: (202) 224-2981  
FACSIMILE: (202) 224-7416  
TDD: (202) 228-3752

United States Senate

## SELECT COMMITTEE ON ETHICS

May 9, 2018

Erica Songer  
Committee on the Judiciary  
United States Senate  
Washington, DC 20510

Dear Ms. Songer:

This responds to your recent correspondence concerning an invitation you received to travel to the *Roundtable Discussion on Optimizing Chapter 11*, in New York, New York, on May 14, 2018, sponsored by the University of Pennsylvania Institute for Restructuring Studies (PRI) at the University of Pennsylvania Law School.<sup>1</sup> PRI certified to the Select Committee on Ethics (the Committee) that it will pay the *necessary expenses*<sup>2</sup> related to the travel and that it is neither a lobbyist, nor lobbying firm, nor agent of a foreign principal, and it is not otherwise acting as a representative or agent of a foreign government. However, PRI has certified that it is an organization designated under § 501(c)(3) of the Internal Revenue Code<sup>3</sup> that retains or employs a registered lobbyist and that no registered lobbyist will accompany you at *any point throughout your trip*.<sup>4</sup>

Based on information and materials available to the Committee, and assuming the **actual** travel and travel-related expenses conform to the information and materials you provided, it appears that the proposed payment or reimbursement of necessary expenses for this trip **may be accepted** under relevant Senate Rules and the Committee's *Regulations and Guidelines for Privately-Sponsored Travel*, so long as at the time of the payment or reimbursement, PRI is neither a registered lobbyist nor lobbying firm under the Lobbying Disclosure Act of 1995, nor an agent of a foreign principal under the Foreign Agents Registration Act (and is not otherwise acting as a representative or agent of a foreign government), and provided the travel and all

<sup>1</sup> The event will be held at the United States Bankruptcy Court for the Southern District of New York (U.S. Bankruptcy Court). The U.S. Bankruptcy Court is an entity of the federal government. PRI represented that the U.S. Bankruptcy Court will pay for lunch for all attendees as part of the event. Paragraph 1(c)(16) of Senate Rule 35 (the Gifts Rule) allows Members, officers, and employees of the Senate to accept anything paid for by a federal, state, or local government.

<sup>2</sup> The term “necessary expenses” has a specific definition. See *Select Committee on Ethics’ Regulations and Guidelines for Privately-Sponsored Travel – Glossary of Terms* at 8.

<sup>3</sup> 26 U.S.C. § 501(c)(3).

<sup>4</sup> The term “any point throughout your trip” has a specific definition. See *Select Committee on Ethics’ Regulations and Guidelines for Privately-Sponsored Travel – Glossary of Terms* at 2.

required documents are disclosed to the Secretary of the Senate in accordance with the provisions of Senate Rules 34 and 35.

Under Senate Rule 35, Senate staff must receive advance authorization signed by the Member or officer under whose direct supervision the individual works in order to accept payment or reimbursement for necessary expenses related to fact-finding travel. Further, such authorization and expenses must be disclosed to the Secretary of the Senate by filing the completed *Employee Pre-Travel Authorization* and the *Employee Post-Travel Disclosure of Travel Expenses* (Form RE-1 and Form RE-2), along with a copy of the *Private Sponsor Travel Certification Form*, and all relevant attachments (e.g., the private sponsor's invitation and itinerary) **within 30 days of the conclusion of Privately-Sponsored Travel.**

Finally, Senate Rule 34 requires a reporting individual,<sup>5</sup> on his or her Financial Disclosure Report, to make an annual disclosure of the receipt of payments or reimbursements under Senate Rule 35 from a private sponsor for officially-related travel expenses where, in the aggregate, travel expenses exceed \$390 from that sponsor during a calendar year. However, if a Member, officer, or employee properly reports the receipt of necessary expenses for such travel to the Secretary of the Senate within 30 days of the travel, as discussed above, the travel expenses need not be disclosed a second time on their Financial Disclosure Report.

I hope you find this information helpful. If you have any additional questions, please do not hesitate to contact the Committee.

Sincerely,



Deborah Sue Mayer  
Chief Counsel and Staff Director

Enclosure: Travel Checklist

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<sup>5</sup> A reporting individual is someone whose salary equals or exceeds 120% of the basic rate of pay for GS-15 (\$126,148 for CY 2018) or is a political fund designee and is required to file Financial Disclosure Reports.



**ROUNDTABLE DISCUSSION ITINERARY**

7:50 a.m. — 10:48 a.m.	Train from Washington, D.C. (Union Station) to New York, New York (Penn Station)
10:49 a.m. — 12:00 p.m.	Travel from Penn Station, New York to U.S. Federal Bankruptcy Courthouse for the Southern District of New York located at One Bowling Green, New York, New York
12:00 p.m. — 12:30 p.m.	<p><b>Lunch</b></p> <p>Will be available starting at 12:00 p.m. and during the course of the Roundtable Discussion.</p>
12:30 p.m. — 12:45 p.m.	<p><b>Welcome and Introduction</b></p> <p>Chief Judge Cecelia G. Morris, U.S. Bankruptcy Court, Southern District of New York</p>
12:45 p.m. — 1:25 p.m.	<p><b>Benefits/Burdens of Existing Complex Chapter 11 Case Practice</b></p> <p><u>Moderator</u> <i>Stephen E. Hessler, Co-Founder, University of Pennsylvania Institute for Restructuring Studies</i></p> <p>Particular focus on the following key areas:</p> <ul style="list-style-type: none"> <li>• the speed and efficiency of complex chapter 11 cases;</li> <li>• the ability to preserve jobs as well as trade/vendor relationships;</li> <li>• length and complexity of debtor-in-possession financing and cash collateral proposed orders;</li> <li>• potential abuses of litigation in complex chapter 11 cases, including broad utilization of discovery;</li> <li>• the increasing frequency of proposed appointments of trustees and examiners in complex chapter 11 cases;</li> <li>• the appointment of creditors' and other stakeholders' committees in consensual complex chapter 11 cases; and</li> <li>• redundancies created by multiple constituencies asserting similar/identical issues.</li> </ul>



## ROUNDTABLE DISCUSSION AGENDA (CONT'D)

1:30 p.m. — 2:05 p.m.	<p><b>Participants' Perspectives on Complex Chapter 11 Cases</b></p> <p><u>Moderator:</u>  <i>Judge Shelley C. Chapman, U.S. Bankruptcy Court, Southern District of New York</i></p> <p>Particular focus on the following key constituencies' perspectives:</p> <ul style="list-style-type: none"> <li>• bankruptcy judges;</li> <li>• investment principals;</li> <li>• legal advisors;</li> <li>• financial advisors; and</li> <li>• Congressional staff.</li> </ul> <p>Additional topics for discussion may include the constituents' perspective on industry-specific areas of complex chapter 11 case practice, including the following:</p> <ul style="list-style-type: none"> <li>• cases that involve significant union-related issues;</li> <li>• the evolving role of lenders in complex chapter 11 cases; and</li> <li>• issues that arise in particular industry segments such as energy and retail, or other potentially distressed markets.</li> </ul>
2:10 p.m. — 2:35 p.m.	<p><b>Potential Reforms That Have Been Proposed During the Course of the Roundtable Discussion</b></p> <p><u>Moderator:</u>  <i>Anthony Grossi, Former Bankruptcy Counsel, Majority Staff, House Judiciary Subcommittee on Regulatory Reform, Antitrust, and Commercial Law</i></p> <p>Discussion whether such reforms should be focused on:</p> <ul style="list-style-type: none"> <li>• the Bankruptcy Code;</li> <li>• the Federal Rules of Bankruptcy Procedures;</li> <li>• Local Court Rules;</li> <li>• Chamber's Standing Orders / Rules; and</li> <li>• traditional and customary complex chapter 11 case practice.</li> </ul> <p>These reforms could focus on the key topics highlighted above, including reforms targeted at DIP/cash collateral orders, litigation abuses, trustee/examiner appointments, stakeholder committees in consensual complex chapter 11 cases, and redundant constituencies.</p>

**ROUNDTABLE DISCUSSION AGENDA (CONT'D)**

2:40 p.m. — 3:00 p.m.	<p><b>Participants' Views On Any Next Steps or Follow-Up as a Result of the Roundtable Discussion</b></p> <p><i>Moderator:</i> <i>Judge Robert D. Drain, U.S. Bankruptcy Court, Southern District of New York</i></p> <p>Discussion focused on any next steps or follow-up as a result of the Roundtable Discussion.</p>
3:00 p.m. — 4:01 p.m.	<p>Travel from U.S. Federal Bankruptcy Courthouse for the Southern District of New York located at One Bowling Green, New York, New York to Penn Station, New York.</p>
4:02 p.m. — 7:00 p.m.	<p>Train from New York, New York (Penn Station) to Washington, D.C. (Union Station).</p>

2025 RELEASE UNDER E.O. 14176

**Songer, Erica (Judiciary-Dem)**

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**From:** Grossi, Anthony R. <anthony.grossi@kirkland.com>  
**Sent:** Wednesday, April 04, 2018 1:42 PM  
**To:** Daniel.Flores@mail.house.gov; Carter, Jessica (Judiciary-Rep); Dattilo, Ryan (Judiciary-Rep); Tyler.Grimm@mail.house.gov; Jackson, Katie (Judiciary-Rep); Susan.Jensen@mail.house.gov; Judd.Smith@mail.house.gov; Songer, Erica (Judiciary-Dem); Stone, Judd (Judiciary-Rep)  
**Cc:** Hessler, Stephen E.  
**Subject:** Penn Restructuring Institute - Invitation to Join Select Roundtable Discussion in New York City  
**Attachments:** PRI Chapter 11 Roundtable Invite\_(52928644\_3).PDF; Senate Ethics Travel\_RE1\_Employee Pre-Travel Authorization Form.pdf; House Ethics Committee\_Employee Post-Travel Disclosure.pdf; House Sponsor Form.pdf; Senate Sponsor Form.pdf

All,

On behalf of the Penn Restructuring Institute, we would like to extend the attached invitation.

Given that the roundtable discussion will take place in New York City, the Penn Restructuring Institute would like to offer to purchase Acela train tickets on your behalf for the trip. To that end, we have attached the requisite ethics forms. The sponsor forms are attached that you would include with your traveler form (also attached) and submit to the relevant Ethics Committee. As you likely know, the Ethics Committee prefers that forms are submitted at least 30 days in advance of the event, which is **Friday, April 13**.

The contact whom will purchase the train tickets on your behalf is Jerel Wohl, and his contact information is below as well as the information he needs in order to book your ticket.

We think this is an exciting event and would welcome your participation. Please do not hesitate to reach out with any questions and hope that you each can make it.

If you could, please RSVP when you can so that we can ensure sufficient food for lunch as well. Thank you.

Best Regards,

Anthony

**Acela / Amtrak Ticket Information** -- please email Jerel Wohl at [jerelw@law.upenn.edu](mailto:jerelw@law.upenn.edu) with the details below.

Passenger name:

Passenger email:

Departure Date:

Departure Station:

Arrival Station:

Return Date:

Reserved Coach Seat Departure Time:

Reserved Coach Seat Train Number (i.e. -169 Northeast Regional):

Reserved Coach Seat Arrival Time:





UNIVERSITY of PENNSYLVANIA  
INSTITUTE FOR  
Restructuring Studies

PLEASE JOIN US FOR A ROUNDTABLE DISCUSSION ON  
**Optimizing Chapter 11**

The roundtable discussion will be a unique opportunity to participate in a collaborative dialogue with approximately thirty thought leaders who represent key components of the restructuring community. The roundtable participants will engage in an iterative discussion to help identify and evaluate the efficiencies and challenges present in complex chapter 11 cases and whether certain improvements to the informal and formal frameworks governing these cases should be considered to better facilitate the efficiencies and address the identified challenges.

Monday, May 14, 2018  
12:30 p.m. – 3:00 p.m.

United States Bankruptcy Court  
Southern District of New York  
One Bowling Green  
Room 608  
New York, NY 10004

**Invited Participants/Discussants**

- U.S. Bankruptcy Court for the Southern District of New York Judges and Clerks
- U.S. Congress Legislative Staff
- Distressed Investment Principals
- Restructuring Counsel
- Restructuring Financial Advisors
- Bankruptcy Academics

The Penn Restructuring Institute is a multidisciplinary initiative intended to address topical corporate insolvency issues and influence the public policy debate in a manner that has practical application for investors, practitioners, regulators, and academics.

PLEASE

BY APRIL 14

## PRIVATE SPONSOR TRAVEL CERTIFICATION FORM

This form must be completed by any private entity offering to provide travel or reimbursement for travel to Senate Members, officers, or employees (Senate Rule 35, clause 2). Each sponsor of a fact-finding trip must sign the completed form. The trip sponsor(s) must provide a copy of the completed form to each invited Senate traveler, who will then forward it to the Ethics Committee with any other required materials. The trip sponsor(s) should NOT submit the form directly to the Ethics Committee. Please consult the accompanying instructions for more detailed definitions and other key information.

The Senate Member, officer, or employee **MUST** also provide a copy of this form, along with the appropriate travel authorization and reimbursement form, to the Office of Public Records (OPR), Room 232 of the Hart Building, within thirty (30) days after the travel is completed.

1. Sponsor(s) of the trip (please list all sponsors): The University of Pennsylvania Institute for Restructuring Studies
2. Description of the trip: One day trip to New York City to attend a roundtable discussion held at the Bankruptcy Court for the Southern District of New York regarding chapter 11 practice.
3. Dates of travel: May 14, 2018
4. Place of travel: New York, NY
5. Name and title of Senate invitees: See attached.
6. I certify that the trip fits one of the following categories:
  - ☒ (A) The sponsor(s) are not registered lobbyists or agents of a foreign principal and do not retain or employ registered lobbyists or agents of a foreign principal and no lobbyist or agents of a foreign principal will accompany the Member, officer, or employee at any point throughout the trip.
  - ~~OR~~
  - ☐ (B) The sponsor or sponsors are not registered lobbyists or agents of a foreign principal, but retain or employ one or more registered lobbyists or agents of a foreign principal and the trip meets the requirements of Senate Rule 35.2(a)(2)(A)(i) or (ii) (see question 9).
7. ☒ I certify that the trip will not be financed in any part by a registered lobbyist or agent of a foreign principal.
  - ~~AND~~
  - ☒ I certify that the sponsor or sponsors will not accept funds or in-kind contributions earmarked directly or indirectly for the purpose of financing this specific trip from a registered lobbyist or agent of a foreign principal or from a private entity that retains or employs one or more registered lobbyists or agents of a foreign principal.
8. I certify that:
  - ☒ The trip will not in any part be planned, organized, requested, or arranged by a registered lobbyist or agent of a foreign principal except for *de minimis* lobbyist involvement.
  - ~~AND~~
  - ☒ The traveler will not be accompanied on the trip by a registered lobbyist or agent of a foreign principal except as provided for by Committee regulations relating to lobbyist accompaniment (see question 9).



15. Briefly describe the educational activities performed by each sponsor (other than sponsoring congressional trips):

The sponsor holds symposiums and authors articles on restructuring/bankruptcy topics.

16. Total Expenses for Each Participant:

	Transportation Expenses	Lodging Expenses	Meal Expenses	Other Expenses
<input checked="" type="checkbox"/> Good Faith estimate	\$375	N/A	N/A	N/A
<input type="checkbox"/> Actual Amounts				

17. State whether a) the trip involves an event that is arranged or organized *without regard* to congressional participation or b) the trip involves an event that is arranged or organized *specifically with regard* to congressional participation:

The trip involves an event that is arranged or organized without regard to congressional participation, but to which congressional participation would be helpful.

18. Reason for selecting the location of the event or trip

Convenience for the Bankruptcy Court Judges at the SDNY, and majority of participants.

19. Name and location of hotel or other lodging facility:

N/A

20. Reason(s) for selecting hotel or other lodging facility:

N/A



**PRIVATE SPONSOR TRAVEL CERTIFICATION FORM**  
**SIGNATURE PAGE FOR ADDITIONAL SPONSOR**  
*(to be completed by each additional sponsor)*

I hereby *certify* that the information contained on pages 1-4 of the certification form and any accompanying addenda, all submitted in connection with the May 14, 2018 trip  
to Southern District of New York *Place of Travel* is true, complete, and correct. *Dates of Travel (Month Day, Year)*

Signature of Travel Sponsor: 

Name and Title: Jerel Wohl, Director of Fiscal Operations

Name of Organization: University of Pennsylvania Law School

Address: 3501 Sansom Street, Philadelphia, PA 19104-6204

Telephone Number: 215-573-3647

Fax Number: 215-746-8266

E-mail Address: jerelw@law.upenn.edu

## Senate Staff Invitation List

# Jessica Carter

# Ryan Dattilo

## Katie Jackson

## Erica Songer

# Judd Stone

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