

TABLE OF CONTENTS

PART I

COMMERCIAL BANKRUPTCY

	Page
Dedication of the 2016 Edition of the Norton Annual Survey of Bankruptcy Law to Judge William L. Norton, Jr. (1922-2016)	1
The Issue is Moot. Or is it? Rethinking the Application of Equitable Mootness to Bankruptcy Appeals	7
<i>Dennis J. Connolly and Sage M. Sigler</i>	
The Emerging Law on the Allowability of Make Whole Premiums in Bankruptcy	51
<i>Geraldine E. Ponto and Ferve Ozturk</i>	
Recent Developments—Riverboat Casinos and Tribal Sovereignty Issues in Gaming Bankruptcy Cases.....	71
<i>Rudy J. Cerone and Mark J. Chaney, III</i>	
Confirming a Plan of Reorganization for a Nonprofit Debtor	89
<i>Evan C. Hollander and Scott K. Brown</i>	
Cannily Employing a Strict Construction of the Inclusion in Administrative Expenses	121
<i>Alec P. Ostrow</i>	
When Can a Bondholder Insist on Prompt Payment of Principal or Interest: Recent Developments under the Trust Indenture Act	143
<i>Richard L. Epling and Dina E. Yavich</i>	
Impairment of Pension Plans in Chapter 9 Reorganizations: The <i>City of Stockton</i> Confirmation Decision	175
<i>Kenneth Pasquale and Jason Pierce</i>	
<i>Caulkett</i> and its Impact in a Bankruptcy Sale	197
<i>Matthew Ward and Ericka Johnson</i>	

NORTON ANNUAL SURVEY OF BANKRUPTCY LAW, 2016 EDITION

Headed Through The Boomerang Tube: Professional Compensation After Asarco.....	219
<i>Raff Ferraioli and Steven Golden</i>	

PART II
CONSUMER BANKRUPTCY

	Page
Recovery of the Payment of Tuition as a Fraudulent Transfer: The Struggle to Quantify an Economic Benefit ...	229
<i>Jeana K. Reinbold</i>	
Bringing Bankruptcy Back: Reconciling the Bankruptcy Code and the Fair Debt Collection Practices Act.....	247
<i>Sean Peter Doran</i>	

PART III
RECENT DEVELOPMENTS

	Page
Abstention Recent Developments	279
<i>Michael M. Mazek</i>	
Sections 327 through 330: Recent Developments in the Law of Employment and Compensation of Bankruptcy Professionals	299
Recent Developments in Adequate Protection Under Section 361	301
<i>Andrew Zatz and Steven C. Krause</i>	
Section 362 — Automatic Stay Recent Developments	331
<i>Robert M. Charles, Jr.</i>	
Sections 363 and 364—Use, Sale, or Lease of Property and Obtaining Credit	375
<i>Bruce Grohsgal and Peter J. Keane</i>	
Section 365—Assumption and Rejection of Executory Contracts and Unexpired Leases.....	443
<i>Julie Kaplan Zurn and Alanna S. Welling-Arnold</i>	
Sections 501 and 502—The Claims Allowance Process.....	475
<i>Robert D. Argen, Christopher Gresh, and James Sullivan</i>	
Recent Developments in Section 503 — Administrative Expenses and Key Employee Incentive, Retention, and Severance Plans.....	507
<i>Paul R. Hage and Patrick R. Mohan</i>	

TABLE OF CONTENTS

Recent Developments in Section 507 — Priorities	559
<i>Michael T. Driscoll</i>	
Recent Developments in the Non-Dischargeability of Debt under Bankruptcy Code Section 523(a): Fraudulent (but not Deceptive) Transfers and Bar Exam Loans	585
<i>Nicholas W. Quesenberry</i>	
Recent Developments in the Case Law of Section 524	605
<i>William Hao, Alessandra Backus, and Tom Clinkscales</i>	
Section 525—The Anti-Discrimination Provision.....	619
<i>Jeanette E. McPherson</i>	
Recent Developments in Section 541 — Property of the Estate	627
<i>Ji Hun Kim and Sudeep Paul</i>	
Sections 542 and 543—Turnover of Property of the Estate .	635
<i>Bruce Grohsgal and Gregory J. Flasser</i>	
Section 547: Preferences	679
<i>Henry Jaffe, John H. Schanne, II and Lesley S. Welwarth</i>	
Section 553—Setoff	711
<i>Harold D. Israel and Sean P. Williams</i>	
Recent Developments in Chapter 7	725
<i>Gabrielle Palmer</i>	
Recent Developments in Chapter 11.....	741
<i>Jennifer B. Lyday and Jason H. Watson</i>	
2015 Developments in Chapter 15 Jurisprudence	771
<i>Honorable James L. Garrity, Jr. and Susan Power Johnston</i>	
Recent Developments in Bankruptcy Jurisdiction, Appeals, and Related Topics	787
<i>Martin E. Beeler</i>	
Intellectual Property and Technology Issues in Distressed Situations —2015 Year in Review	859
<i>John G. Loughnane</i>	

NORTON ANNUAL SURVEY OF BANKRUPTCY LAW, 2016 EDITION

Recent Developments in the Law Regarding Bankruptcy Crimes	879
<i>Daniel J. Morse</i>	

PART IV

JUDGE WILLIAM L. NORTON, JR. JUDICIAL EXCELLENCE AWARD

	Page
History of the Judge William L. Norton, Jr. Judicial Excellence Award	887
Introductory Remarks on the Occasion of the Presentation of the 2015 Judge William L. Norton, Jr. Judicial Excellence Award	889
Acceptance of Award by Judge A. Jay Cristol	893

PART V

THE AMERICAN COLLEGE OF BANKRUPTCY

	Page
Proceedings of the American College of Bankruptcy.....	895
American College of Bankruptcy Induction of the Class of 2016	899
Bibliography of Annual Survey Articles.....	931

Table of Cases

Index