

Zack A. Clement, PLLC

FINANCIAL RESTRUCTURE FOR BUSINESSES AND GOVERNMENTS

Six Memoranda About Subjects Important to a Preliminary Assessment

1. Adequate Protection: *What the US Supreme Court has Said About Adequate Protection.*
2. Fair and equitable treatment: *What the US Supreme Court has Said about Fair and Equitable.*
3. Fiduciary duty: *Who do you serve in the Zone of Insolvency?*
4. Moving a case promptly and efficiently: *Congress Codified Katchen and the Fifth Circuit has Followed It.*
5. De facto Plans: *De Facto Plans, Texas Procedures for Complex Cases, and Releases.*
6. Release and Exculpation: *Talen Energy: Settlements, Releases and Exculpations*