

**DRAFTING COMMITTEE TO REVISE
UNIFORM COMMERCIAL CODE ARTICLE 9**

TENTATIVE AGENDA

March 7 - 9, 1997
Washington, DC

William M. Burke, Chair
Steven L. Harris and Charles W. Mooney, Jr., Reporters

[An asterisk (*) indicates materials that are being distributed with this Agenda. Section references are to the February, 1997, Draft.]

- I. Report of the Chair (Burke).
- II. Report of the Reporters (Harris and Mooney).
- III. Report of the Task Force on Bankruptcy Related Matters (E. Smith).
- IV. Report on Filing Reform (Sigman and Pierce).
- V. Report on International Developments (Cohen, Mooney, E. Smith, Winship).

Materials: *Report of U.S. Delegation to UNCITRAL, dated December 30, 1996, regarding receivables financing.

*Memorandum dated February 10, 1997, from U.S. Delegation to UNCITRAL, regarding receivables financing.

- VI. Report of the Subcommittee on Consumer Transactions (Benfield, Cohen, Kittleson, and Stern).

Materials: Report of the Subcommittee [to be distributed].

*Letter dated January 15, 1997, from Edward J. Heiser, Jr., with attachments (proposed amendments).

*Letter dated January 10, 1997, from Gail Hillebrand.

- VII. Priority Rules for Certain Receivables (see §§ 9-326, 9-327, 9-328).

Materials: *Letter dated December 18, 1996, from George A. Hisert.

*Letter dated February 3, 1997, from Donald J. Rapson, with attachment (Discussion Problem).

*Letter dated February 10, 1997, from Earl F. Leites, with attachment (draft amendment).

- VIII. Waiver by Non-consumer Obligor of Rights and Duties Under Part 6 (see § 9-602(b)).

Materials: *Memorandum dated January 30, 1997, from Richard E. Cherin.

*Memorandum dated February 15, 1997, from Professor Neil B. Cohen

- IX. Priority Contest Between Secured Inventory Financer and Secured Party that Holds Negotiable Document by Due Negotiation (see § 9-328).

Materials: *Memorandum dated February 16, 1997, from Professor Drew Kershen.

*Memorandum dated February 18, 1997, from Professor John Dolan.

- X. Miscellaneous Filing-Related Issues.

Materials: *Letter dated February 19, 1997, from Lisa Laquidara (MBIA Insurance Corporation).

*Letter dated February 19, 1997, from James A. Brodsky and Cynthia L. Gilman (Manufactured Housing Association).

[Note: The Reporters hope to have a discussion outline to distribute at the meeting.]

- XI. Production money security interest priority. See §§ 9-105, 9-321.

XII. Reports on the Revision of Articles 2 (Speidel), 2A (Benfield), and 2B (Weise).

Materials: *Memorandum regarding Revised Article 2 (undated), prepared by Professor Richard Speidel.

XIII. Issues Related to Commerce in Cyberspace.

Materials: Report of Working Group on Secured Transactions, Committee on the Law of Commerce in Cyberspace, ABA Section of Business Law [to be distributed].

XIV. Review of February, 1997, Draft (selected issues and provisions).

Materials: *February, 1997, Draft

Low-price foreclosure dispositions and deficiency calculations. See Reporters' Prefatory Notes to Part 6; §§ 9-610, 9-614, 9-624, 9-625 (Alternative A).

Materials: *Memorandum dated November 4, 1996, from Donald J. Rapson.

Accessions and commingled goods. See §§ 9-332, 9-333.

Non-agricultural statutory liens; agricultural liens. See §§ 9-102(3), (5), (27), (35), (41), 9-112, 9-302, 9-308, 9-309, 9-313, 9-314, 9-319, 9-319A, 9-335, 9-402, 9-508, 9-516, 9-601.

Commercial tort claims as original collateral. See §§ 9-102(6), 9-111, 9-113, 9-204.

Priority rule for filed but unattached security interests and lien creditors See § 9-315.

Choice of law. See §§ 9-102(40), 9-301, 9-307.

New signature requirements. See §§ 9-208, 9-209, 9-311, 9-321, 9-322, 9-331, 9-404, 9-608, 9-610, 9-611, 9-614, 9-617, 9-619.

Description of collateral. See § 9-111.

Assignees and account debtors. See §§ 9-403, 9-404.

Definition of "depository institution." See § 9-102(13).

Definition of equipment. See § 9-106.

Transfers by governmental entities. See §9-102(22), 9-113.

Release of control over collateral. See § 9-208.

Accountings, lists of collateral, statements of account. See § 9-209.

Automatic perfection. See §§ 9-308A, 9-309.

Future advances. § 9-320.

Assignments of general intangibles. See § 9-406.

Authorization of filing. See § 9-508.

Termination of financing statement based on objection. See § 9-519.

Filing office maintenance of records and communication of information contained n records. See § 9-520.

"Open drawer" policy filing office for records. See § 9-522, 9-523.

Consolidation of statutory damages and remedies. See § 9-624.

XV. Future Meetings.

XVI. Adjournment (by 12:00 noon, February 9, 1997).