JOINT REVIEW COMMITTEE ON
UNIFORM COMMERCIAL CODE ARTICLE 9

TENTATIVE AGENDA

March 26-28, 2010
New Orleans, Louisiana

Edwin E. Smith, Chair
Steven L. Harris, Reporter

[References to “IL” are to the Article 9 Review Committee’s Issues List]
[Materials marked with an asterisk (*) were distributed previously]

I. Report from the Chair (Smith).

II. Report from the Reporter (Harris).

III. Changes from previous draft, other than issues concerning filing.

A. Control of a deposit account through another person having control (Draft § 9-104(a)(4), § 9-607(a)). Should the statute require that an acknowledgment in § 9-104(a)(4) be contained in an authenticated record? Cf. § 9-104(a)(2).

B. Deletion of Example 9A and the related text of Comment 5 to Draft § 9-316.

C. Considerations in determining the relationship of other law to the notification requirements of Article 9, part 5 (§ 9-611, Comment 10).

D. Transition provisions (Part 8). (These have been marked to show changes from the transition provisions in Part 7.)

E. Other changes. (A list of significant changes is found in the Reporter’s Prefatory Note to the draft.)

IV. Possible deletion of Draft § 9-316(h) and (i) and related provisions making a filing in one state effective as to collateral acquired after the debtor’s relocation to another state.

V. Filing (discussion of filing issues to begin on Saturday morning, March 27, 2010).

A. Wrongfully filed records.

1. Affidavit of a debtor who initiates a termination statement (Draft § 9-513A). Is an amendment to § 9-510 needed to accommodate a termination statement filed under § 9-513A?
2. Information statement (Draft § 9-518, § 9-516).

B. Revised official forms.

C. Name of debtor that is a registered organization (Draft § 9-503). Is subsection (f) sufficiently clear?

D. Name of debtor with respect to property held in trust (Draft § 9-503).

E. Name of debtor with respect to property held in a decedent’s estate (Draft § 9-503; Memorandum from Messrs. Burton and Henning dated March 22, 2010).

F. Name of a debtor who is an individual (Draft § 9-503, § 9-507, § 9-506). Applicability of individual-debtor-name rules to individuals named in mortgages that are effective as fixture filings (§ 9-502(c)) and to individuals comprising a nameless debtor (§ 9-504(a)(5)(B)).

G. Duties of filing office with respect to publication of regulations, search logic, etc. and establishment of electronic filing.

VI. Pre-annual-meeting work.

VII. Adjournment (by 11:00 a.m., March 28, 2010).