

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

TENTATIVE AGENDA

February 6-8, 1998
Rosemont, IL

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 January, 1998, Draft.]

- I. Report of the Chair (Burke).
- II. Report of the Reporters (Harris and Mooney).
- III. Report of the Consumer Issues Subcommittee (Benfield).
- IV. Investment property.
 - A. Collateral description (§ 9-111(d)).
 - B. Delivery (§§ 9-203(b), 9-311).
 - C. “Repledge (§ 9-207).
 - D. Governing law (§§ 9-305, 8-110).
 - E. Automatic perfection (§ 9-308A).
 - F. Conflicting control-perfected security interests (§ 9-324(3)).
 - G. Effect of Article 8 protections (§ 9-328(b)).
 - H. Notice of disposition (§ 9-611).
 - I. Entitlement holder (§ 8-102, Comment 7).
 - J. Control (§ 8-106).
 - K. Rights of purchaser (§ 8-302).
 - L. Adverse claims (§ 8-502, Comment 3).
- V. Software financing/Article 2B-Article 9 interface; § 9-406.
 - Materials: * 1/12/98 Memorandum from Mr. Weise (with 2 appendices).
- VI. Electronic chattel paper.

- A. Definitions (§ 9-102(7), (33), (54)).
 - B. Perfection (§§ 9-110A, 9-311, 9-312).
 - C. Priority (§ 9-327).
- VII. Priority in proceeds and support obligations.
- Materials: * 12/23/97 Memorandum from the reporters.
- VIII. Agricultural finance.
- A. Definitions (§§ 9-102(a)(3), (23), 9-106).
 - B. Agricultural liens: governing law (§ 9-302), proceeds (§ 9-313(c)), time of default (§ 9-606).
 - C. PrMSI priority (§§ 9-104A, 9-320A).
 - D. Livestock PMSI (§ 9-322, Comment 5).
 - E. Relationship to § 9-330.
- IX. Perfection by possession: mortgage warehouse lender issues (§ 9-311).
- Materials: * 11/13/97 letter from Carolyn Eskridge.
- X. Filing issues.
- A. Response to search requests (§ 9-523(b)).
 - B. Additional topics to be determined.
- XI. Consumer issues.
- A. Partial strict foreclosure (§ 9-618).
 - B. Calculation of statutory damages (§ 9-624(d)).
 - C. Additional topics to be determined.
- XII. Discharge of real property mortgage notes.
- Materials: * 12/2/97 Memorandum from Prof. Miller.
* 1/5/98 Memorandum from Prof. Miller (with 3 exhibits).
- XIII. Scope.
- A. Sales of instruments.

- B. Healthcare receivables (§ 9-112(d)(8)).
- XIV. Article 1-Article 9 interface.
- XV. Enforcement.
 - A. Comment re: “low price dispositions (§ 9-614, comment 6).
 - B. Applicability of §§ 9-209 and 9-624(g) to secondary obligors.
- XVI. Priority in instruments (§ 9-328, Comment x; § 9-327(d)).
- XVII. Consignments: proceeds of disposition (§§ 9-601, Comment 6; 9-614).
- XVIII. Transition rules.
- XIX. Beneficial interests in trusts: perfection (§ 9-308A(10)).
- XX. Review of January, 1998 Draft (selected issues and provisions).
- XXI. Post-assignment duties of secured party (§ 9-616).
- XXII. Adjournment (by 12:00 noon, February 8, 1998).