

THE ARKANSAS LAW REVIEW

Presents

A SYMPOSIUM ON THE MORTGAGE FORECLOSURE CRISIS



Friday, November 9, 2012 9:00 a.m. - 5:00 p.m.

University of Arkansas
School of Law
Leflar Law Center
EJ Ball Courtroom
Fayetteville, Arkansas 72701*

*Live stream at Bowen School of Law Courtroom

http://law.uark.edu/symposium2012 Pre-register at: ArkansasLawReviewSymposium@gmail.com

University of Arkansas School of Law Leflar Law Center 107 Waterman Hall Fayetteville, Arkansas 72701

FORECLOSURE NOTICE:

A Symposium on the Mortgage-Foreclosure Crisis

Opening Remarks

9:00 a.m. - 10:00 a.m.

Professor Bill Breetz is a Connecticut Commissioner to the National Conference of Commissioners on Uniform State Laws, a member of the Joint Editorial Board on Real Property Acts of the Uniform Laws Conference, and a member of the American College of Real Estate Lawyers. He is the former President and Executive Director of the Connecticut Urban Legal Initiative (CULI). Breetz also served as a Reporter of the Uniform Laws Conference for the Uniform Condominium Act and the Uniform Common Interest Ownership Act (UCIOA).

First Panel—Systemic Effects of the Mortgage Foreclosure Crisis

Moderated by Professor Dale Whitman 10:00 a.m. – 12:00 p.m.

Professor Lynn Foster - Current aspects of Arkansas foreclosures, specifically its nonjudicial foreclosure statute and attacks on it; current case laws on robosigning.

Professor Debra Stark - Cognitive and psychological phenomena of homeowners in the mortgage foreclosure crisis, including the effectiveness of disclosure forms.

Professor Kurt Eggert - How the negotiability of notes and securitization may have added to the foreclosure crisis and proposals to fix this problem.

April Charney - The systemic chain of title problems and fraud issues, and the subsequent consequences to homeowners, communities, and pensions.

Fred Burnside - Commentator

Second Panel—Looking Forward: Lessons Learned from the Mortgage Foreclosure Crisis Moderated by Professor Lynn Foster 2:00 p.m. – 4:00 p.m.

Bill Beckman - President and CEO of Mortgage Electronic Registration Systems, Inc. (MERS) will discuss MERS Works: Our Value, Industry Standing and Media Myths.

Professor Dale Whitman - The Uncomfortable Intersection of Negotiable Notes and Nonjudicial Foreclosure.

Tom Cox - Discussion of whether a mere holder of a negotiable note secured by a mortgage can foreclose

that mortgage, or whether Article 9 of the UCC, and perhaps common law, permit only a party who is also the owner of that note to foreclose.

Heather Kulp - Mortgage foreclosure dispute resolution (mediation).

Professor Grant Nelson - Proposal for future Congressional action to remedy strategic defaults.

Professor Bruce Kramer - Commentator

FIVE HOURS CLE APPROVED*

- 1 hour for Professor Bill Breetz's opening talk on the mortgage foreclosure crisis
- 2 hours for panel on the Systemic Effects of the Mortgage Foreclosure Crisis
- 2 hours for afternoon panel on Looking Forward: Lessons Learned from the Mortgage Foreclosure Crisis
- *Attending the live stream at Bowen School of Law Courtroom in Little Rock is also CLE-approved.