

## News, Events & Publications

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### Publications

#### I. Publisher/ Permanent Authorship

- Editorial board member of International Corporate Rescue (ICR)
- Permanent author for the juris PraxisReport Insolvency Law (jurisPR-InsR)

#### II. Compendium

- Author, "Comments on sec. 335-359 InsO and on art. 102, 102a, 103, 104, 107-110 EGInsO," Kayser/Thole, Heidelberger Kommentar zur Insolvenzordnung, C.F. Müller Press, 10<sup>th</sup> edition 2020
- Co-author, "Restructuring Law, Introduction to the Directive of the European Commission regarding preventive restructuring frameworks," C.H. Beck Press, 2019
- Author, "Comments on sec. 335-359 InsO and on art. 102, 102a, 103, 104, 107-110 EGInsO," Kayser/Thole, Heidelberger Kommentar zur Insolvenzordnung, C.F. Müller Press, 9<sup>th</sup> edition 2018)

#### III. Monographies

- Author, "The reception of the English Scheme of Arrangement in Germany," university dissertation, restructuring papers, volume 5, Nomos Press Baden-Baden, January 2014  
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- Author, "The purpose of the strict nature of the law on stock companies, pursuant to sec. 23 para 5 of the Public Companies Act for listed companies," Grin Verlag (e-fellow.net stipendiaten-wissen), October 2011

## IV. Articles

- Author, "Partial prolongation of the suspension of the duty of directors to file for insolvency in case of over-indebtedness," *Betriebs-Berater (BB)*, BB-Standpunkt Online, 8.9.2020
- Author, "The German COVID-19 Insolvency Suspension Act (COVInsAG)," *International Corporate Rescue (ICR)* 17.2.2020, 168
- Co-author (N. Lütcke and C. Holzmann), "The COVID-19-Insolvency-Suspension Act (COVInsAG)," *Betriebs-Berater (BB)* 2020, 898
- Co-Author (A. Witfeld), "New Legal Provisions Regarding Tax Exemption of Restructuring Profits in Germany: A Step in the Right Direction!," *International Corporate Rescue (ICR)* 16.4.2019, 223
- Co-author (C. Lange), "Greetings from Brussels: The final draft of the restructuring directive!," *Betriebs-Berater (BB)* 2019, 514
- Author, "The new Art. 102c EGIInsO," *Zeitschrift für das gesamte Insolvenzrecht (ZInsO)* 2017, 1861
- Co-author (M. Jawansky), "The New German Insolvency Law for Groups of Companies – Blessing or curse?," *Betriebs-Berater (BB)* Die erste Seite 2017, Nr. 23
- Co-author (M. Jawansky), "New Insolvency Law for Groups of Companies in Germany," *International Corporate Rescue (ICR)* 14.4.2017, 240
- Co-author (S. Sax), "New German Insolvency Claw-back Rules," *International Corporate Rescue (ICR)* 14.4.2017, 279
- Co-author (S. Sax), "The Recognition of an English Scheme of Arrangement in Germany Post Brexit," *Zeitschrift für Wirtschaftsrecht (ZIP)* 2017, 601
- Co-author (S. Sax), "The new claw-back rules are coming soon," *Betriebs-Berater (BB)* Die erste Seite 2017, Nr. 10
- Co-author (S. Sax und J. Ponseck), "A pre-insolvency restructuring procedure for European companies," *Betriebs-Berater (BB)* 2017, 323
- Co-author (S. Sax), "The Recognition of an English Scheme of Arrangement in Germany Post Brexit: The Same But Different?," *International Corporate Rescue (ICR)*, Special Issue, Brexit - Leading Restructuring and Insolvency Articles, March 2017, 1
- Co-author (S. Sax), "The Recognition of an English Scheme of Arrangement in Germany Post Brexit: The Same But Different?," *International Corporate Rescue (ICR)*, 14.1.2017, 38

- Co-author (S. Sax), "The English Scheme of Arrangement – a suitable restructuring tool for German companies! – At the same time reply to the paper of Hoffmann/Giancristofano in ZIP 2016, 1151-1155 –," Zeitschrift für Wirtschaftsrecht (ZIP) 2016, 1941
- Co-author (S. Kontny), "The right to access records in insolvency proceedings pursuant to sec. 4 of the German Insolvency Code in connection with sec. 299 of the German Code of Civil Procedure," Neue Zeitschrift für Insolvenz- und Sanierungsrecht (NZI) 2016, 566
- Co-author (S. Sax), "Reform Act on German Insolvency Avoidance Rules," International Corporate Rescue (ICR), 13.3.2016, 151
- Author, "Recognition of English solvent Schemes of Arrangement in Germany," The King's Student Law Review (KSLR), 5, 1 Spring 2014, 78 <http://blogs.kcl.ac.uk/kslr/wp-content/blogs.dir/86/files/2014/04/511006.pdf>
- Co-author (C. Thole), "The EU Commissions proposal to reform the European Insolvency Regulation," Zeitschrift für Wirtschaftsrecht (ZIP) 2013, 550

## V. Case Articles

- Co-author (S. Saed), "Case Note on the Decision of the European Court of Justice in Tiger, dated 4.12.2019 – C 493/18," International Corporate Rescue (ICR) 17.6.2020, 478
- Co-author (S. Saed), "Decision of the European Court of Justice in Riel, dated 18.11.2019 – C 47/18," International Corporate Rescue (ICR) 17.5.2020, 391
- Author, "Current case law on the right by of a limited partner of a limited liability partnership to access records in (preliminary) insolvency proceedings - At the same time note on the decision of the OLG Hamburg NZI 2020, 343," Neue Zeitschrift für Insolvenz- und Sanierungsrecht (NZI) 2020, 315
- Co-author (S. Saed), "The Establishment of Preferential Claims in Preliminary Self-Administration Proceedings under German Insolvency Law: A Happy Ending?," International Corporate Rescue (ICR) 17.1.2020, 29
- Author, "§ 103 InsO and the functional synallagma," Zeitschrift für das gesamte Insolvenzrecht (ZInsO) 2019, 1931
- Co-author (E. Baron von Hahn), "Personal Liability of Managing Directors in Self-Administration Proceedings under German Insolvency Law," International Corporate Rescue (ICR) 15.6.2018, 347
- Author, "The German autonomous international insolvency law: A life in the shadow of the European Insolvency Regulation! – At the same time note on the decision of the BGH, 8.2.2018 - IX ZR 103/17, BB 2018, 2060," Betriebs-Berater (BB) 2018, 2057
- Co-author (E. Baron von Hahn), "The Determination of Illiquidity under German Insolvency Law," International Corporate Rescue (ICR) 15.4.2018, 220

- Co-author (M. Jawansky), "Current Case Law of the European Court of Justice Regarding Insolvency-Related Ancillary Claims/Proceedings," *International Corporate Rescue (ICR)* 15.3.2018, 160
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- Co-author (F. Holder), "Liability Claims against Managing Directors Pursuant to Sec. 64 Sentence 1 of the German Limited Liability Companies Act," *International Corporate Rescue (ICR)* 15.2.2018, 97
- Author, "The Permissible Duration of Bridge Financing during the Financial Crisis of a Debtor under German (Insolvency) Law," *International Corporate Rescue (ICR)* 15.2.2018, 92
- Co-author (S. Sax), "Restructuring Order of the German Federal Ministry of Finance Violates German Tax Law: And now?," *International Corporate Rescue (ICR)* 14.3.2017, 169
- Co-author (J. Ponseck), "Insolvency claw-back of congruence agreements with respect to continuing obligations – At the same time note on the decision of the BGH, 17.12.2015 – IX ZR 287/14, *ZInsO* 2016, 326 und OLG Bamberg, 13.12.2016 – 5 U 209/13, *ZInsO* 2017, 387," *Zeitschrift für das gesamte Insolvenzrecht (ZInsO)* 2017, 420
- Author, "Constitution of preferential claims by the debtor in preliminary self-administration proceeding pursuant to sec. 270a of the German Insolvency Code – a never ending story? – At the same time note on the decisions of the AG Hannover, 1.7.2016 – 908 IN 460/16, AG Hannover, 15.7.2016 – 908 IN 460/16 = *ZInsO* 2016, 1535 and LG Hannover, 22.8.2016 – 11 T 30/16, *ZInsO* 2016, 1861 –," *Zeitschrift für das gesamte Insolvenzrecht (ZInsO)* 2016, 2366
- Author, "The burden of proof for the cessation of a default in connection with instalment payments – At the same time note on the BGH decision dated 24.3.2016 - IX ZR 242/13 –," *Deutsche Zeitschrift für Wirtschafts- und Insolvenzrecht (DZWIR)* 2016, 361

## VI. Case Notes

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- Author, "ECJ, 21.11.2019 - C-198/18 (CeDe Group)," *juris PraxisReport Insolvenzrecht (jurisPR-InsR)* July 2020, Anm. 2.
- Author, "BGH, 22.11.2019 – IX ZR 223/18," *juris PraxisReport Insolvenzrecht (jurisPR-InsR)* June 2020, Anm. 1.
- Author, "ECJ, 4.12.2019 – C-493/18 (Tiger)," *juris PraxisReport Insolvenzrecht (jurisPR-InsR)* May 2020, Anm. 2.

- Author, "ECJ, 18.9.2019 – C-47/18 (Riel)," juris PraxisReport Insolvenzrecht (jurisPR-InsR) January 2020, Anm. 1.
- Co-author (J. Saed), "ECJ, 4.10.2018 - C 337/17 (Feniks)," Deutsche Zeitschrift für Wirtschafts- und Insolvenzrecht (DZWIR) 2019, 530
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- Co-author (S. Schubert), "BGH, 27.6.2019 - IX ZR 167/18," Entscheidungen zum Wirtschaftsrecht (EWiR) 2019, 595
- Author, "BGH, 22.11.2018 - IX ZR 167/16," Neue Juristische Wochenschrift (NJW) 2019, 227
- Co-author (P. Dittmann), "EuGH, 6.6.2018 - C 250/17 (Tarrago da Silveira)," Entscheidungen zum Wirtschaftsrecht (EWiR) 2018, 465
- Co-author (E. Baron von Hahn), "BGH, 26.4.2018 - IX ZR 238/17," Betriebs-Berater (BB) 2018, 1359
- Author, "AG Hamburg St.-Georg, 8.11.2017 – 925 C 262/17," juris PraxisReport Insolvenzrecht (jurisPR-InsR) August 2018, Anm. 5.
- Co-author (C. Schlicht), "BGH, 1.6.2017 – IX ZR 48/15," Entscheidungsanmerkungen zum Wirtschafts- und Bankrecht (WuB) 2017, 612
- Author, "BGH, 7.3.2017 – XI ZR 571/15," Entscheidungen zum Wirtschaftsrecht (EWiR) 2017, 355
- Author, "ECJ, 9.11.2017 – C-212/15 (ENEFI)," International Corporate Rescue (ICR) 14.3.2017, 221
- Author, "ECJ, 26.10.2016 – C-195/15 (SCI Senior Home)," International Corporate Rescue (ICR) 14.2.2017, 148
- Author, "BFH, 28.11.2016 – GrS 1/15," Betriebs-Berater (BB) 2017, 487
- Co-author (S. Sax), "High Court of Justice (Chancery Division) London (Justice Arnold), 9.9.2016 – [2016] EWHC 2808," Entscheidungen zum Wirtschaftsrecht (EWiR) 2017, 85
- Co-author (S. Kontny), "ECJ, 9.11.2017 – C-212/15 (ENEFI)," Europäische Zeitschrift für Wirtschaftsrecht (EuZW) 2017, 59
- Co-author (S. Kontny), "BGH, 4.7.2016 – IX ZB 46/15," Entscheidungsanmerkungen zum Wirtschafts- und Bankrecht (WuB) 2016, 761
- Author, "ECJ, 26.10.2016 – C-195/15 (SCI Senior Home)," Entscheidungen zum Wirtschaftsrecht (EWiR) 2016, 703

- Co-author (S. Sax), "High Court of Justice (Chancery Division) London (Justice Newey), 17.12.2015 – [2015] EWHC 3778," Entscheidungen zum Wirtschaftsrecht (EWiR) 2016, 673
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- Author, "BGH, 14.4.2016 – IX ZR 161/15," Entscheidungen zum Wirtschaftsrecht (EWiR) 2016, 435
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- Author, "OLG Jena, 18.11.2015 – 1 U 503-15," juris PraxisReport Insolvenzrecht (jurisPR-InsR) September 2016, Anm. 4
- Author, "BGH, 17.12.2015 – IX ZR 287/14," Entscheidungsanmerkungen zum Wirtschafts- und Bankrecht (WuB) 2016, 356
- Co-author (D. Schulte-Stieffermann), "ECJ, 15.10.2015 – C-310/14 (Nike European Operations Netherlands BV)," International Insolvency Law Review (IILR) 2016, 139
- Co-author (S. Sax), "ECJ, 16.4.2015 – C-557/13 (Hermann Lutz)," Insolvency Intelligence 2016, Issue 2, 25
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- Co-author (F. Holder), "ECJ, 11.6.2015 – C-649/13 (Comité d'entreprise de Nortel Networks u.a.)," International Insolvency Law Review (IILR) 2016, 40
- Author, "ECJ, 11.6.2015 – C-649/13 (Comité d'entreprise de Nortel Networks u.a.)," Entscheidungsanmerkungen zum Wirtschafts- und Bankrecht (WuB) 2015, 675
- Author, "ECJ, 15.10.2015 – C-310/14 (Nike European Operations Netherlands BV)," Neue Zeitschrift für Insolvenz- und Sanierungsrecht (NZI) 2015, 957

## VII. (Book) Reviews

- Author, "Christoph G. Paulus (Hrsg.), Europäische Insolvenzordnung (EuInsVO), 5 Aufl. 2017, Fachmedien Recht und Wirtschaft, geb., 665 Seiten, € 198, ISBN 978-3-8005-1628-5," Zeitschrift für Wirtschafts- und Bankrecht (WM) 2018, 1067
- Author, "Beck/Depré (Hrsg.), Praxis der Insolvenz, Ein Handbuch für die Beteiligten und ihre Berater, 3 Aufl. 2017, Verlag Vahlen, geb., 1871 Seiten, € 199, ISBN 978-3-8006-5187-0," Zeitschrift für Wirtschafts- und Bankrecht (WM) 2017, 1916

## VIII. Newsletter, Newspapers etc.

- Co-author (S. Sax), "Federal Ministry of Finance Restructuring Order violates tax law – what next?," International Law Office (ILO), Insolvency & Restructuring, Germany, Update, 26.5.2017
- Co-author (S. Sax), "New insolvency claw-back rules coming soon," International Law Office (ILO), Insolvency & Restructuring, Germany, Update, 17.3.2017
- Co-author (S. Sax), "Federal Ministry of Finance Restructuring Order violates tax law," International Law Office (ILO), Insolvency & Restructuring, Germany, Update, 3.3.2017
- Co-author (S. Sax), "Pre-insolvency restructuring procedure of the EU," PLATOW Recht dated 13.12.2016
- Co-author (S. Sax), "Insolvency is useful for the state," Frankfurter Allgemeine Zeitung (FAZ) dated 26.10.2016
- Co-author (S. Sax), "Last-minute actions to avoid claw-back risks," International Law Office (ILO), Insolvency & Restructuring, Germany, Update, 20.5.2016
- Co-author (S. Sax), "Reform Act on Insolvency Avoidance Rules," International Law Office (ILO), Insolvency & Restructuring, Germany, Update, 11.3.2016
- Author, "Reparking more often in the future like Apcoa?," INDat Report, volume 2/2015 (interview contribution)

## IX. Blog-Posts

- Co-author (A. Schluck-Amend), "Cross-border insolvencies and the recast European Insolvency Regulation (EIR)," <https://www.cmshs-bloggt.de/insolvenzrecht/grenzueberschreitende-insolvenzen-und-die-reformierte-euinsvo/>
- Co-author (A. Schluck-Amend), "Companies in distress – restructuring concepts and opinions," <https://www.cmshs-bloggt.de/insolvenzrecht/unternehmen-in-der-krise-sanierungskonzepte-und-sanierungsgutachten/>

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- Co-author (J. Kühne), "German insolvency law for group of companies," <https://www.cmshs-bloggt.de/insolvenzrecht/deutsches-konzerninsolvenzrecht/>
- Co-author (A. Kenk), "Tax exemption for restructuring profits comes into force," <https://www.cmshs-bloggt.de/insolvenzrecht/die-steuerfreiheit-fuer-sanierungsgewinne-tritt-in-kraft/>