

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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<b>In re:</b>	:	<b>Chapter 11</b>
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<b>ENRON CORP., <i>et al.</i>,</b>	:	<b>Case No. 01-16034 (AJG)</b>
	:	
<b>Debtors.</b>	:	<b>Jointly Administered</b>
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**SECOND INTERIM REPORT OF NEAL BATSON,  
COURT-APPOINTED EXAMINER**

**January 21, 2003**

# Neal Batson Enron Report

**Lynn LoPucki**



## Neal Batson Enron Report:

Final Report of Neal Batson, Court-appointed Examiner Neal Batson,2003      *First Interim Report of Neal Batson, Court-appointed Examiner* Neal Batson,2002      **Final Report of Neal Batson, Court-appointed Examiner** Neal Batson,2003      **After Enron** William A. Niskanen,2007-05-03 After Enron first describes the conditions that led to the collapse of Enron and other corporate scandals and the concerns that these developments raised among the public the press and political officials The book then describes and evaluates the initial private and public responses to these developments and concludes that most of these responses were unnecessary harmful or inadequate There are four major lessons learned during the post Enron scandal era Don t count too much on financial accounting Don t count too much on auditing The tax system is an important part of the problem The rules of corporate governance do not adequately serve the interests of general shareholders After Enron addresses the major lessons for public policy affecting accounting auditing taxation and corporate government It proposes a set of policy changes to address the lessons learned from the Enron scandal The first major set of proposed changes would delegate the authority to establish and monitor accounting and disclosure standards to each stock exchange A second major proposal would replace the corporate income tax with a cash flow tax And a final set of proposed policy changes would replace the rules of corporate governance that are now biased against the interest of the general shareholders The most distinctive feature of the book is that the major proposed policy changes would address the problems illustrated by the corporate scandals by reducing and focusing the role of government      Greed and Corporate Failure S. Hamilton,A. Micklethwait,2016-01-18 This book is for anyone who wants to know what truly lies behind the scandals and disasters of global business which marred the first few years of the 21st century It examines why companies fail finding the reasons few yet all too common It also explores what the prudent investor board member or manager should be alert to but often is not      *A Financial History of Modern U.S. Corporate Scandals* Jerry W Markham,2015-01-28 A definitive new reference on the major failures of American corporate governance at the start of the 21st century Tracing the market boom and bust that preceded Enron s collapse as well as the aftermath of that failure the book chronicles the meltdown in the telecom sector that gave rise to accounting scandals globally Featuring expert analysis of the Sarbanes Oxley legislation that was adopted in response to these scandals the author also investigates the remarkable market recovery that followed the scandals An exhaustive guide to the collapse of the Enron Corporation and other financial scandals that erupted in the wake of the market downturn of 2000 this book is an essential resource for students teachers and professionals in corporate governance finance and law      From Enron to Reform Jerry W. Markham,2022-06-06 Originally published in 2006 this book examines the collapse of the Enron Corp and other financial scandals that arose in the wake of the market downturn in 2000 Part 1 reviews the market boom and bust that preceded Enron s collapse It then describes the growth of Enron and the events that led to its sensational failure Part 2 examines the role of the Securities and Exchange Commission s full disclosure system

in corporate governance and the role of accountants in that system Part 3 reviews the meltdown in the telecoms sector and the accounting scandals that emerged Part 4 traces the remarkable market recovery that followed the financial scandals and the resumption of the growth of finance in America Report of Investigation of Enron Corporation and Related Entities Regarding Federal Tax and Compensation Issues, and Policy Recommendations ,2003 **The Lawyer-Judge Bias in the American Legal System** Benjamin H. Barton,2010-12-31 Virtually all American judges are former lawyers This book argues that these lawyer judges instinctively favor the legal profession in their decisions and that this bias has far reaching and deleterious effects on American law There are many reasons for this bias some obvious and some subtle Fundamentally it occurs because regardless of political affiliation race or gender every American judge shares a single characteristic a career as a lawyer This shared background results in the lawyer judge bias The book begins with a theoretical explanation of why judges naturally favor the interests of the legal profession and follows with case law examples from diverse areas including legal ethics criminal procedure constitutional law torts evidence and the business of law The book closes with a case study of the Enron fiasco an argument that the lawyer judge bias has contributed to the overweening complexity of American law and suggests some possible solutions **Report of Investigation of Enron Corporation and Related Entities Regarding Federal Tax and Compensation Issues, and Policy Recommendations, Volume I: Report , The Valuation Treadmill** James J. Park,2022-07-28 Public companies now face constant pressure to meet investor expectations A company must continually deliver strong short term performance every quarter to maintain its stock price This valuation treadmill creates incentives for corporations to deceive investors Published more than twenty years after the passage of Sarbanes Oxley which requires all public companies to invest in measures to ensure the accuracy of their disclosures The Valuation Treadmill shows how securities fraud became a major regulatory concern Drawing on case studies of paradigmatic securities enforcement actions involving Xerox Penn Central Apple Enron Citigroup and General Electric the book argues that corporate securities fraud emerged as investors increasingly valued companies based on their future performance Corporations now have an incentive to issue unrealistically optimistic disclosure to convince markets that their success will continue Securities regulation must do more to protect the integrity of public companies from the pressure of the valuation treadmill **Offshore** William Brittain-Catlin,2005 A revealing and chilling expose on the hidden side of global wealth and power shows how tax havens have become central to global finance The author asserts that offshore practices put capitalism and freedom in grave danger **The Selected Works of George J. Benston, Volume 1** James D. Rosenfeld,2010-05-13 George J Benston professor of Finance Accounting and Economics at Emory University s Goizueta Business School died unexpectedly in January 2008 He was an impassioned advocate for corporate integrity and a unique scholar his research interests were as broad as those of any recent academician His colleagues have selected and organized his most important papers into two volumes This first volume consists of his research in the banking and financial services industry The editor

has selected a broad range of papers from each of the major areas that are representative of Benston's work in that particular field. James D. Rosenfeld, Professor of Finance, Accounting and Economics, Goizueta Business School, Emory University, serves as the editor and is assisted by an editorial advisory board including George Kaufman, Greg Waymire, Bob Eisenbeis, Larry Wall, Rashad Abdel Kalik, and Lemma Senbet. The Selected Works of George J. Benston George J. Benston, 2010. George J. Benston, professor of Finance, Accounting and Economics at Emory University's Goizueta Business School, died unexpectedly in January 2008. He was an impassioned advocate for corporate integrity and a unique scholar; his research interests were as broad as those of any recent academician. His colleagues have selected and organized his most important papers into two volumes. This second volume consists of his publications in the fields of accounting and finance. The editor has selected a broad range of papers from each of the major areas that are representative of Benston's work in the

Innovation Corrupted Malcolm S. Salter, 2008. In contrast to the time line narratives of previous books on Enron that offer interesting but largely unsystematic insight into individual actions and organizational processes, *Innovation Corrupted* pursues a more methodical analysis of the causes and lessons of Enron's collapse. **Executive Compensation in**

**Imperfect Financial Markets** Jay Cullen, 2014-10-23. This important book discusses the issue of executive compensation in Anglo-American financial markets following the financial crisis. The book begins by contextualizing the problem facing financial institutions in the US and the UK and argues that appropriate *Crisis Management Planning and Execution* Edward S. Devlin, 2006-12-26. Crisis management planning refers to the methodology used by executives to respond to and manage a crisis and is an integral part of a business resumption plan. *Crisis Management Planning and Execution* explores in detail the concepts of crisis management planning, which involves a number of crises other than physical disaster. Defining the

Structured Finance and Insurance Christopher L. Culp, 2011-09-13. Praise for *Structured Finance Insurance* More and more each year the modern corporation must decide what risks to keep and what risks to shed to remain competitive and to maximize its value for the capital employed. Culp explains the theory and practice of risk transfer through either balance sheet mechanisms such as structured finance, derivative transactions, or insurance. Equity is expensive and risk transfer is expensive. As understanding grows and as a result costs continue to fall, ART will continue to replace equity as the means to cushion knowable risks. This book enhances our understanding of ART. Myron S. Scholes, Frank E. Buck, Professor of Finance, Emeritus, Graduate School of Business, Stanford University. A must read for everyone offering structured finance as a business and arguably even more valuable to anyone expected to pay for such service. Norbert Johanning, Managing Director, DaimlerChrysler Financial Services. Culp's latest book provides a comprehensive account of the most important financing and risk management innovations in both insurance and capital markets. And it does so by fitting these innovative solutions and products into a single unified theory of financial markets that integrates the once largely separate disciplines of insurance and risk management with the current theory and practice of corporate finance. Don Chew, Editor, *Journal of Applied*

Corporate Finance a Morgan Stanley publication This exciting book is a comprehensive read on alternative insurance solutions available to corporations It focuses on the real benefits economical and practical of alternatives such as captives rent a captive and mutuals An excellent introduction to the very complex field of alternative risk transfer ART Paul Wohrmann PhD Head of the Center of Excellence ART and member of the Executive Management of Global Corporate in Europe Zurich Financial Services Structured Finance and Insurance transcends Silos to reach the Enterprise Mountaintop Culp superbly details integrated captive multiple triggers and capital market products and provides the architectural blueprints for enterprise risk innovation Paul Wagner Director Risk Management AGL Resources Inc     **Courting Failure** Lynn LoPucki, 2023-06-26 LoPucki s provocative critique of Chapter 11 is required reading for everyone who cares about bankruptcy reform This empirical account of large Chapter 11 cases will trigger intense debate both inside the academy and on the floor of Congress Confronting LoPucki s controversial thesis that competition between bankruptcy judges is corrupting them is the most pressing challenge now facing any defender of the status quo Douglas Baird University of Chicago Law School This book is smart shocking and funny This story has everything professional greed wrecked companies and embarrassed judges Insiders are already buzzing Elizabeth Warren Leo Gottlieb Professor of Law Harvard Law School LoPucki provides a scathing attack on reorganization practice Courting Failure recounts how lawyers managers and judges have transformed Chapter 11 It uses empirical data to explore how the interests of the various participants have combined to create a system markedly different from the one envisioned by Congress LoPucki not only questions the wisdom of these changes but also the free market ideology that supports much of the general regulation of the corporate sector Robert Rasmussen University of Chicago Law School A sobering chronicle of our broken bankruptcy court system Courting Failure exposes yet another American institution corrupted by greed avarice and the thirst for power Lynn LoPucki s eye opening account of the widespread and systematic decay of America s bankruptcy courts is a blockbuster story that has yet to be reported in the media LoPucki reveals the profound corruption in the U S bankruptcy system and how this breakdown has directly led to the major corporate failures of the last decade including Enron MCI WorldCom and Global Crossing LoPucki one of the nation s leading experts on bankruptcy law offers a clear and compelling picture of the destructive power of forum shopping in which corporations choose courts that offer the most favorable outcome for bankruptcy litigation The courts lured by big money and prestige streamline their requirements and lower their standards to compete for these lucrative cases The result has been a series of increasingly shoddy reorganizations of major American corporations proposed by greedy corporate executives and authorized by case hungry judges     **Tax Shelters** United States. Congress. Senate. Committee on Finance, 2004

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