

# CLW

COMMERCIAL  
LAW WORLD  
MAGAZINE

OCTOBER/NOVEMBER/DECEMBER 2020  
VOL 34 / ISSUE 4

*An Official Publication of the Commercial Law League of America*



# CREDITORS' RIGHTS



CERTIFIED BY CLLA  
ENDORSED BY IACC

**WANT TO EARN A  
\$500 CREDIT?  
You can!**

Contact Dawn Federico today about our NEW Agency-Get-A-Certified-Agency referral program.

REFER an agency for certification and your agency will receive a \$500 credit\* when that agency becomes certified. Your \$500 credit can be used for a CLLA or IACC event. There are plenty of excellent events coming so be sure to be a part of this exciting offer!

**Dawn Federico**  
Associate Director  
312.240.1400  
[dawn.federico@ccla.org](mailto:dawn.federico@ccla.org)



\*To qualify for the \$500 credit, the referring member agency must contact the prospective member agency. The referring agency must also contact Dawn Federico and provide their contact information for follow up to the prospect agency.

# Contents

OCTOBER/NOVEMBER/DECEMBER 2020

Volume 34 / Issue 4



## CREDITORS' RIGHTS

- 6** The New World of Federal Oversight of the Consumer Debt Collection Industry
- 10** Pressure Points
- 12** New York Joins the 21st Century by Updating Its 95-Year-Old Fraudulent Conveyance Statute and Adopting The Uniform Voidable Transactions Act
- 16** Collection in the Construction Industry
- 21** The Amicus Brief
- 26** The Credit Application Says Sue Here-But The Debtor Is There: Where To File Suit? Strategies For Interpreting Forum Selection Clauses In The United States And Canada

## League Views

### **2** The President's Page

CLLA President, Timothy Wan

### **4** ViewPoint

CLLA Executive Vice President  
Phil Lattanzio

### **5** Heard & Overheard

Chair of the Board of Associate Editors  
Wanda Borges

## Industry Information

### **45** Tales From the Front

- 34** The Agency—Attorney Relationship
- 36** So you thought your business was sold and you were in the money – think again!! Potential Uniform Voidable Transactions Act Application to an Asset Sale of a Business.
- 38** California's Privacy Law
- 42** The Benefit of Law Lists to Collection Attorneys During This Ongoing Pandemic: One Law List's Perspective