Bankruptcy, Insolvency & Creditors' Rights

Our bankruptcy and insolvency lawyers regularly represent creditors and contract counter-parties in United States Bankruptcy Courts all over the country.

Our experience spans a diverse array of industries including cryptocurrency, agriculture, medical care, real estate investment, and technology companies, and representation of clients ranging from individual investors to major financial institutions. We also have particular expertise representing commercial landlords facing tenant insolvencies, from small, local matters to many of the biggest and most complex bankruptcy cases filed in the United States in recent years.

We rely on our breadth and depth of experience to craft strategies tailored to our clients' specific needs, whether that means observing and reporting until more aggressive action is necessary or "sprinting to the courthouse" to seek emergency relief. Our strong grounding in civil litigation and deep familiarity with many of the most active bankruptcy courts in the United States also give us a significant advantage in insolvency-related litigation. We have extensive experience with responding to avoidance and clawback actions, and with prosecuting fraudulent conveyance claims and other adversary proceedings, such as objections to a debtor's discharge.

Experience has taught us that an ounce of prevention can be worth a pound of cure in distressed asset situations. We therefore regularly work with our colleagues across the firm's other departments to identify insolvency-related risks and recommend proactive steps to position our clients as advantageously as possible. Our lawyers also have a considerable network of relationships in the bankruptcy community up and down California and in venues across the United States, allowing us to draw on the resources necessary to handle each case efficiently and

RELATED ATTORNEYS

Diego B. Flores, Counsel

Ivo Keller, Partner

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effectively.

Experience

- Counseled institutional landlords in numerous bankruptcy "megacases" involving large commercial real estate holdings including WeWork, Sears, Rite Aid, Ascena Retail Group, and Sanchez Energy.
- Represented a financial institution in a bankruptcy case filed by a chain of diamond and jewelry stores and won an order denying the borrower the ability to use cash collateral, thereby forcing the borrower to turn over most of its inventory and effectively ending the bankruptcy case.
- Obtained a judgment of nondischargeability for defrauded individual creditor in investment scam principal's chapter 7 proceedings.
- Represented and defended at deposition a creditors' committee member, in individual capacity, in major cryptocurrency bankruptcy.
- Advised a member of an alleged debtor LLC in connection with involuntary bankruptcy proceedings.
- Represented the landlord of a large technology company's headquarters building in objecting to the tenant's attempt to retroactively reject the lease, leading to recovery of hundreds of thousands of dollars in unpaid rent.
- Counseled a large individual creditor in cryptocurrency bankruptcy "mega" case and related state court litigation.
- Prosecuted a fraudulent conveyance action on behalf of an investor who had been defrauded by the owner of a dietary supplement company, winning the right to conduct a UCC foreclosure sale and take possession of the fraudulently transferred assets.

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