

Creditor's Rights & Bankruptcy

Our attorneys have extensive experience representing banks, trust companies, savings institutions, asset-based lenders, commercial landlords, commercial finance lenders, leasing companies and other financial institutions, in a broad range of commercial transactions, bankruptcy and creditors' rights issues. In addition to representing commercial lenders with drafting and negotiating transaction documents such as real estate, commercial loan and equipment lease agreements, our lawyers also advise clients on the enforcement of their rights and remedies as secured and unsecured creditors. Our attorneys have substantial experience representing commercial creditors in loan workouts, restructuring and forbearance arrangements, collection actions, replevin actions, garnishment and attachment proceedings, and bankruptcy proceedings. Our attorneys document, restructure and enforce millions of dollars of commercial and real estate loans each year.

The lawyers in our Bankruptcy and Creditors' Rights practice group are experienced, efficient and creative and we understand the economics of the matter at hand the aspect most important to our clients. We always strive to create added value and utilize leverage to our clients' advantage.

Our attorneys' extensive experience includes:

- Representing national banks in connection with collections on delinquent loans
- Confessing judgment on commercial loans and leases against obligors
- Restructuring and workouts of troubled loans, both secured and unsecured
- Judicial and non-judicial foreclosures
- Obtaining relief from the automatic stay in bankruptcy proceedings
- Protecting cash collateral and other relief against ch. 7, 11 and 13 debtors
- Fraudulent transfer and preference actions
- Negotiating and consummating the acquisition of assets from bankruptcy estates
- Preparing and defending proofs of claim
- Objecting to Ch. 13 bankruptcy plans

- Prosecuting debt collection actions in state and federal court against the corporate borrowers and individual guarantors for recovery of obligations incurred by the borrower
- Alternative dispute resolution including arbitration and mediation
- Defending debtor's counterclaims
- Obtaining and collecting deficiency judgments
- Reviewing title searches and policies as well as handling title insurance claims

Attorneys

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