

## BANKRUPTCY AND CREDITORS' RIGHTS

The Bankruptcy and Creditors Rights Practice Group attorneys represent all parties involved in business reorganization cases as well as complex issues involving litigation. Our clients include debtors, creditors' committees, bankruptcy trustees, secured lenders, landlords and asset purchasers in bankruptcy and federal courts in the DC metropolitan area as well as Texas, California, Pennsylvania, Tennessee, New Mexico, Illinois, Indiana, New York and Delaware.

The Group is supported by and able to draw upon the skills of other attorneys of the Firm in the areas of corporate and securities law, tax, real estate, telecommunications, intellectual property and employment law, as well as attorneys from the Firm's well-recognized Commercial Litigation Department with respect to complex bankruptcy litigation matters. The Group regularly represents both borrowers and lenders alike in all sorts of debt restructures and workouts.

We have an established reputation as the "go-to" lawyers for judges, bankruptcy trustees, receivers and other bankruptcy attorneys. Our attorneys are often requested to act as general counsel or special counsel to trustees, and we receive appointments as trustees, examiners and mediators by local Bankruptcy Courts in Maryland and the District of Columbia. Additionally, we serve as debtors' counsel in complex Chapter 11 proceedings, including retail and manufacturing chains. As part of the Firm's foreclosure practice, members of the Group assist clients with the eviction of commercial enterprises and individuals from real property subject to foreclosure proceedings.

Morton A. Faller, Co-Chair of the Group, has been selected by his peers for inclusion in the 2007-2010 editions of The Best Lawyers in America®, Maryland Superlawyers and District of Columbia

### PRACTICE CHAIR

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### ATTORNEYS

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BANKRUPTCY AND CREDITORS' RIGHTS (Continued)

Superlawyers in the specialty of Bankruptcy and Creditor-Debtor Rights Law.

**Our clients represent a wide range of industries, including:**

- Defense contractors
- High tech
- Furniture
- Financial services
- Health care
- Telecommunications
- Real estate
- Retail
- Wholesale
- Restaurants

**Representative Cases:**

*In re: Ashdun Corporation* (special counsel for the Chapter 11 Trustee)

*In re: Baltimore Emergency Serv., II, LLC* (co-counsel for purchaser of assets)

*In re: Bond Transfer, Inc.* (counsel to unsecured creditors' committee)

*In re: Bread and Chocolate, Inc.* (counsel for Chapter 11 debtor)

*In re: Criimi Mae Management, Inc.* (counsel for Chapter 11 debtor)

*In re: Cryptek* (counsel for Chapter 11 debtor)

*In re: Dormia, Inc.* (counsel for Chapter 11 debtors)

*In re: Elway, Inc.* (counsel for purchaser of assets)

*In re: Final Analysis, Inc.* (counsel for Chapter 7 Trustee)

*In re: George Transfer, Inc.* (Chapter 11 Plan Trustee)

*In re: Hilton Cable, Inc.* (counsel for secured lender)

*In re: Joanne's Bed & Back Stores, Inc.* (counsel for Chapter 11 debtors)

*In re: Mastercraft Interiors Ltd.* (counsel for Chapter 11 debtor)

*In re: Multiconsultant Associates, Inc.* (counsel to Receiver)

*In re: Pixelligent* (counsel for Chapter 11 debtor)

*In re: Pocket Communications* (Chapter 11 disbursing agent)

BANKRUPTCY AND CREDITORS' RIGHTS (Continued)

*In re: Regency Health Care Services, Inc.* (counsel for Chapter 11 debtor)  
*In re: Royal Furniture, Inc.* (Chapter 11 Trustee)  
*In re: Sir Walter Raleigh Inns, Inc.* (counsel for Chapter 11 debtor)  
*In re: S tartec Global Communications Corp.* (special counsel to Chapter 11 debtors)  
*In re: Timothy Dean Restaurant & Bar* (counsel to landlord)  
*In re: United American, Inc.* (counsel for unsecured creditors' committee)  
*In re: USInternetworking, Inc.* (counsel for unsecured creditors' committee)  
*In re: Valley Historic Limited Partnership* (counsel for secured creditor)

**PUBLICATIONS**

Non-Dischargeability of Debts Under Section 523(A)(2)(B) of the Bankruptcy Code  
The Imposition of Constructive Trusts in Bankruptcy Proceedings  
The Payment of "Stub Rent" Under the Bankruptcy Code  
Bankruptcy Courts' Treatment of Severance Agreements Providing for Continued Payments to Former Employees  
Settling the Law in the Circuits: Presenting Hearsay Evidence in a Preliminary Injunction Hearing  
Use of Assertions of Insolvency in Avoidance Actions to Rebut Financial Statements  
How New Bankruptcy Code Changes Affect Tenants  
How New Bankruptcy Code Changes Will Affect You  
Service of Process on a Defendant's Counsel in an Adversary Proceeding  
Does the Guarantor of a Real Property Lease Enjoy the Protection of Section 502(b)(6) of the Bankruptcy Code?  
Violations of the Automatic Stay: Void or Voidable  
Calculating a Landlord's Claim in Bankruptcy  
Dispute Resolution of Bankruptcy Cases  
Supreme Court Ducks Sovereign Immunity Question: A Recap of Circuit Conflicts  
The Treatment of IRUs in Bankruptcy Proceedings  
Who Is An Insider For Voting Purposes in a Single Asset Chapter 11?

BANKRUPTCY AND CREDITORS' RIGHTS (Continued)

**NEWS**

Insolvency

Uncertain times for Rosecroft — again

Kodak Noteholders Battle Over Ch. 11 Cash

Rosecroft Bankruptcy Settlement Approved

Penn National closes on Rosecroft sale

Service of Pleadings on Counsel under Bankruptcy Rules 7004, 9014 and 9010

Judge approves Penn National's purchase of Rosecroft

Penn National to buy Rosecroft Raceway for \$10.2 million, with goal to add slots at track

Creative tactics help restructure Sir Walter Raleigh restaurant chain

What Are A Tenant's Rights When A Landlord Files For Bankruptcy?

Shulman Rogers Helps Client Reorganize for Success

Mort Faller and Steve Metz Obtain Confirmation of Secured Creditor's Plan in Contested Confirmation Hearing Regarding Competing Chapter 11 Plans

Shulman Rogers Has Thirteen Attorneys Named to the 2009 Super Lawyers Listing for Washington, D.C.

Prosser Bankruptcy Case Makes V.I. Debut