



## Michael J. Lichtenstein

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Michael Lichtenstein, a shareholder in the Litigation and Corporate Department and co-chair of the Bankruptcy and Creditors' Rights Group, practices in the areas of workouts, bankruptcy litigation and commercial litigation. His practice includes representation of debtors, creditors committees, creditors, financial institutions, landlords and equity holders in Chapter 11 proceedings in more than ten states and in commercial litigation in state and federal courts. Mr. Lichtenstein has represented several telecommunications companies in large Chapter 11 proceedings with debts ranging from \$25 to \$400 million and has represented companies in a variety of industries in the purchase and sale of assets in bankruptcy proceedings. Recently, Mr. Lichtenstein represented a defense contractor, a high tech company and various furniture retail chains in Chapter 11 proceedings.

Mr. Lichtenstein has represented banks, financial institutions and various creditors in commercial litigation involving contracts, securities, telecommunications, construction, commercial leases and trademarks. He has litigated in state and federal courts across the country and has argued several times before the United States Court of Appeals for the Fourth Circuit.

Mr. Lichtenstein has been involved in contested confirmation hearings related to airlines, shopping centers, the retail industry, health care institutions and office buildings, and was responsible for the real estate issues in a retail bankruptcy involving 1500 stores.

### PRACTICE AREAS

Bankruptcy and Creditors' Rights  
Commercial Litigation  
Distressed Assets  
Israel Practice

### EDUCATION

American University,  
Washington College of  
Law, Washington, District  
of Columbia, 1988, J.D.,  
*Honors*: Member, Law  
Review

University of  
Pennsylvania, 1982,  
Ph.D., Major:  
Criminology

University of  
Pennsylvania, 1980,  
M.A., Major:  
Criminology

Brandeis University,  
1979, B.A., *Honors*: Four  
year starter on varsity  
soccer team, Division III  
National Champions;  
*Honors*: Member of the  
Brandeis University

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Prior to joining Shulman Rogers, Mr. Lichtenstein was a litigation and bankruptcy partner at Swidler Berlin, L.P. in Washington, D.C.

#### NEWS

Local Lawyer Makes Community Service A Family Priority

Shulman Rogers will have strong presence at MD Chamber of Commerce Hall of Fame dinner

Insolvency

Uncertain times for Rosecroft — again

Shulman, Rogers, Gandal, Pordy & Ecker will be recognized for work on ‘Turnaround and Restructuring of Classic Brands’ transaction during the 10th Annual M&A Advisor Awards

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

Orioles owner Angelos is interested in buying Rosecroft Raceway

Bia Pro Bono Project Update

Shulman Rogers Helps Client Reorganize for Success

#### PUBLICATIONS

*Insolvency - Chapter 11 Reorganization or Liquidation for Businesses in the United States*  
*Lawrope International*

*Disappointed Bidders Don't Have Standing to Appeal an Order Approving a Sale of Assets*  
*XXXI ABI Journal 2, March 2012*

Athletic Hall of Fame

Israel Defense Force,  
Former tank officer

#### BAR & COURT ADMISSIONS

District of Columbia

Maryland

U.S. Court of Appeals,  
4th Circuit

#### HONORS & AWARDS

Maryland Superlawyers,  
Bankruptcy, 2010, 2011,  
2012

District of Columbia  
Superlawyers,  
Bankruptcy, 2011, 2012

*Washingtonian Magazine*,  
Top Bankruptcy Lawyers,  
2009, 2011

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*What Are A Tenant's Rights When A Landlord Files For Bankruptcy?* *Real Estate Law Journal*  
*Summer, 2012 with Richard Goldberg*

*Service of Pleadings on Counsel under Bankruptcy Rules 7004, 9014 and 9010*, *American Bankruptcy*  
*Institute Journal*, February 2011

*The Treatment of IRUs in Bankruptcy Proceedings*, In the Matter of Rural Health Care Support  
Mechanism WC Docket No. 02-60, July 15, 2010

*Non-Dischargeability of Debts Under Section 523(A)(2)(B) of the Bankruptcy Code*, *The Banking Law*  
*Journal*, June 2009

*The Imposition of Constructive Trusts in Bankruptcy Proceedings (with Stephen A. Metz)*, *ABI*  
*Business Reorganization Committee Newsletter*, Volume 7, Number 2, 2008

*The Payment of "Stub Rent" Under the Bankruptcy Code*, *Real Estate Law Journal*, Fall, 2007

*Bankruptcy Courts' Treatment of Severance Agreements Providing for Continued Payments to Former*  
*Employees*, *Business Law Brief*, Fall, 2006

*Assertions of Insolvency in Avoidance Actions to Rebut Financial Statements*, *American Bankruptcy*  
*Institute Journal*, October, 2005

*How New Bankruptcy Code Changes Affect Tenants*, *Commercial Tenant Lease Insider*, August, 2005

*How New Bankruptcy Code Changes Will Affect You*, *Commercial Lease Law Insider*, July, 2005

*Service of Process on a Defendant's Counsel in an Adversary Proceeding*, *American Bankruptcy*  
*Institute Journal*, June, 2005

*Supreme Court Ducks Sovereign Immunity Question: A Recap of Circuit Conflicts*, *American*  
*Bankruptcy Institute Journal*, July/August, 2004

*Violations of the Automatic Stay: Void or Voidable*, *American Bankruptcy Institute Journal*, May, 2004

*Calculating a Landlord's Claim in Bankruptcy*, *Real Estate Law Journal*, Fall, Volume 32, Number 2,  
2003

*Who Is An Insider For Voting Purposes in a Single Asset Chapter 11?*, *Bankruptcy Law and Practice*,  
March/April, Volume 10, Number 3, 2001

*The Treatment of IRUs in Bankruptcy Proceedings*, *Journal of Bankruptcy Law and Practice*,  
November/December, Volume 11, Number 1, 2001

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**SEMINARS & SPEAKING ENGAGEMENTS**

"Exit Strategies in Chapter 11: Asset Sales and Structured Dismissals," The Twelfth Annual Spring Break Weekend, Maryland Bankruptcy Bar Association May, 2012

MICPEL, Advanced Real Property Institute, October 7, 2009 "Bankruptcy Brush Up: What to do when a landlord files?"

Recent Case Developments in Consumer and Business Bankruptcy Cases, The Tenth Annual Spring Break Weekend, Maryland Bankruptcy Bar Association

Chair, Loan Workout, Bankruptcy and Collateral Liquidation in the District of Columbia, Lorman Education Services

**PROFESSIONAL & COMMUNITY AFFILIATIONS**

American Bankruptcy Institute, Member

Walter Chandler Inns of Court, Master

American Bar Association, Member

Maryland Bankruptcy Bar Association, Member