

Bankruptcy, Financial Restructuring and Risk Management

Our Focus On

- Risk Management
- Bankruptcy Litigation
- Bankruptcy-Related Transactions and Acquisitions
- Creditor Representation
- Debtor Representation
- Trustee Representation

The Bankruptcy, Financial Restructuring and Risk Management Practice Group at Flaster/Greenberg provides clients with practical and cost-effective solutions to issues related to distressed financial situations, bankruptcy, restructuring and insolvency. We work with clients to understand your specific situation and create a strategy to meet your goals in an attempt to obtain the greatest monetary value for your situation.

Our attorneys get immediately involved in every aspect of the financial workout and/or bankruptcy process. Our representations have included the entire range of client interests including debtors, secured and unsecured creditors, creditors' committees, trustees, receivers, asset purchasers, claims traders, insurance companies, financial institutions, investment banks, pension funds, landlords, equipment lessors, and preference plaintiffs and defendants. We represent a wide range of clients, from Fortune 500 corporations to privately held companies and individuals.

Our specific services include supporting clients in: financial restructuring, bankruptcy transactions,

acquisitions and litigation. For all of our clients, we focus on your objectives, working closely with management and in-house counsel (if available) to develop plans and processes to mitigate risks and help you move forward.

Risk Management

Large institutional clients may be most vulnerable to risks that would expose them to bankruptcy. Our attorneys provide institutional clients with risk management services that emphasize the development of business practices to minimize risk. We offer comprehensive support to reduce these clients' susceptibility to bankruptcy risks. These services are custom-tailored to the client and align both the client's business and business practice objectives.

Bankruptcy Litigation

While litigation is often a last resort, when it is the appropriate course of action, we are tenacious in our pursuit of meeting your objectives in resolving matters. We handle complex litigation including preference, fraudulent conveyance and equitable subordination actions, adequate protection motions, relief from automatic stay, claim objections and resolutions, director and officer liability and other commercial litigation that may arise in the bankruptcy context.

Bankruptcy-Related Transactions and Acquisitions

We assist our clients with transactions associated with bankruptcy, including forbearance agreements and workouts, asset purchases, cash collateral stipulations, subordination agreements, leveraged leases, securitizations and other structured financings and debtor-in-possession loans.

Creditor Representation

Our attorneys represent all types of secured and unsecured creditors, creditors' committees, plan administrators, landlords, equipment lessors, suppliers and various other creditors, both large and small. We review the soundness of restructuring methods and develop strategies to maximize the potential return to our clients.

Debtor Representation

Businesses and individuals facing severe financial problems need sound advice, information about their options, and a plan of action. As a debt relief agency, our attorneys work closely with clients to assess risk and develop creative strategies for financial rehabilitation and the potential for reorganization. We advise concerning the ramifications of pending litigation and collection pressures, and explain the consequences of foreclosures and forced asset liquidations. Most importantly, we clearly outline possible options and any alternative strategies. We demonstrate how our clients can emerge from distressed situations, discreetly outlining the best available recourse to move forward, with or without commencement of a bankruptcy proceeding.

Trustee Representation

Flaster/Greenberg has a strong history of representing bankruptcy trustees in various commercial and consumer matters. Douglas Stanger is a current and active panel trustee for Atlantic County. Additionally, Flaster/Greenberg has represented many other trustees in complex liquidation and sale transactions in Delaware, Pennsylvania and New Jersey. This wide breadth of trustee experience provides our attorneys with a uniquely well-rounded perspective of bankruptcy matters.

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