

Richard E. Mikels

One Financial Center
Boston, MA 02111
Work: (617) 348-1691
Email: rmikels@mintz.com

Professional Highlights

Accomplished and well-respected attorney with additional experience as Adjunct Professor. Long-standing commitment to education. History of serving as a mentor and teacher to younger attorneys and staff. Guest Lecturer and Speaker at numerous Law Schools and Universities (Boston University Law, Northeastern, Suffolk Law, New England Law, MIT, Harvard Law, Boston College Law, Tufts/Fletcher School, among others). Faculty member for Bankruptcy Mediation Training for ABI/St. John's University. Accomplished author of approximately 150 published articles and educational materials. Outstanding reputation in the bankruptcy field including Board roles for the American Bankruptcy Institute and the American College of Bankruptcy.

Professional Experience

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C.

Boston, MA (April 1988-present)

- Shareholder in the firm.
- Founder and Chairman of the Bankruptcy, Restructuring and Commercial Law Department.
- Elected to Firm Policy Committee (2002-2006).

Broad experience representing debtors, secured creditors, creditors' committees, acquirers of businesses and trustees. Trusted advisor in major business transactions, advise on structuring and consummating asset purchases, draft and analyze business and commercial legal documents; develop and implement business and legal strategies in complicated proceedings; supervise litigation and loan documentation; negotiate multi-creditor workouts.

Train and supervise attorneys and staff handling bankruptcy, reorganization and similar business matters. Consult to other members in firm when cases involve sophisticated business problems related to the Bankruptcy Code or the Uniform Commercial Code.

BOSTON UNIVERSITY SCHOOL OF LAW

Boston, MA (Spring 2007-present)

Adjunct Professor

Long tenure teaching Chapter 11 Bankruptcy course. Developed course and selected textbook and additional reading materials. Extensive use of case studies and examples from bankruptcy practice. Create an open environment in the classroom, drawing students out and encouraging participation. Consistently receive excellent reviews and feedback from students.

PEABODY & BROWN (now Nixon Peabody)
Boston, MA (October 1980-April 1988)

Partner in the firm (Richard E. Mikels, P.C.) and founder and administrator of the Corporate Reorganization and Commercial Law Department. Served on firm's Executive Committee. Responsibilities parallel those at Mintz Levin.

RIEMER & BRAUNSTEIN
Boston, MA (April 1974-September 1980)

Partner (July 1977) - Responsibilities parallel those at Mintz Levin.

Prior experience as Legal Examiner for the Interstate Commerce Commission in Washington, D.C.

Representative Client Engagements

- **RadioShack** - represented ad hoc committee of dealers and franchisees. Significant involvement in sale process to protect rights of dealers and franchisees. Negotiated portions of new dealer agreement and provided protection for dealers not continuing with RadioShack.
- **Revolate** - representation of former officer and director with respect to litigation brought by the trustee in bankruptcy regarding alleged breaches of fiduciary duty.
- **Filene's Basement** - successful restructuring in chapter 11, including sale of assets which saved the enterprise and avoided imminent demise. Worked with management on strategic planning and critical outreach to various constituencies including creditors, lenders, shareholders, the United States Trustee and the Court.
- **Malden Mills** - successful restructuring in chapter 11. Challenges included overseas manufacturing, retaining employment in the U.S., battles between the board and new management, issues with numerous difficult creditor constituencies, engaged in strategy and implementation of PR approaches.
- Major international manufacturer of medical equipment - critical negotiations with a key supplier that was experiencing financial difficulty. Led to successful multiparty out of court restructuring.
- **Buckingham Oil** - ad hoc committee of purchasers of interests in oil and gas wells in chapter 11.
- Purchaser of paper mill in Manistique Michigan through chapter 11. Engaged in structuring transaction and developing strategy leading to successful acquisition.
- **Alsip Acquisition** – implemented a successful sale of the operations for this Illinois paper mill in its chapter 11 proceeding. Conducted auction yielding almost twice the anticipated return. Involved in negotiation of legal and business terms with union, bank, creditors committee and principals.
- Represented \$1 Billion real estate developer in out-of-court restructuring. Extensive negotiations with numerous lenders, a wind down of operations, threatened litigation, dealing with creditors who were at odds with one another and strategic planning to accomplish the company's business goals.
- Represent private equity fund in out-of-court wind down of portfolio company.

Education

BOSTON UNIVERSITY SCHOOL OF LAW, Boston, MA

J.D. cum laude

Law Review, Editor

Law Review, Staff Member

BOSTON UNIVERSITY

COLLEGE OF BUSINESS ADMINISTRATION, Boston, MA

Bachelor of Science in Business Administration

Major: Finance

Faculty

Boston University School of Law, Boston, MA (Spring 2007-present)

American Bankruptcy Institute and St. John's University, Bankruptcy Mediation, 40-hour training, held at St. John's University School of Law, New York, NY, Faculty member, May and December, 2014-present

Guest Lecturer

New England Law (formerly New England School of Law), Bankruptcy Law, held at Mintz, Levin, April 2012, December, 2015.

Massachusetts Institute of Technology, Bankruptcy Law session, Single Asset Real Estate Bankruptcy, Cambridge, MA, April 2012, May 2013, May 2014, April 2015.

New England Law, Bankruptcy class, April 2014.

Northeastern University, Bankruptcy Law class, What it is like to be a Bankruptcy Attorney, July 2003.

Boston College Law School, Bankruptcy Law class, What it is like to be a Bankruptcy Attorney, April 2002.

Boston College Law School, Bankruptcy Law class, April 2001.

Northeastern University Graduate Business School, Strategies of Parties in a Chapter 11 Proceeding, May 1996.

Northeastern University Graduate Business School, Legal Considerations in Bankruptcy and Turnarounds, October 1990.

Suffolk University, Bankruptcy, February 1982.

Speaker (and Author of related materials)

Let's Try to Work This Out: Best Practices in Bankruptcy Mediation, Southern Bankruptcy Law Institute Conference, April 2016

The ABI Commission Report Recommendations: Reactions from the Battle Front, Southern Bankruptcy Law Institute Conference, March 2016

12th Annual Complex Financial Restructuring Program, ABI at The Wharton School, Philadelphia, PA., November 2015.

NCBJ 2015 Next Generation Roundtable, National Conference of Bankruptcy Judges, Miami, FL, September 2015.

How to Use Mediation as an Effective Practice Tool, National Conference of Bankruptcy Judges, Miami, FL, September 2015.

Business Mediation Process Program, American Bar Association Business Law Section 2015 Annual Conference, Chicago, IL, September 2015.

CLE – Chapter 11 Bankruptcy: Reform is in the Air, Boston Bar Association, Boston, MA, March 2015.

Play-to-Win Luxury Business Retreat, Andrea Bullard & Company, Newport, RI, March 2015.

M. Ellen Carpenter Financial Literacy Training, for Boston Tech School, Boston, MA, March 2015.

Spotlight Lunch - Bankruptcy, Boston University School of Law, Boston, MA, March 2015.

11th Annual Complex Financial Restructuring Program, ABI at The Wharton School, Philadelphia, PA, November 2014.

Lions, Tigers and Bears, Oh My: Navigating Lender Liability in the Post-Crisis Era, American Bar Association Business Law Section, Chicago, IL, September 2014

Lightning Rounds with a Judge, 21st Annual Northeast Bankruptcy Conference, American Bankruptcy Institute, Stowe, VT, July 2014.

How to Defeat a Single Asset Real Estate Case, Commercial Law League of America, Webinar, June 2014.

Bankruptcy Then and Now, 24th Annual Bankruptcy Bench Meets Bar, Boston Bar Association, Boston, MA, May 2014

Where the Work Is (and Isn't), 32nd Annual Spring Meeting, American Bankruptcy Institute, Washington, DC, April 2014.

M. Ellen Carpenter Financial Literacy Training for Boston Latin School, Boston, MA, March 2014.

Subsidiary Obligations on the Debt, Complex Financial Restructuring Program, American Bankruptcy Institute, Philadelphia, PA, November 2013.

The Importance of Negotiation in Chapter 11, National Conference of Bankruptcy Judges, Atlanta, GA, October 2013.

How to Defeat a Single Asset Real Estate Case, Commercial Law League of America, Webinar, August 2013.

Post Confirmation Issues, National Conference of Bankruptcy Judges, San Diego, CA, October 2012.

Whose Process Is This, Anyway?, 9th Annual Complex Financial Restructuring Program at 20th Annual Southwest Bankruptcy Conference, (CFRP), Las Vegas, NV, September 2012.

Stern v. Marshall: One Year Later, 19th Annual Northeast Bankruptcy Conference, American Bankruptcy Institute, Bretton Woods, NH, July 2012.

Executive LL.M. Luncheon Series, Boston University School of Law, Boston, MA, March 2012.

M. Ellen Carpenter Financial Literacy Training for Reading High School students, Reading, MA, March 2012.

Everything the General Counsel Should know about Chapter 11 Bankruptcy, Thomson Reuters/West Law Legal Education Center, Webinar, February 2012.

8th Annual Complex Financial Restructuring Program, ABI at Fordham University School of Law, New York, NY, October 2011.

Seaside Chat, 18th Annual Northeast Bankruptcy Conference, American Bankruptcy Institute, Newport, RI, July 2011.

Executive LL.M. Luncheon Series, Boston University School of Law, Boston, MA, June 2011.

Ethics Panel, 27th Annual Bankruptcy and Restructuring Conference, Association of Insolvency and Restructuring Advisors (AIRA), Intercontinental Hotel, Boston, MA, June 2011.

Outer Contours of Bankruptcy Jurisdiction, 21st Annual Bankruptcy Bench Meets Bar, Boston Bar Association, Boston, MA, May 2011

Bankruptcy Asset Sales: Value-Maximizing Strategies, American Bar Association Business Law Section – Annual Meeting, Boston, MA, April 2011.

The Impact of Bankruptcy on the Capital Markets, American College of Bankruptcy Annual Meeting, First/Seventh Circuits Luncheon, Washington, D.C., March 2011.

Lunch with Experience, American Bar Association - 2011 Spring Meeting, Harvard University Law School, February 2011.

Alternatives to Bankruptcy, Commercial Law League of America's New England Region One Day Conference, Needham, MA, March 2010.

Chapter 11 at the Crossroads: Does Reorganization Need Reform? A Symposium on the Past, Present and Future of U.S. Corporate Restructuring, Legislation Symposium for the American Bankruptcy Institute, Washington, D.C., November 2009.

Post Confirmation Litigation –The Latest Issues, National Conference of Bankruptcy Judges, Las Vegas, NV, October 2009.

For Better or Worse: Chapter 11 in the Post-BAPCPA Downturn, 7th Annual DePaul Business & Commercial Law Journal Symposium, Chicago, IL, April, 2009; also published in the CLLA DePaul Business & Commercial Law Journal, Summer 2009.

Shopping for Answers: Strategies for Retailers in a Distressed Environment, Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C., New York, NY, April 2009.

How to Restructure a Company, Northeastern University Business School, April 2009.

The Outsiders' Dilemma - Achieving Organizational Buy-In as Restructuring Advisors, 11th Annual Turnaround Conference, Harvard Business School, Boston, MA, April 2009.

The Impact of the Subprime Meltdown, Commercial Law League of America, Teleseminar, November 2008.

Understanding Receiverships, Commercial Law League of America, New York, NY, November 2008.

Rule 9019 Settlements and the Confirmation Process: Favored Negotiation or the New Cram Down?, National Conference of Bankruptcy Judges, Phoenix, AZ, September 2008.

From a Ripple to a Tsunami: The Impact of the Subprime Meltdown, National Conference of Bankruptcy Judges, Phoenix, AZ, September 2008.

Gift and Carve Out Plans and Other Developing Confirmation Issues in Chapter 11, National Conference of Bankruptcy Judges, Orlando, FL, October 2007.

Bankruptcy Developments Impacting Commercial Real Estate, Practising Law Institute, Commercial Real Estate Financing 2007 - What Borrowers & Lenders Need to Know Now Program, New York, NY, January-March 2007.

"A Plan Too Far" and Other Confirmation Controversies, American Bankruptcy Institute, 13th Annual Northeast Conference, Newport, RI, July 2006.

Business Bankruptcy 101, American Bankruptcy Institute Armenian Bankruptcy Education Program, Fletcher School of Diplomacy, Boston, MA, June 2006.

Business Bankruptcy for Non-specialists, Corporate Bankruptcies After BAPCA: What To Do About New Provisions You Don't Like, MCLE Conference, Boston, MA, April 2006.

Career Opportunities in Bankruptcy, American College of Bankruptcy, Bankruptcy Conference for First Circuit Law Students at Boston College Law School, March 2004.

Software Leasing and Section 365: Can a Rose by Another Name Smell Sweeter?, American Bar Association, National Conference of Bankruptcy Judges, San Diego, CA, October 2003.

Investment Banker Employment Issues: The Continuing Battle Over Indemnification Issues, American Bankruptcy Institute, New York City Conference, June 2003.

Career Planning, Northeastern University Law School, March 2003.

New Business Problems Require New Expertise: The Changing Nature of Chapter 11 Reorganization and the Role of Professionals and Advisors, Turnaround Management Association, June 2002

Reclamation, Association of Commercial Finance Attorneys, May 2002.

Boston University School of Law, Orientation Program, September 1999.

Reclamation - Real or Imagined?, 1999 National CLE Conference, Bankruptcy Law Seminar, January 1999.

What Lawyers Do, Boston University School of Law, January 1998.

Subordination Under §510 of the Bankruptcy Code, Bankruptcy Issues for the Business Lawyer, How to Negotiate Bankruptcy Transactions Expertly, MCLE, April 1997.

Hostile Acquisition of a Chapter 11 Debtor, Association of Commercial Finance Attorneys, April 1996.

Certain Issues Related to Cramdown Standards of Fair and Equitable With Respect to Secured Creditors, *TOP GUN Seminar* for Secured Lenders, Fleet Bank, September 1995, January 1996, April 1996.

The New Value Exception to the Absolute Priority Rule, MCLE Bankruptcy Update, 1994.

Certain Issues Related to Cramdown, Standards of Fair and Equitable with Respect to Secured Creditors, MCLE Bankruptcy Update, 1993.

Bankruptcy Issues, Boston Bar Association, Bankruptcy Law Committee Seminar, MCLE, May 1991.

Real Estate Workouts and Appraisals, RMA/LORS Program Panel Discussion, Loan Officer Residential Seminar at NE Conference Center, University of New Hampshire, May 1991.

Retainers and Other Forms of Security for Debtor's Counsel, Sixth Annual Bankruptcy Law Conference, MCLE 1990.

Bankruptcy Considerations for the Secured Creditor and Lender Liability, Executive Enterprises, Inc., November 1989.

Fundamentals of Business Reorganization Under Chapter 11 of the Bankruptcy Code - Compensation in Reorganization Cases, MCLE, May 1987.

Bankruptcy and Reorganization from the Point of View of the Secured Lender, Foreclosure & Repossession, April 1987.

Bankruptcy, National Association of Attorneys General and Massachusetts Department of the Attorney General; NAAG Consumer Protection Seminar, October 1986.

Bankruptcy, Association of Commercial Finance Attorney's Annual Legislative Meeting, October 1985.

Some Principals of Bankruptcy Law and Their Effect on Loans and Extensions of Credit, State Street Bank and Trust Company, June 1984.

Drafting and Enforcement of Subordination Agreements, Commercial Law League of America, May 1984.

Bankruptcy and Labor, Massachusetts Bar Association, January 1984.

Compensation in Reorganization Cases and Adversary Proceedings, MCLE, November 1982.

Bankruptcy Primer, Transportation Law Institute, July 1981.

The Early Days of a Chapter 11 Proceeding: Corporate Practice Strategies for a Distressed Business, MCLE, January 1981.

Exemptions for the Middle and Upper Income Debtor, MCLE. March 1980.

Representing Unsecured Creditors, Commercial Law League of America, May 1979.

Panel Moderator/Panel Chair

Do's and Don'ts of Written Advocacy, American Bankruptcy Institute 25th Annual Winter Leadership Conference, Rancho Palos Verdes, CA, December 2013.

Views from the Bench, 7th Annual Credit and Bankruptcy Symposium, Turnaround Management Association, Mohegan Sun, Uncasville, CT, May 2013.

Advanced Education Session: Exploring Troubled Business Situations, 24th Annual Conference of the Turnaround Management Association, Boston, MA, November 2012.

Complex Financing Restructuring Program, American Bankruptcy Institute, Fordham University School of Law, New York, NY, September 2010.

Views from the Bench – The Bankruptcy Landscape after 2009: 363 Sales as an Alternative to Traditional Reorganization Plans, 4th Annual Credit and Bankruptcy Symposium, Turnaround Management Association, Mohegan Sun, Uncasville, CT, May 2010.

Outlook for Restructuring Industry, American Bankruptcy Institute 16th Annual Northeast Bankruptcy Conference and 4th Annual Consumer Forum, Bretton Woods, NH, July 2009.

The Crowded Balance Sheet - Why and What Happens Next?, Turnaround Management Association, Boston, MA, November 2007.

363 Special Problems, Association of Insolvency and Restructuring Advisors, 21st Annual Conference, Boston, MA, June 2005.

A Symposium on the Future of Chapter 11, American College of Bankruptcy together with Boston College Law Review, Boston, MA, April 2005.

Asset Sales: Getting the Deal Done, American Bankruptcy Institute, Annual Spring Meeting, Washington, D.C., April 2004.

Hot Topics Program, American College of Bankruptcy 2004 Annual Induction Conference, Washington, D.C., March 2004.

Claims Trading: Has It Changed The World of Bankruptcy Forever?, ABI 2000 Winter Leadership Conference, November 2000

Failing Dot.coms, MCLE Conference, November 2000.

Dot.Com Bankruptcies, MCLE's Bankruptcy Law Conference 2000, September 2000.

Failed Chapter 11 Plans, American Bankruptcy Institute, Northeast Bankruptcy Conference, July 1997.

Additional Presentations & Speeches

Guest Attorney, Boston University School of Law Alumni-Student Networking Event, April 2015.

Judge at YPO-WPO Harvard Parent Teen Business Program held at Harvard Law School, Cambridge, MA, July, 2013.

Expert Witness testified at the American Bankruptcy Institute's Bankruptcy Commission to Study Chapter 11 Reform: Committee on Plan Process Issues, Boston, MA November 2012.

Television Commentator on CNBC's Program "Power Lunch" - Reacting to Chrysler CEO Robert Nardelli's Choice to Step Down After the Automaker's Emergence from Chapter 11, New York, NY, April 2009.

Master of Ceremonies, Chapter 11 in the Current Meltdown: Does it Work?, American College of Bankruptcy, Boston College Law School, Boston, MA, April 2009.

Conference Participant with Russian Judges on Russian Bankruptcy System, Boston University, December 2008.

Master of Ceremonies and Panel Member, Anatomy of a Distressed Business, American College of Bankruptcy, Boston College Law School, Boston, MA, April 2008.

Master of Ceremonies, Panel Moderator & Speaker - Anatomy of a Distressed Business, American College of Bankruptcy, Boston College Law School, Boston, MA, April 2007.

Host - Reorganization: Then and Now, American College of Bankruptcy, Boston College Law School, Boston, MA, April 2006.

Address to graduating students at Boston University Law School, May 2001.

Awards Presenter and Speaker - Boston University Law School Alumni Association, *Silver Shingle Alumni Awards Presentation and Barristers Dinner*, April 2000 and 2001.

Presenter to first year law students at Boston University Law School regarding alumni mentoring, January 2001.

Participant - Commercial Law League Annual Meeting - Moot Court Presentation on Homestead Exemption, May 1997.

*Publications**

Revel: To Stay or Not to Stay? Third Circuit Reveals the Answer, American Bankruptcy Institute Journal Vol. XXXV, No. 1, 14-15, 43, January, 2016, (featured article in publication)

ABI Mediation Committee's Model Guidelines for Mediation, ABI Journal, April 2015

Should Bankruptcy Waivers Be Enforceable?, XXXIII American Bankruptcy Institute Journal 12, 26-27, 110, December 2014

Did the Supreme Court Finally Explain *Marathon* and *Stern*?, Client Advisory, June 2014

Is Possession a Requirement for Turnover?, *On the Edge* column of the *ABI Journal*, April 2013 Issue

Can a Counterparty to an Executory Contract Perform Preassumption? *On the Edge* column of the *ABI Journal*, May 2012 Issue

How Developments in Bankruptcy Practice Have Significant Impact on the Financial Markets and the Economy, *On the Edge* column of the *ABI Journal*, December/January 2012 Issue

Chrysler Reflects Modern Reorganization Practice, *On the Edge* column of the *ABI Journal*, December/January 2011 Issue

Will New Successor Liability Cases Send Companies Back to Chapter 11 for Asset Sales, *On the Edge* column of the *ABI Journal*, February 2010 Issue

Do Recent Decisions Finding Successor Liability Indicates a Trend that will Send Companies Back to Chapter 11 for Asset Sales?, *Straight and Narrow Ethics* column of *ABI Journal*, December 2009/January 2010

Commercial Bankruptcy Litigation, 2d, West 2009

Pre-Plan Settlements and "Gift Plans" 15 Years after *In re SPM Manufacturing Corp.*, *On the Edge* column of the *ABI Journal*, February 2009 Issue

In re: Iridium Operating LLC and Its Impact on *SPM* Carve-out Arrangements, *On the Edge* column of the *ABI Journal*, December/January 2008 Issue – Contributing Editor

Business Bankruptcy Acquisitions, American Bankruptcy Institute, 2006

“The More Things Change...”: Reflections on 34 Years of Practice, *On the Edge* column of the *ABI Journal*, October 2006 Issue

Crocker’s Notes on Common Forms, MCLE 2006

The Developing Impact of Till v. SCS Credit Corp. on Chapter 11 Reorganizations, *On the Edge* column of the *ABI Journal*, December 2005/January 2006 Issue

Venue Selection between Courts, American College of Bankruptcy 2005 Annual Induction Conference, Washington, D.C., March 2005

A Conflict Between the Bankruptcy Code and State Law Revisited, *On the Edge* column of the *ABI Journal*, December 2004/January 2005 Issue

Does Existing Law Properly Balance Creditor and Equity Interests and Provide Incentives to Utilize Chapter 11 Timely to the Benefit of All?, Straight and Narrow Ethics column of *ABI Journal*, December 2003/January 2004 Issue

Claims Trading, Reprinted Publication, Turnaround Management Association, 2003 Roundtable Convention, October 2003 formerly published in ABI 2000 Winter Leadership Conference, November 2000

Pro Hac Vice: Pro or Con?, Straight and Narrow Ethics column of *ABI Journal*, December 2001/January 2002

Crocker’s Notes on Common Forms, MCLE 2000

Multidisciplinary Practices: Ethical Concerns or Economic Concerns, Straight and Narrow Ethics Column of *ABI Journal*, July/August 1999

Bankruptcy: A Debtor’s Perspective, course material for Harvard MBA program class for use by Professor Michael Roberts, June 1998

Frivolity in the Appellate Court, Straight and Narrow Ethics column of *ABI Journal*, June 1998

NBRC Struggles with the Problem of Disinterestedness, Straight and Narrow Ethics column of *ABI Journal*, December/January 1998

Allocation of Expenses of Sale, Bankruptcy Business Acquisitions, 1997

Tax Exempt Bond Financing, American Bankruptcy Institute HealthCare Committee, Chapter in a handbook published in 1997

New Value Exception to the Absolute Priority Rule, The Supreme Court’s Perspective and the Need for a Legislative Solution, Annual Survey of Bankruptcy Law, 1995-1996

*Many of the above articles and seminar materials were co-authored with other attorneys.

Professional Memberships & Boards

AMERICAN COLLEGE OF BANKRUPTCY

Chairman of the Board of Regents (2016-present)
National Vice President (2012-2016)
Chairman, Educational Committee (2011-2015)
Vice Chair, Educational Committee (2010-2011)
Board of Directors (2009-2012)
First Circuit Regent (2005-2009)
Educational Chair, First Circuit (2003-2005)
Member, Future of the College Committee (2001-2006)
Member of First Circuit Admission Panel (2000-2003)
Fellow (Class of 1991)

AMERICAN BANKRUPTCY INSTITUTE

Co-Chair, ABI Mediation Committee (2015-present)
Chairman, ABI Mediation Sub-Committee on Model Rules (2012-2015)
Co-Chair, Advisory Committee, ABI Commission to Study the Reform of Chapter 11 (2012)
Contributing Editor, Bankruptcy Law Journal
Education Committee of Board of Directors (2003-2005)
Co-Chair, Northeast Bankruptcy Institute (2001-2002)
Board of Directors (2000-2006)

BANKRUPTCY MERIT SELECTION PANEL

Appointment by the First Circuit Court of Appeals (2004)
Advising the First Circuit Court of Appeals on the appointment of a new Bankruptcy Judge (resigned due to conflict concerning Mintz Levin Associate applying for Judgeship)

TURNAROUND MANAGEMENT ASSOCIATION

Chairman of Programming Committee, New England Chapter (1998)
Director, New England Chapter (1999-2008)
Faculty of Association of Certified Turnaround Professionals (2001-2003)

AMERICAN BAR ASSOCIATION

Member

BOSTON BAR ASSOCIATION

Business Bankruptcy Committee

ASSOCIATION OF COMMERCIAL FINANCE ATTORNEYS

Member

COMMERCIAL LAW LEAGUE OF AMERICA

Member

MASSACHUSETTS BAR ASSOCIATION

Member

MASSACHUSETTS BAR FOUNDATION

Fellow

Additional Activities

BOSTON UNIVERSITY – SCHOOL OF LAW ALUMNI ASSOCIATION

Executive Committee (1996-present)
Co-Chair of B.U. Law Fund (2009-2010)
Co-Chair of Law Firm Challenge (2005-2007)
President (2000-2001)

BOSTON UNIVERSITY – SCHOOL OF LAW

Adjunct Professor (2007-present)
Co-chair of Job Placement Task Force (2014-present)
Board of Visitors (2005-2006)

BOSTON UNIVERSITY - SCHOOL OF MANAGEMENT

Advisory Committee Member for *The Pocket MBA for Lawyers Program* (2004-2006)

JEWISH VOCATIONAL SERVICES

Board of Directors (1995-2000)
Budget and Finance Committee (1999)
Micro Enterprises Committee (1997)
Skills Training Advisory Committee (1991, 1992, 1995-1996)

COMBINED JEWISH PHILANTHROPIES

CJP Scholarship Fund Committee (2013-present)
Vice-Chair, Lawyers Team (1994)
Co-Chairman, Lawyers and Accountants Team Breakfast (1994)

RED AUERBACH YOUTH FOUNDATION, INC.

Golf Outing Planning Committee (1997)

CHARLES NORMANDIN FUND

Co-Chairman

MASSACHUSETTS SUPERLAWYERS

Blue Ribbon Panel Member (2006-2015)

Honors, Acknowledgements & Awards

- Chambers USA, America's Leading Lawyers for Business, Star Performer Ranking, 2008-2015 Editions
- Best Lawyers in America: Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law, Litigation - Bankruptcy (1983-2015)
- Chambers USA , America's Leading Lawyers for Business, National Ranking, 2014-2015 Editions

- Honoree for Distinguished Service, 10th Annual First Circuit Reception, American College of Bankruptcy, January 2010.
- Massachusetts Super Lawyers: Bankruptcy & Creditor/Debtor Rights, 2004-2015
- Bankruptcy Court, District of Massachusetts, Pro Bono Honoree, 2013-2015
- The Best Lawyers in America, Naifeh and Smith, 1983-present
- Massachusetts Super Lawyers: Top 100 Lawyers in any Field, 2009-2014
- Chambers USA, America's Leading Lawyers for Business, Tier 1 Ranking, 2003-2007 Editions
- Massachusetts Super Lawyers: Top 100 Lawyers in any Field 2004-2014
- Best Lawyers' Boston Litigation-Bankruptcy 2013; "Lawyer of the Year," September 2012
- Boston University Law School Alumni Association, Silver Shingle Alumni Award for Distinguished Service to School of Law, April 2004.
- Best Lawyers' Boston Bankruptcy and Creditor-Debts Rights 2010 "Lawyer of the Year", December 2009
- Massachusetts Super Lawyers: Top 10 Lawyers in any Field, 2007
- Who's Who in America
- Who's Who in American Law
- Who's Who in the World
- Who's Who in Finance and Business
- Who's Who Legal – The International Who's Who of Business Lawyers
- Guide to the World's Leading Insolvency and Restructuring Lawyers
- Commercial Bankruptcy Litigation
- Expert Guides - Banking, Finance and Transactional Law
- Legal 500 United States Guide

Media Appearances, Quotes & Acknowledgements

THE WALL STREET JOURNAL

Dealers Make a Stand for RadioShack in Small-Town America

Dated: February 27, 2015

REUTERS

Bankruptcy emergence in US doesn't ensure success

Dated: Wednesday, 3 Feb 2010 05:48pm EST

Calm now, but more bankruptcies seen

Dated: Friday, 25 Sep 2009 01:20pm EDT

UPDATE 2 - Judge recommends Grupo Mexico bid in Asarco case

Dated: Monday, 31 Aug 2009 11:05pm EDT

UPDATE 3 - Reader's Digest files prearranged bankruptcy

Dated: Monday, 24 Aug 2009 01:19pm EDT

Reader's Digest files prearranged bankruptcy

Dated: Monday, 24 Aug 2009 01:23pm EDT

SCENARIOS-Kellwood options limited if it doesn't repay debt

Dated: Wednesday, 15 Jul 2009 03:46pm EDT

New GM Hopes Profitable Start

Dated: 11, Jul 2009

INSTANT VIEW: US top court justice grants Chrysler sale delay

Dated: Monday, 8 Jun 2009 06:58pm EDT

NEWSMAKER-GM judge has experience with landmark cases

Dated: Monday, 1 Jun 2009 12:44pm EDT

UPDATE 1-NEWSMAKER-GM judge experienced with landmark cases

Dated: Monday, 1 Jun 2009 05:14pm EDT

INSIDE DEBT – Changing the Rules

Dated: Monday, 4, May 2009

Reader's Digest Is Still Leveraged -- Seeking Alpha

Dated: August 24, 2009

BLOOMBERG

American Axle, Magna May Lose in Auto Bankruptcies

Dated: April 20, 2009

CNBC – TELEVISION

Nardelli Reaction

Dated: April 30, 2009

Chrysler Crisis: Waiting for Obama

Dated: April 30, 2009

THE BOSTON GLOBE

Radio Shack Franchisees Band Together amid Bankruptcy

Dated March 7, 2015

Documents seized from Alpha Omega

Dated: March 13, 2008

Despite crisis, business as usual at Alpha Omega Jewelers

Dated: December 24, 2007

Alpha Omega stores set to reopen

Dated: December 22, 2007

Long trail of debt at shuttered Alpha Omega

Dated: December 21, 2007

Charles Normandin; with courtesy and intellect, lawyer thrived

Dated: January 6, 2006

N.Y. lender strikes back at Chiofaro

Dated: May 11, 2004

Malden Mills Bankruptcy Hearing Delayed

Dated: September 17, 2003

Feuerstein May Agree To Give Up Stake In Malden Mills Proposal An Option In Reorganization

Dated: June 27, 2002

Malden Mills's Feuerstein Sees Future Beyond Ch. 11

Dated: December 2, 2001

Rumblings In The Underbelly

Dated: August 20, 1998

Manzi Battling Nets Creditors Chief of Bankrupt Company Says He Should Be Paid First

Dated: September 3, 1997

Campeau: Is Down Also Out? Analysts Believe Latest Moves Are Designed To Avoid Bankruptcy

Dated: January 13, 1990

Campeau Pays \$100m Bill For Christmas Goods Move Seen As Indication Firm Hopes To Avoid Bankruptcy

Dated: January 11, 1990

Discount Chain In Bid To Reopen Ken and Dave In Court With Repayment Plan

Dated: September 18, 1987

Manufacturers Marketplace Files For Reorganization

Dated: September 12, 1987

Manufacturers Marketplace Looks For Funds To Reopen

Dated: September 2, 1987

THE BOSTON HERALD

Alpha Safes' Jewelry Missing

Dated: January 11, 2008

Jewelry Line Addition Blamed for Alpha Omega Bankruptcy

Dated: January 4, 2008

Debt-ridden Alpha Omega to Reopen

Dated: December 22, 2007

Malden Mills Buyback Falters

Dated: August 26, 2003

Malden Mills Says It Won't Fleece Lenders

Dated: August 20, 2002

BOSTON MAGAZINE

Lawyer: We Are Working to Put the Company Back Together

Dated: December 21, 2007

LAW360

Lawyers React To Justices' Ruling On Bankruptcy Court Power

Dated: May 26, 2015

GM Ch. 11 Judge Finds Himself in The Spotlight

Dated: June 1, 2009

Bankruptcy Work Is in Small, Middle Markets, Experts Say

Dated: April 25, 2014

Q&A with Rick Mikels

Dated: April 22, 2013

Shutterfly's \$24M Stalking Horse Bid For Kodak Unit

Dated: March 20, 2012

BOSTON BUSINESS JOURNAL

Firms raking large fees in major local bankruptcies

Dated: September 12, 2003

Bankruptcy Lawyers Balk at Disclosure Plan

Dated: June, 22, 2012

MASSACHUSETTS LAWYERS WEEKLY

Local bankruptcy lawyers react to data on drop in filings

Dated: November 5, 2015

Bankruptcy bar fears fallout from 'Baker Botts' ruling

Dated: June 29, 2015

NATIONAL LAW JOURNAL

Supreme Court Brief

High Court Broadens Bankruptcy Judges' Authority

Dated: May 26, 2015

THE DEAL (THEDEAL.COM)

Supreme Court ruling affirms bankruptcy judges' authority

Dated: May 26, 2015

MASS LIVE

RadioShack dealers seek to raise funds online; bidding in bankruptcy court begins Tuesday

Dated: March 16, 2015

RETAIL DIVE

RadioShack dealers in limbo

Dated: March 2, 2015

THE DALLAS MORNING NEWS

RadioShack's sale hearing has numerous objections

Dated: March 25, 2015

THE PRESS DEMOCRAT

RadioShack bankruptcy leaves Sebastopol dealer in limbo

Dated: March 8, 2015

FRANCHISE TIMES NEWS

RadioShack Owners Band Together in Hopes of Influencing Bankruptcy Case

Dated: February 2015

THE AUTO CHANNEL

Terminated Chrysler Dealerships to Challenge Sale

Dated: May 19, 2009

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Nationally Recognized Expert in Bankruptcy Law Stuart Hirshfield

Dated: May 15, 2008

JEWELERS' CIRCULAR KEYSTONE

Alpha Omega Files for Bankruptcy

Dated: January 3, 2008

HOME TEXTILES TODAY

Liquidation auction set for Joan Fabrics

Dated: May 31, 2007

Joan Fabrics Assets to be Auctioned

Dated June 4, 2007

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Dot-com bankruptcies: Who will survive?

Dated: October 12, 2000

BUSINESS WIRE

Maurice 'The Pants Man' Files for Bankruptcy

Dated: June 23, 2000