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# Northeast Bankruptcy Conference & Consumer Forum 2021

## **Faculty Biographies**

**Hon. Frank J. Bailey** was appointed as a U.S. Bankruptcy Judge for the District of Massachusetts in Boston on Jan. 30, 2009, and served as Chief Judge from December 2010 until December 2015. He also serves on the First Circuit Bankruptcy Appellate Panel. Previously, Judge Bailey clerked for Hon. Herbert P. Wilkins of the Massachusetts Supreme Judicial Court from 1980-81 and was an associate at the Boston office of Sullivan & Worcester LLP until 1987, where he practiced in its litigation and bankruptcy departments. He spent the next 22 years as a partner at Sherin and Lodgen LLP, where he chaired its litigation department and was a member of its management committee. His practice focused on complex business litigation and creditors' rights, and he often represented clients in medical device, pharmaceutical and high-technology businesses. Judge Bailey served as the consul for the Republic of Bulgaria in Boston before his appointment to the bench, and he has participated in many international judicial programs. In 2013, he taught at the Astrakhan State University School of Law in south central Russia, and he has also taught courses in Sofia, Bulgaria and Tashkent, Uzbekistan. In addition, he taught legal writing and research at Boston University School of Law from 1981-93 and currently teaches business reorganizations at Suffolk University Law School in Boston. Judge Bailey was appointed by the First Circuit to oversee the financial restructuring of the City of Central Falls, R.I. He has served on the Board of Governors of the National Conference of Bankruptcy Judges and was its Education Committee Chair in 2017. He is currently president of the National Conference of Bankruptcy Judges. In addition, he is past chair of the National Conference of Federal Trial Judges of the American Bar Association, for which he currently serves as the Judicial Member at Large on the ABA Board of Governors and a member of the House of Delegates, and recently served as the chair of the Committee on the Profession, Public Service and Diversity. Judge Bailey received his B.S.F.S. from Georgetown University's School of Foreign Service and his J.D. from Suffolk University School of Law.

**Charles R. Bennett, Jr.** is a shareholder in the Boston office of Murphy & King and handles complex commercial litigation involving financial institutions, contracts, corporate issues, including directors' and officers' claims, disputes among members of closed corporations, and insolvency. The current focus of his practice is on rights and remedies for debtors and creditors in corporate chapter 11 cases. Mr. Bennett devotes a substantial amount of time to banking and lending litigation, representing both borrowers and banking institutions in commercial disputes. He has tried numerous jury and jury-waived cases concerning business torts, unfair trade practices and insolvency issues. Mr. Bennett has appeared in the trial courts of Massachusetts, New Hampshire, Rhode Island, the Massachusetts Appeals Court, the Massachusetts Supreme Judicial Court, numerous U.S. District Courts including for Massachusetts, Rhode Island, New Hampshire, Delaware and the Southern District of New York, and the U.S. Courts of Appeals for the First, Third and Eighth Circuits, as well as before state and local administrative agencies. He formerly served as an Assistant District Attorney for Middlesex County. Mr. Bennett received his B.A. *cum laude* in 1970 from Boston College and his J.D. in 1974 from Boston College Law School.

**Letson Douglass Boots** is an associate in the Bankruptcy, Restructuring, and Insolvency Practice Group at Bernstein Shur in Portland, Maine. She represents debtors and creditors in all manner of bankruptcy-related matters, including chapter 11 reorganizations, asset sales and acquisitions, and bankruptcy-related litigation. Prior to joining Bernstein Shur, Ms. Boots clerked for the Maine Supreme Judicial Court. She received her B.A. from Colby College and her J.D. *summa cum laude* from Vermont Law School.

**Ryan M. Borden** is an attorney with Ford, McDonald, McPartlin & Borden, P.A. in Portsmouth, N.H., where he focuses on representing trustees, creditors and debtors in chapter 7, 13 and 11 cases. His practice also involves representing clients in all aspects of corporate law, landlord/tenant law, collections and commercial litigation. Mr. Borden's foreclosure practice has concentrated on the representation of creditors within the state of New Hampshire. Before practicing law, he spent almost a decade in the construction industry, managing every facet of construction projects. Mr. Borden is a member of the New Hampshire Bar Association, ABI, the American Inns of Court - Charles C. Doe Chapter and the Rockingham County Bar Association. He received his B.A. in justice in 2008 from American University and his J.D. in 2013 from the University of New Hampshire Law School.

**Barbara J. Bowe, LICSW** is a social worker and handles client assessments, referrals and case management for Lawyers Concerned for Lawyers in Boston, which she joined in 1996. She also acts as a liaison with the deans of Massachusetts' nine law schools. Ms. Bowe has coordinated and been involved in training programs for a range of segments of the bar, including judges, M.B.A. and B.B.A. peer-support programs, bar advocate programs, LCL monitor program and professional responsibility classes. She has managed both inpatient and outpatient substance-abuse treatment programs in Greater Boston, most recently at Westwood Lodge Hospital just prior to coming to LCL. She has worked in both in-house and offsite employee-assistance programs, and has maintained a private practice for many years in Brookline, Mass. Ms. Bowe runs LCL's Professional Conduct Group, Law School Deans Roundtable, and office hours and groups at Massachusetts law schools. She is a 1985 graduate of the Boston University School of Social Work.

**Jack Bradley** is a member of Capstone's Financial Advisory Services group in Boston and initiates and negotiates complex transactions, including debt-restructurings and acquisitions. He has extensive merger & acquisition experience, including due diligence, valuation, terms and deal structure. Before joining Capstone Headwaters, Mr. Bradley ran a solo consulting practice for over five years. Before starting his firm, he created and ran a consulting practice for a national law firm for 14 years and served as a director of M&A for seven years for one of the world's leading financial institutions. Mr. Bradley is a member of the Turnaround Management Association. He received his B.S. in business administration from Salem State University.

**Hon. Colleen A. Brown** is Chief U.S. Bankruptcy Judge for the District of Vermont in Burlington, appointed on April 10, 2000, and reappointed to a second 14-year term in October 2014. Previously, she was a partner in the law firm of Lawrence, Werner, Kesselring, Swartout & Brown, LLP, where her practice focused on bankruptcy, both debtors' and creditors' rights, foreclosures, workouts and matrimonial bankruptcy issues. She also clerked for Hon. Beryl E. McGuire, Chief U.S. Bankruptcy Judge for the Western District of New York, as the estate administrator in that court; as the Assistant U.S. Trustee for the Western District of New York; and as in-house counsel to The Canandaigua National Bank and Trust Co. Since being appointed to the bench, Judge Brown has served as a member of the Vermont Bar Association's Professionalism Roundtable and has chaired the Federal-State Law Council for the District of Vermont, Vermont's first Rule of Law Conference and the Federal Judges' Committee of the National Association of Women Judges. She has been very active in the National Conference of Bankruptcy Judges, including as the Second Circuit representative to the Board of Governors, a member of two NCBJ Education Committees, chair of the NCBJ's U.S. Trustee Liaison Committee, chair of the NCBJ's Liaison Committee to the National Association of

Women Judges, and chair of the NCBJ President's Special Task Force for Cost Containment. Judge Brown is an author for *Collier on Bankruptcy* (15th ed. revised) and an associate editor for the *American Bankruptcy Law Journal*, and frequently lectures on consumer and farm bankruptcy law. She received the New York State Bar Association's President's Pro Bono Service Award in 1992 and the Vermont Bar Association's Pro Bono Service Award in 2006. Judge Brown received a B.A. *cum laude* with honors in philosophy from Colgate University in 1979 and her J.D. *cum laude* from the University of Buffalo Law School in 1983.

**Paul W. Carey** is a partner in Mirick O'Connell's Creditors' Rights, Bankruptcy and Reorganization Group in Worcester, Mass., where he concentrates his practice on creditors' rights, bankruptcy and business reorganization matters. He has experience with bankruptcy and insolvency proceedings and litigation, representing creditors, debtors, creditors' committees, trustees and receivers. He represents borrowers, lenders and other creditors in out-of-court loan restructurings, receiverships, assignments for the benefit of creditors, and the purchase and sale of distressed businesses. Before joining the firm in 1995, Mr. Carey served as counsel to RECOLL Management Corp. in Boston, where he concentrated his practice on bankruptcy, workouts and commercial litigation. He is rated AV-Preeminent by Martindale-Hubbell, has been named a Massachusetts "Super Lawyer" by *Boston* magazine and *Law & Politics* every year since 2005, and was named one of the Top 100 Super Lawyers in Massachusetts in 2018 and 2019. Mr. Carey received his B.A. in 1990 from Fairfield University and his J.D. *cum laude* in 1994 from Suffolk University Law School.

**Hon. Peter G. Cary** is Chief Bankruptcy Judge for the U.S. Bankruptcy Court for the District of Maine in Portland, initially appointed in 2014. He also serves on the U.S. Bankruptcy Appellate Panel for the First Circuit. Previously, he clerked for one year for the Maine Superior Court and in 1988 joined the law firm of MittelAsen, LLC, where he practiced law until his appointment to the bankruptcy court. Judge Cary is the treasurer of the Maine State-Federal Judicial Council, an advisory director of the Nathan & Henry B. Cleaves Law Library, an adjunct faculty member at the University of Maine School of Law, and a member of the First Circuit Workplace Conduct Committee, and he is certified in both Consumer and Business Bankruptcy Law by the American Board of Certification. He received his undergraduate degree *cum laude* and Phi Beta Kappa from the University of Massachusetts at Amherst in 1982 and his J.D. *cum laude* from Boston College Law School in 1987.

**Bodie B. Colwell** is an associate with Preti, Flaherty, Beliveau & Pachios, Chtd., LLP in Portland, Maine, and represents businesses in financial distress both in and out of court. She also helps banks and businesses recover money owed to them. Ms. Colwell represents chapter 7 trustees of corporate and consumer debtors in the liquidation of assets and litigation matters, buyers of assets in bankruptcy, and distressed health care businesses in out-of-court workouts and liquidations. She also represents lenders in commercial and consumer matters and creditors in matters involving preference and fraudulent transfer avoidance claims. Ms. Colwell is an emerging leader in bankruptcy and restructuring. She has authored articles for the *ABI Journal* and is actively engaged in ABI committees, serving as Education Director for its Young and New Members Committee. In addition, she is a member of the International Women's Insolvency & Restructuring Confederation (IWIRC) and is the first New England-area attorney to be named as a semi-finalist for the IWIRC Rising Star Award. Ms. Colwell received her B.A. in 2004 from the University of Southern Maine and her J.D. *cum laude* from the University of Maine School of Law.

**Brian Cuban** is a Dallas-based attorney, author and addiction-recovery advocate, and the younger brother of Dallas Mavericks owner and entrepreneur Mark Cuban. He has been in long-term recovery from alcohol, cocaine and bulimia since April 2007. Mr. Cuban's first book, *Shattered Image: My Triumph over Body Dysmorphic Disorder*, chronicles his first-hand experiences living with, and recovering from, 27 years of eating disorders and body dysmorphic disorder (BDD). His most recent, best-selling book, *The Addicted Lawyer; Tales of The Bar, Booze, Blow, & Redemption*, is an unflinching look back at how addiction and other mental health issues destroyed his career as a once-successful lawyer, and how he and others in the profession redefined their lives in recovery and found redemption. Mr. Cuban has spoken at colleges, universities, conferences, nonprofit and legal events across the U.S. and in Canada. He has appeared on prestigious talks shows such as the "Katie Couric Show," as well as numerous media outlets around the country. He also writes extensively on these subjects; his columns have appeared in and he has been quoted on these topics on CNN.com, Foxnews.com, *The Huffington Post*, *Above the Law*, *The New York Times*, and in online and print newspapers around the world. Mr. Cuban received his undergraduate degree from Pennsylvania State University and his J.D. from the University of Pittsburgh School of Law.

**Shari I. Dwoskin** is an associate with Brown Rudnick LLP in Boston and practices in its Bankruptcy & Corporate Restructuring Department. She represents debtors, bondholders, unsecured creditors' committees, and official and ad hoc committees of creditors and equity interest-holders in both chapter 11 restructurings and litigation arising from related disputes. Ms. Dwoskin has experience managing many facets of the restructuring process, including negotiating restructuring support agreements, plans and DIPs; plan-confirmation trials; avoidance actions; bankruptcy auctions; the claims-resolution process; and related motion practice and litigation. She also regularly consults with the firm's Corporate and Intellectual Property Groups on bankruptcy-related provisions of intellectual property licenses, and with the Real Estate Group on landlords' rights in tenant bankruptcies. Prior to joining Brown Rudnick, Ms. Dwoskin worked as a judicial intern to Chief Judge Richard W. Roberts, U.S. District Court for the District of Columbia. She received her B.A. in 2002 from McGill University, her M.A. in 2006 from Harvard University and her J.D. in 2014 from Harvard University, where she was editor-in-chief of the *American Criminal Law Review* and was a member of the Georgetown Law Barristers' Council, Appellate Advocacy Division.

**Kellie W. Fisher** is an attorney with Drummond Woodsum in Portland, Maine, and represents secured and unsecured creditors, equityholders, debtors, liquidating and litigation trustees, DIP lenders, and official and ad hoc committees of creditors and equityholders in many aspects of restructuring and insolvency, including litigation. She represents a wide array of stakeholders in chapter 7, 11, 12 and 13 cases and other restructuring transactions, and advises clients on all aspects of the restructuring process, including plan negotiation and drafting, DIP lending, § 363 sales, adversary proceedings and contested matters, fraudulent conveyance and preference litigation, and other debtor/creditor litigation. Ms. Fisher is admitted to practice in Maine, Massachusetts and New York, and before the U.S. District Courts for the Districts of Maine and Massachusetts. She has been recognized as a "One to Watch" in Bankruptcy and Creditor/Debtor Rights/Insolvency and Reorganization Law in The Best Lawyers in America, and she is a board member of the International Women's Insolvency & Restructuring Confederation (IWIRC New England) and a member of ABI and the Turnaround Management Association. Prior to joining Drummond Woodsum, Ms. Fisher maintained a restructuring practice at an international law firm in Boston. She received her B.A. in 2012 from Colby College and her J.D. in 2015 from Boston College School of Law.

**Kate P. Foley** is an associate in Mirick O'Connell DeMallie & Lougee, LLP's Creditors' Rights, Bankruptcy, and Reorganization Group in Westborough, Mass., and assists with all aspects of the group's practice. She primarily focuses on creditors' rights, bankruptcy and business restructuring. She frequently represents court-appointed trustees, chapter 11 debtors, secured lenders, commercial landlords and other creditors in bankruptcy and restructuring matters. She also has experience representing commercial landlords in retail bankruptcies and mortgage lenders in defending title claims and avoidance actions in bankruptcy. Ms. Foley is admitted to practice before the U.S. District Court for the District of Massachusetts. Since 2018, she has served on the board of the New England Chapter of the International Women's Insolvency & Restructuring Confederation (IWIRC) and on the steering committee of the Boston Bar Association's Bankruptcy Section. Ms. Foley received her B.A. *magna cum laude* in political science and religious studies in 2006 from the College of the Holy Cross, her M.A.R. *magna cum laude* in ethics from the Yale Divinity School in 2008, and her J.D. *cum laude* in 2011 from Boston College Law School, where she was articles editor of the *Boston College Journal of Law & Social Justice*.

**Jay S. Geller** is a sole practitioner in the Law Office of Jay S. Geller in Portland, Maine, where he focuses his practice on complex bankruptcy and commercial litigation, corporate reorganizations, workouts, chapter 11 bankruptcies, and bankruptcy and commercial mediation. He has represented creditors' committees, debtors, trustees, secured creditors and unsecured creditors in cases of regional and national significance, including *In re Great Northern Paper Inc.* and *In re Lincoln Paper and Tissue LLC*, two Maine paper mills; *In re Belknap Inc.* and *In re HFH Inc.*, two of the largest chapter 11 cases in Kentucky history; and *In re Telesphere Communications Inc.*, a complex telecommunications bankruptcy in Illinois. He also represented unsecured creditors and interested parties in the Fairpoint Communications and Montreal, Maine & Atlantic Railway chapter 11 cases. Previously, Mr. Geller was a partner in the Commercial Law Department of Jenner & Block in Chicago until he relocated to Maine in 2000. From 2000-08, he was the sole member of the Law Office of Jay S. Geller and, for most of that time, Of Counsel to Shaw Fishman in Chicago. From 2009-11, he was co-chair of the Business Restructuring and Insolvency Practice Group of Bernstein Shur. On Jan. 1, 2012, he reestablished his solo practice. Mr. Geller has served for more than 25 years as a faculty member at the National Institute of Trial Advocacy and its successor program, ABI's Litigation Skills Symposium, through which he has taught trial advocacy skills to commercial and bankruptcy attorneys. In 2013, he completed the ABI-St. John's University 40-Hour Bankruptcy Mediation Training Program. Mr. Geller has spoken to numerous bar and professional associations on bankruptcy litigation topics, general bankruptcy issues, the role and duties of creditors committees, real estate issues in bankruptcy (including single-asset bankruptcies), confirmation issues in chapter 11 cases, commercial foreclosure issues, intellectual property issues in bankruptcy, and mediation. In addition to his bankruptcy and commercial litigation practice and his mediation practice, he was a member of the Board of Directors of Pro Bono Advocates (now known as the Domestic Violence Legal Clinic), an Illinois nonprofit corporation, from 1992-99, and served as president of PBA's board from 1994-97. Mr. Geller has been recognized by the Illinois State Bar Association and PBA for his work on behalf of victims of domestic violence and applicants for political asylum, as well as for other public service. He also volunteers for the Credit Abuse Resistance Education (CARE) program. Mr. Geller is a Fellow of the American College of Bankruptcy and is Board Certified in Business Bankruptcy Law by the American Board of Certification. He also is AV-rated by Martindale Hubbell and is recognized in *Chambers USA* and *The Best Lawyers in America* for his work in bankruptcy law. Mr.

Geller received his A.B. *magna cum laude* and Phi Beta Kappa from Dartmouth College in 1982, and his J.D. *cum laude* from Boston University School of Law in 1985.

**Robert E. Girvan, III** is an attorney with Weiner Law Firm, P.C., in Springfield, Mass., which he joined in August 2016. He concentrates his practice in commercial litigation, collections and bankruptcy law. Prior to joining the firm, Mr. Girvan practiced with a firm in Bangor, Maine, concentrating in consumer bankruptcy. He oversaw the second-largest consumer bankruptcy practice in the state of Maine, working primarily on chapter 7, 11, 12 and 13 bankruptcies. Mr. Girvan was named a *Super Lawyers* “Rising Star” for New England in the practice area of Consumer Bankruptcy and was the only consumer bankruptcy attorney north of Portland, Maine, to achieve this distinction from 2014-16. Since joining the firm, he has continued to represent debtors as they navigate the bankruptcy process, and he often represents creditors in bankruptcy court and in state court to enforce creditors’ rights. A large portion of Mr. Girvan’s practice involves representing chapter 7 trustees in bankruptcy cases to recover assets and avoid transfers under the Bankruptcy Code. He was also named a *Super Lawyers* “Rising Star” in Massachusetts in the areas of Civil Litigation and Bankruptcy for 2018-20. Mr. Girvan received his B.A. in 2006 from Colby College and his J.D. in 2010 from the University of Maine School of Law.

**Hon. Edward A. Godoy** is a U.S. Bankruptcy Judge for the District of Puerto Rico in San Juan and Chief Judge of the Bankruptcy Appellate Panel for the First Circuit. Prior to his appointment to the bench, Judge Godoy was a trial attorney with the U.S. Trustee Program, where he worked on chapter 7 and 11 cases and focused on combating debtor fraud and creditor abuse. Before joining the Department of Justice, he practiced law at Feldstein, Gelpi & Gotay in San Juan, P.R., and specialized in federal litigation, professional liability, real estate and product liability law. He was also a foreign law trainee at Estudio Beccar Varela in Buenos Aires, Argentina and Pinheiro Neto Advogados in São Paulo, Brazil. Immediately after graduating from law school, Judge Godoy joined Stryker, Tams & Dill in Newark, N.J., as a corporate associate. He is a member of the state bars of New Jersey, New York and Puerto Rico. He has also been a panelist for seminars sponsored by ABI, the Instituto Iberoamericano de Derecho Concursal, the Puerto Rico Bar Association and the Puerto Rico Judicial Academy. Judge Godoy received his B.S. *cum laude* in finance and economics from the University of Pennsylvania’s Wharton School in Philadelphia and his J.D. from Columbia University Law School in New York. He also took postgraduate courses on the civil and commercial codes at the Faculty of Law of the University of Buenos Aires in Argentina.

**Isley M. Gostin** is counsel at Wilmer Cutler Pickering Hale and Dorr LLP in Washington, D.C., and has experience representing clients in all stages of complex litigation and bankruptcy proceedings, including discovery, motions, mediation, trial and appeals. She has litigated seven trials, many cases in the courts of appeals, and three merits cases before the U.S. Supreme Court, focused primarily on bankruptcy issues. Prior to joining the firm, Ms. Gostin clerked for Hon. Robert E. Gerber of the U.S. Bankruptcy Court for the Southern District of New York. She is a 2020 honoree of ABI’s “40 Under 40” class, co-authored *ABI’s Quick Evidence Handbook, Second Edition*, and currently serves as the Education Director for the ABI’s Litigation Committee. Ms. Gostin received her B.A. *cum laude* from Harvard College and her J.D. *cum laude* from Harvard Law School.

**Leanne Gould, CPA, ABV, CFF, ASA** is the principal of Gould Consulting Services (GCS) in Atlanta, which she founded in 2018 to help counsel and their clients to understand complex financial and business valuation issues in a variety of disputed matters by listening, evaluating the facts and documents produced in the case, and explaining findings and opinions clearly and in a practical manner. She is experienced in bankruptcy litigation and consulting, forensic accounting, business valuation and manufacturing operations. Ms. Gould has provided expert reports and testimony in matters before U.S. bankruptcy, district and state courts and arbitration panels on a variety of issues, including voidable transfers, conversion, misappropriation, disputed business valuation, lost profits and avoidance actions brought under §§ 544, 547 and 548 of the U.S. Bankruptcy Code and UVTA, including assessments of reasonably equivalent value, solvency, asset-tracing and alter-ego. Prior to founding her own firm, she was a former director in the Litigation Support and Forensic Accounting Services group at Aprio, an accountancy firm in Atlanta. Ms. Gould received her M.B.A. from the University of Buffalo.

**Brent P. Hazzard** heads Citizens Bank's Asset Based Lending, Asset Finance and Transitional finance teams in Boston and has more than 30 years of experience as a lender. He's responsible for working with more than 150 bankers managing \$10 billion in commitments and driving approximately \$1.5 billion in annual new business by satisfying customers financing needs. Mr. Hazzard joined Citizens in 2016 to build its transitional finance lending business to source new restructuring-based financings. In 2018, Citizens added the asset-based business to his responsibilities, and he added the Asset Finance team to his responsibilities in 2021. Mr. Hazzard's notable past leadership responsibilities include building and managing structured finance for Shawmut Bank, as well as originations leader for GE Capital's ABL team for the East, Midwest and Canada. Additionally, he was a leader in distressed-debt and restructuring at GE Capital and was a participant in the credit committee for each of these leadership roles. Mr. Hazzard has been a member of the adjunct faculty of the University of Connecticut's School of Business M.B.A. program for the past 17 years and has designed and taught courses on mergers & acquisitions, restructuring, marketing and sales leadership. He received his Bachelor's degree in business administration from the University of Connecticut and his M.B.A. from the University of Hartford. He also has completed the coursework at the Stonier Graduate School of Banking and is a graduate of GE's Global Management Development program and Harvard's Executive Development Program.

**David C. Kully** is an antitrust partner in the Washington, D.C., office of Holland & Knight LLP, where his practice focuses on antitrust litigation, civil and criminal antitrust investigations by the antitrust enforcement agencies, and counseling clients on the requirements of the antitrust laws. He joined Holland & Knight in 2016 after an 18-year career with the Antitrust Division of the U.S. Department of Justice, where he led a 25-lawyer office responsible for investigating potential antitrust violations and litigating antitrust enforcement actions in the credit cards, real estate, sports, media (newspapers, television, radio and book publishing) and entertainment (music, movies, live entertainment) industries. His work with the government and in private practice has included matters in which the antitrust agencies have interceded to block the sale of assets through bankruptcy proceedings. Before joining the DOJ, Mr. Kully was in private practice at the Washington, D.C., office of a large international law firm and was recruited to participate as counsel in a special investigation conducted by the U.S. Senate Governmental Affairs Committee into campaign finance irregularities that arose during the 1996 federal election cycle. He received his B.A. in economics from Dartmouth

College and his J.D. *magna cum laude* from Cornell Law School, where he was admitted to the Order of the Coif and served as editor of the *Cornell Law Review*.

**Hon. Enrique S. Lamoutte** is a U.S. Bankruptcy Judge for the District of Puerto Rico in San Juan, initially appointed in November 1986. He served as Chief Judge from 1986-98 and from 2009-18. He also served as a judge for the U.S. Bankruptcy Appellate Panel for the First Circuit, over which he presided as Chief Judge. Judge Lamoutte previously clerked for U.S. District Judge Hernan G. Pesquera of the U.S. Bankruptcy Court for the District of Puerto Rico and was chief of the Civil Division of the U.S. Attorney's Office. He is also a retired colonel of the Puerto Rico Air National Guard. Judge Lamoutte graduated from Boston College and the University of Puerto Rico Law School.

**Hon. Julie A. Manning** is the Chief Bankruptcy Judge for the District of Connecticut in Bridgeport, initially sworn in on Sept. 9, 2013, and named Chief Judge on Sept. 9, 2014. Prior to her appointment, she was in private practice for 25 years, representing corporations, partnerships, financial institutions and insurance companies in bankruptcy and commercial litigation cases throughout the U.S. From 1999 until her judicial appointment, she was a partner with the law firm of Shipman & Goodwin, LLP, where she chaired the firm's Bankruptcy and Creditor Rights Group, co-chaired the firm's Finance and Investment Practice Group, and was a member of the firm's Partnership Review Committee and Compensation Committee. As a practicing attorney, Judge Manning was listed in the Bar Register of Preeminent Women Lawyers, was repeatedly named a *Connecticut Super Lawyer* and *New England Super Lawyer*, and was listed as one of *The Best Lawyers in America* in the area of Bankruptcy and Creditor/Debtor Rights. She is a member of ABI, the Connecticut Bar Association and the National Conference of Bankruptcy Judges, for which she serves on its Public Outreach Committee and Endowment for Education Board. During law school, Judge Manning clerked with the Office of the U.S. Trustee. She received her B.A. from Fairfield University and her J.D. from Suffolk University School of Law.

**Rudy Morando, CIRA, CTA** is a managing director with Berkeley Research Group, LLC in Boston and provides leadership to businesses during times of transition. He leverages BRG's resources to advise stakeholders in developing tactical plans to improve profitability, liquidity and capital structure efficiency. Mr. Morando focuses on strategic and financial planning, and he is experienced in financial analysis and diligence, operational assessments and process improvements, working-capital improvement, cash management, M&A and stakeholder communications. In 2015, he was selected as one of M&A Advisor's "40 Under 40." Mr. Morando is a committee member of TMA Global's Certification Oversight Committee and a frequent speaker, author and panel member on the topic of business transition. He received his B.S.B.A. with a concentration in finance and insurance in 2001.

**Hon. Ann M. Nevins** is a U.S. Bankruptcy Judge for the District of Connecticut in New Haven, appointed in 2015. During her 10 years in private practice, her work involved bankruptcy debtors, creditors, lenders, investors including hedge funds and private-equity firms, banks, pension funds, unions, trade creditors, government creditors and regulatory agencies, insurance companies and bankruptcy trustees. She also represented clients in complex corporate and real estate transactions, including large commercial financings, acquisitions, dispositions, commercial leasing and business restructurings. From 1999 through her appointment to the bankruptcy court, Judge Nevins served

as an Assistant U.S. Attorney with the U.S. Attorney's Office in the District of Connecticut. She principally represented the U.S. in civil bankruptcy cases, but also prosecuted bankruptcy-related crimes, including bankruptcy fraud, bank fraud and wire fraud. From 2005-07, Judge Nevins served as a Senior Litigation Counsel for the U.S. Attorney's Office. In 2011, she was named the Assistant-in-Charge of the U.S. Attorney's Office's Bridgeport, Conn., office. Judge Nevins received her undergraduate degree from the University of Michigan and her J.D. from Boston University School of Law, where she served as a case editor on the *American Journal of Law and Medicine* from 1987-89.

**Julia Blackburn Otero** is a law clerk for Hon. Diane Finkle in the U.S. Bankruptcy Court for the District of Rhode Island in Providence. She received her undergraduate degree in psychology from the Universidad de Los Andes in Bogotá, Colombia, in 2015, and her J.D. from Northeastern University School of Law in 2019. During law school, Ms. Otero interned for Hon. Frank J. Bailey, U.S. Bankruptcy Judge for the District of Massachusetts, and was selected as the 2018 Thomas L. Ambro Fellow at the Delaware bankruptcy court.

**Adam R. Prescott** is a shareholder with Bernstein, Shur, Sawyer & Nelson, P.A. in Portland, Maine, and has experience in a broad range of industries, including health care, hospitality, food and beverage, manufacturing, retail, technology, transportation and banking. His bankruptcy and restructuring practice focuses on representing debtors, lenders, trade creditors, and many other constituents in chapter 11 reorganizations, business disputes and litigation, out-of-court restructurings, and numerous other matters. Mr. Prescott's recent bankruptcy experience includes serving as debtor's counsel in multiple chapter 11 cases across northern New England and Delaware, including counsel to Vermont's Federally Qualified Health Center (FQHC) in a chapter 11 health care case, counsel to New Hampshire paper mills that successfully completed a § 363 asset sale in the U.S. Bankruptcy Court for the District of Delaware in December 2020, and counsel to multiple Maine small-business chapter 11 debtors, including in the hospitality, transportation and logging industries, that confirmed plans of reorganization in the U.S. Bankruptcy Court for the District of Maine in 2020, including representing both debtors in the first cases filed in Maine under the Small Business Reorganization Act of 2019 (SBRA). In addition to his bankruptcy and restructuring practice, he has handled numerous litigation matters in state courts, federal district and appellate courts, and bankruptcy courts. Mr. Prescott has represented clients in litigation involving a broad array of business, commercial and antitrust disputes, and has litigated preference claims, relief-from-stay motions, fraudulent-transfer lawsuits and claim objections. He also is at the forefront of electronic discovery technology and practices and was a founding editor of the firm's *E-Discovery Field Guide*, and in spring 2019 he was an adjunct professor at the University of Maine Law School, where he taught a course on litigation and e-discovery practice. In addition, Mr. Prescott has experience advising clients on antitrust and competition matters, including from his time practicing at WilmerHale in Washington, D.C., before joining Bernstein Shur. His experience includes litigating Sherman Act claims and representing clients in civil and criminal antitrust investigations brought by the Department of Justice and state attorneys general. Mr. Prescott received his B.S. in 2009 with honors in economics from Trinity College, and his J.D. summa cum laude in 2012 from William & Mary School of Law, where he was admitted to the Order of the Coif and ranked first in his graduating class.

**Tanya Sambatakos** is a partner with Molleur Law Office, practicing in both the Portland and Biddford, Maine, offices. She concentrates her bankruptcy practice on representing consumers and small

businesses in Maine. Ms. Sambatakos is a member of the York and Maine State Bar Associations, ABI and the National Association of Consumer Bankruptcy Attorneys. She is rated AV-Preeminent by Martindale Hubbell and has been recognized as a “Rising Star” in *New England Super Lawyers* for her work on behalf of consumers. Ms. Sambatakos is currently a board member of the York County Bar Association and the Volunteer Lawyer’s Project, and has spoken on numerous panels focusing on solutions to various debt issues. She is also the bankruptcy co-chair of the Maine State Bar Association and a past board member and volunteer with Habitat for Humanity of Greater Portland. Ms. Sambatakos received her B.S. *cum laude* in business administration from Babson College and her J.D. from Suffolk University Law School.

**Kevin J. Simard** is a partner with Choate, Hall & Stewart LLP in Boston and plays an active role in the management of various aspects of the firm. He has experience advising national banks and private lenders on all aspects of providing asset-based credit facilities to borrowers in various industries, with a particular emphasis on retail and consumer products. With a perspective on both the up-front structuring and the back-end winding down of facilities, he represent clients for the full life cycle of their deals, from the front-end structuring, negotiation and documentation of transactions, to workouts and restructurings, to bankruptcy and exit financings. Mr. Simard’s clients have included Bank of America, Bank of Montreal, Callodine Commercial Finance, Carlyle Private Credit, Citizens Bank, Encina Business Credit, First Eagle Alternative Credit, Gordon Brothers Funding LLC, Pathlight Capital, SLR Credit Solutions and Wells Fargo. He has been at the center of some recent notable and high-profile retail bankruptcies in the country, including Sears Holdings, J. Crew, Brooks Brothers, The McClatchy Companies and Payless Shoes. Mr. Simard received his B.A. in 1986 from the College of the Holy Cross and his J.D. *cum laude* in 1989 from Boston College Law School.

**Amanda D. Smith** is the chief engagement officer at Morgan, Lewis & Bockius LLP in New York and works to ensure that the workplace experience of every individual at the firm is consistent with the firm’s unique culture. In addition to designing and implementing the firm’s engagement programming, she supports all firm personnel through the development of well-being initiatives. She also oversees the Morgan Lewis Corporate Social Responsibility program, which includes developing skills-based volunteer opportunities for Morgan Lewis personnel globally and executing its sustainability program worldwide. Ms. Smith joined Morgan Lewis in 2003 with a practice focused on appellate litigation. In 2004, she was selected to serve as Morgan Lewis’s first *pro bono* counsel, and in 2008, she was named *pro bono* partner. Complementing her advanced degree in international human rights law, Ms. Smith’s *pro bono* practice historically focused on human rights litigation under the Alien Tort Statute. As part of a larger team, she obtained a \$140 million judgment on behalf of four Bosnian Muslims who had been detained and tortured in the former Yugoslavia and a \$37 million judgment on behalf of two Peruvian women who had seen their mothers and siblings killed by the Peruvian military. In 2015, Ms. Smith was named the firm’s Associate Talent & Pro Bono Partner and led a firm-wide effort to innovate in and improve all aspects of the firm’s global associate talent management, including associate performance management, compensation, recruiting, retention, training and development. In her current role, she continues to work directly with, and provide strategic guidance to, the firm’s *Pro Bono* and Associate Talent teams. As a partner in the firm, Ms. Smith also serves on the board of directors of the Morgan Lewis Foundation, the National Center for Access to Justice and the National Veterans Legal Services Program. In addition, she serves on the Emeritus Council of the Association of *Pro Bono* Counsel, an organization she co-founded in 2006. Ms. Smith is a frequent panelist at the *Pro Bono* Institute and

Equal Justice conferences and is an adjunct professor at Cardozo Law School, where she teaches a course on the private bar response to the access to justice crisis. She received her B.A. *magna cum laude* in 1994 from Carleton College, her J.D. *cum laude* in 1997 from the University of Michigan Law School, and her M.St. with distinction in 2005 from the University of Oxford.

**Macken Toussaint** is a partner with Riemer & Braunstein LLP in Boston, where she concentrates her practice on bankruptcy and business restructuring, creditors' rights and commercial law. She represents individual and corporate debtors in chapter 11 proceedings and advises management of debtor companies on business and legal issues, including pre-bankruptcy workout matters and reporting requirements. She also represents bankruptcy trustees, secured and unsecured creditors, lenders, commercial landlords, plan-funders, institutional investors and buyers in bankruptcy proceedings. In 2016, Ms. Toussaint was appointed by the U.S. Trustee's Office and the U.S. Bankruptcy Court as a chapter 11 bankruptcy examiner. She has also represented clients with respect to various commercial agreements, corporate issues, creditor issues and disputes, and contract matters. Ms. Toussaint has experience in the representation of lending institutions and borrowers in the structuring, negotiation and documentation of financing transactions, including debtor-in-possession financing, asset-based transactions, unsecured loans, intercreditor transactions, and other general commercial financing. Her experience includes structured financing and asset-securitization transactions, and she supports impact investing and represents social impact lenders and financial institutions. Prior to joining Riemer & Braunstein, Ms. Toussaint clerked for Hon. Henry J. Boroff of the U.S. Bankruptcy Court for the District of Massachusetts (1999-2001). She received her B.A. *magna cum laude* in 1996 from Northeastern University, her J.D. in 1999 from Northeastern University School of Law, and her M.B.A. in 2011 from Suffolk University Sawyer Business School.