

David M. Banker, Esq.
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Admissions:

New York
New Jersey
United States District Courts for the Southern, Eastern and Northern Districts of New York
United States District Court for the District of New Jersey

Mediation Experience:

I served on the panels of mediators for the Loehmann's, Furniture Brands, GT Advanced Technologies, Vivaro, and WireflyMobile bankruptcy cases. I have participated in numerous mediations on behalf of plaintiffs and defendants related to preference and fraudulent conveyance law, ranging from less than \$50,000 in dispute to over \$10 million.

Mediation Training:

The American Bankruptcy Institute/St. John's University 40 Hour Bankruptcy Mediation Training

Bankruptcy Experience:

I am a partner in Montgomery McCracken Walker & Rhoads LLP's U.S. Bankruptcy and Financial Restructuring Group. My practice focuses on creditors' rights in the context of complex bankruptcies, including providing counsel to unsecured creditors' committees, institutional trade creditors, plan trustees, investment funds, secured lenders, and lessors.

I represented the unsecured creditors' committees in CST Industries, Noranda Aluminum, Borders Group, SP Newsprint, Gourmet Express, Chef Solutions, Advanced Marketing Services, Koen Book Distributors, Solaris Industries, and Xtera Communications.

I advise clients through all stages of the bankruptcy process, including pre-bankruptcy planning, negotiating the sale of claims, and defending claim objections. I represent the interests of secured creditors with respect to automatic stay litigation, adequate protection, cash collateral, and debtor-in-possession financing. I also work extensively with lessors in negotiations over the terms of the assumption and cure of leases, adequate protection orders, and claims related to lease rejection.

I am frequently invited to author articles and lecture on legal issues including trade creditors' rights and remedies, and bankruptcy litigation.

My full biography may be found at the following link <https://www.mmwr.com/attorney/david-m-banker/>