

BERNSTEIN ■ BURKLEY

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BERNSTEIN-BURKLEY SPRING NEWSLETTER

APRIL 2017

WHAT TO EXPECT

In this issue of Bernstein-Burkley's Newsletter, we share the latest firm news, recent blog posts, and upcoming events. We encourage you to share these articles with others who might benefit from the information. [Learn More](#) about our attorneys and services.

FIRM NEWS



MEET OUR NEWEST LITIGATION PARTNERS

Meet [Kerri Sturm](#) and [Travis Knobbe](#), Bernstein-Burkley's newest Litigation Partners.

Kerri Sturm is an accomplished attorney whose practice focuses on high-stakes commercial litigation for plaintiffs and defendants, both at the trial and appellate levels. Kerri has tried and managed cases in state and federal courts across the country involving a variety of claims, including oil and gas disputes, health care, breach of contract, fraud, Uniform Commercial Code matters, breach of warranties, fraudulent conveyances, and business torts. She derives great satisfaction from exceeding her clients' expectations in terms of the result obtained and the cost of achieving it.

Travis Knobbe has nearly a decade of experience in commercial litigation and specializes in commercial litigation of all types with experience in creditors' rights, construction disputes, sales and secured transactions and breach of commercial contract disputes. He has experience litigating such cases in state trial courts, state appellate courts, federal district courts, federal bankruptcy courts, federal appellate courts and in arbitration and mediation proceedings. His litigation method emphasizes the importance he places on precision and efficiency.

[Learn more about Bernstein-Burkley's litigation practice.](#)

EXCITING VICTORIES

Bernstein-Burkley's talented litigation team obtained a favorable result for a banking client. In this case, a company and its individual owner borrowed money from our client to purchase valuable industrial equipment.

The company failed to pay back the bank and we obtained two court orders requiring the company to turn over the equipment. When the company refused to comply, we obtained a bench warrant and the owner of the company was jailed. After one day of detainment, the owner was brought before the Court and revealed where he had hidden the equipment. Our firm immediately sent out a recovery agent who located the equipment, which was returned to our client!



Bernstein-Burkley's litigation team obtained a favorable non-dischargeability judgement resulting in a total amount excepted from discharge that could exceed **\$1 Million!** Our clients, three trust beneficiaries, went to court after the trustee of a revocable living family trust spent years making unauthorized withdrawals and high-risk investments. As a result, he exhausted a seven-figure fund and sought relief for these actions by filing for bankruptcy.

ON THE BLOG



ASSET ACQUISITION
We work to make certain



RECLAMATION CLAIMS
An in-depth look into how



5 MINUTE LEGAL MASTER
In this episode, Co-

that our clients have a positive experience, from beginning to end, in acquiring assets from a bankruptcy estate. [Learn more.](#)

a recent bankruptcy court decision could significantly affect the treatment of future reclamation claims. [Learn more.](#)

Managing Partner, [Robert Bernstein](#) explains how an automatic stay affects a bankruptcy case. [Learn more.](#)

UPCOMING EVENTS

COMMERCIAL LEASE TERMINATION

Presenters: [Kirk Burkley](#) and [Kyle Smith](#)

Date: May 31, 2017

Time: 1PM to 2:30PM EST

Lease terminations are complex - learn what you can do when it's time to say goodbye.



The end of a lease is just as important as its beginning. A clean break will provide peace of mind and hopefully new revenue and collection of any past due rent. When the appropriate steps are taken, landlords can quickly recover their property and protect their investment. This webinar will provide you with a greater understanding of the complex issues associated with the termination of a commercial lease agreement.

RECENT EVENTS



DISCHARGEABLE AND NON-DISCHARGEABLE DEBTS IN BANKRUPTCY

Co-Managing Partner [Kirk Burkley](#) and Associate [Daniel Schimizzi](#) explained how to identify when a debt may be subject to a dischargeability challenge and how to prosecute or defend such a challenge.



UNIQUE ISSUES IN TECHNOLOGY, SOCIAL MEDIA, AND COLLECTIONS

Co-Managing Partners [Robert Bernstein](#) & [Kirk Burkley](#) and Associate [Ray Wenddowski](#) explored the interplay between ethics and the use of technology and social media in the collection practice.

WHERE WE'VE BEEN



AMERICAN COLLEGE OF BANKRUPTCY

Co-Managing Partner [Robert Bernstein](#) was a panelist for "Around the Supreme Court in 60 Minutes or Less" hosted by ACB.



TURNAROUND MANAGEMENT ASSOCIATION

Co-Managing Partner [Kirk Burkley](#) was a panelist for TMA Pittsburgh's "Energy Sector and Insolvency Challenges" panel.



2017 iACC CONVENTION

Partner [Nicholas Krawec](#) attended the 2017 International Association of Commercial Collectors Convention earlier this year in Florida.

WHERE WE'RE GOING



ABI SPRING MEETING
Partner [Arch Riley](#) and Associate [Allison Carr](#) will attend the ABI Spring meeting in Washington D.C. in April.



ELFA LEGAL FORUM
Co-Managing Partners [Robert Bernstein](#) and [Kirk Burkley](#) will attend the ELFA Legal Forum in Florida this May.



OHCA CONVENTION
Partner [Kerri Sturm](#) and Associate [Ray Wendolowski](#) will attend and exhibit at the OHCA Convention in Columbus in May.

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