

BERNSTEIN ■ BURKLEY

ATTORNEYS AT LAW

Bankruptcy & Restructuring | Creditors' Rights | Business Law | Litigation | Real Estate | Oil & Gas



BERNSTEIN-BURKLEY SPRING NEWSLETTER

MAY 2018

WHAT TO EXPECT

In every 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

BERNSTEIN-BURKLEY CONTINUES TO GROW, ADDING TWO NEW PARTNERS TO THE FIRM'S LITIGATION AND BANKRUPTCY GROUPS

Bernstein-Burkley Welcomes [John J. Richardson](#) (JJ) as Partner, Further Expanding the Firm's Litigation Practice Group. JJ joined the firm as a partner in September, concentrating on commercial litigation.

JJ is an attorney with more than a decade of experience representing individuals and companies in complex litigation matters. He is well-regarded in the areas of commercial litigation, construction and contract litigation, nursing home defense, and employment litigation, amongst others. JJ adds to the growing number of attorneys at Bernstein-Burkley who are admitted to practice law in Ohio.

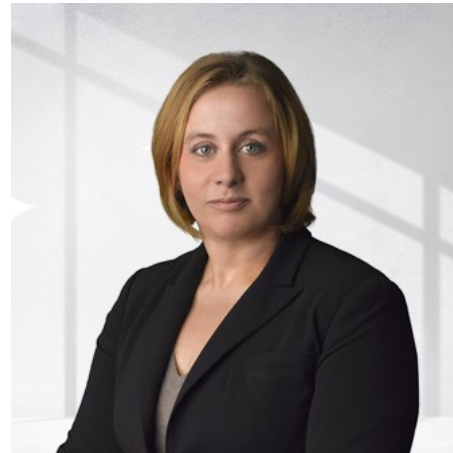


"JJ is a noteworthy addition to Bernstein-Burkley's growing Litigation practice group. I am confident that his experience will allow us to better serve the needs of our clients, who require aggressive and knowledgeable litigation talent both in and out of the courtroom," said Kirk Burkley, Co-Managing Partner of Bernstein-Burkley.

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

Bernstein-Burkley Welcomes [Keri P. Ebeck](#) as Partner, Expanding the Firm's Bankruptcy Practice Group. Kerri joined the firm as a partner in January, where she oversees consumer bankruptcy cases.

Keri is an attorney with more than a decade of experience handling commercial, consumer, and real estate bankruptcy matters. Keri currently serves as secretary of the ACBA's Bankruptcy and Commercial Law Section. Keri was awarded the 2017 JPEG: Picture the Future Award by the American Legal & Financial Network (ALFN), which recognizes stand-out young professionals for their achievements and commitment to the mortgage servicing industry.



"We are thrilled to have Keri join Bernstein-Burkley's Bankruptcy & Restructuring practice group. Her background and expertise perfectly align with the firm's reputation for providing our clients pragmatic, innovative, and well-tailored solutions," said Kirk Burkley, Co-Managing Partner of Bernstein-Burkley.

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



Four Bernstein-Burkley Partners Named 2018 Super Lawyers

Bernstein-Burkley is proud to announce that four partners at the firm have been recognized by the 2018 Super Lawyers List: Robert Bernstein, Kirk Burkley, Nicholas Krawec, and Arch Riley.



Bernstein-Burkley Named Tier 1 Law Firm by US News - Best Lawyers 2018 "Best Law Firms"

Bernstein-Burkley is pleased to announce that the firm was awarded Tier 1 rankings in both Pittsburgh and Morgantown in the areas of Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law.

EXCITING VICTORIES

Bernstein-Burkley's Talented Litigation Team Obtained a Favorable Result for a Large Banking Client

In a recent case, Bernstein-Burkley fought to establish a court-appointed trustee after a Chapter 11 debtor neglected to act in the best interest of its creditors - one of which was our client. Although unusual for a Chapter 11 debtor not to act as the trustee of their own bankruptcy estate, the Court concluded that in this case, "the Debtors' principals were advancing their own personal interests at the expense of creditors," and ruled in favor of the trustee appointment.

"The moment that we noticed our client's rights were being neglected, we acted swiftly and aggressively to remedy the situation and get the case back on track," said Co-Managing Partner [Kirk Burkley](#).

To learn more about Bernstein-Burkley's talented litigation team, click [here](#).



ON THE BLOG



LIQUIDATED DAMAGES

An in-depth look into the use of a liquidated damages clause in situations where a party has breached the terms of a lease.

[Learn more.](#)



VENDOR PAYMENTS

A detailed discussion about the impact of Critical Vendor payments on lessors in Chapter 11 bankruptcy cases.

[Learn more.](#)



5 MINUTE LEGAL MASTER

In this episode, Co-Managing Partner [Robert Bernstein](#) provides an overview of the bankruptcy claims process.

[Learn more.](#)

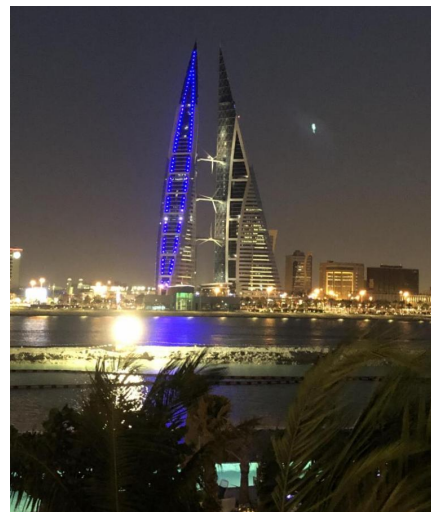
CLIENT SATISFACTION

Bernstein-Burkley Goes the Extra Mile (6,848 Miles to be Exact)

At Bernstein-Burkley, we pride ourselves on always going the extra mile for our clients - the extra mile taking a myriad of forms depending on the situation.

Earlier this spring, Co-Managing Partner [Kirk Burkley](#) was pleased to join a large manufacturing client on their business trip to Bahrain in order to act as an advisor during various company meetings.

To learn more about Kirk's background and expertise, click [here](#).



RECENT FEATURES



TO FRAUD OR NOT TO FRAUD, THAT IS THE QUESTION

Co-Managing Partner [Kirk Burkley's](#) article discussing the *Bullock v. Bank Champaign NA* court decision was featured in the American Bankruptcy Institute's *ABI Journal*.



BANKRUPTCY ATTORNEYS: GOOD FOR MORE THAN JUST BANKRUPTCY

Associate [Allison Carr's](#) article outlining various reasons why it might be a good idea to keep a bankruptcy attorney on speed dial was recently featured in the Lease Enforcement Attorney Network Newsletter.

WHERE WE'VE BEEN



ALFN WILLPOWER

Partner [Keri Ebeck](#) attended the ALFN WILLPOWER conference in Dallas this April.



ELFA LEGAL FORUM

Co-Managing Partners [Robert Bernstein](#) and [Kirk Burkley](#) attended the ELFA Legal Forum in Washington D.C. this May.



ICSC RECON 2018

Co-Managing Partner [Kirk Burkley](#) and Partner [Kit Pettit](#) attended the ICSC RECon conference in Las Vegas this May.

WHERE WE'RE GOING



NCBJ MEETING

Co-Managing Partners [Robert Bernstein](#) and [Kirk Burkley](#) will attend the NCBJ Annual Meeting in San Antonio this October.



NACTT SEMINAR

Partner [Keri Ebeck](#) will attend the NACTT Annual Seminar in Miami this June.



CLLA CONFERENCE

Co-Managing Partner [Robert Bernstein](#) will attend the CLLA National Conference in Chicago this June.

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