



### Stuart Brown

Partner

MANAGING PARTNER, WILMINGTON OFFICE

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#### Wilmington

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An accomplished bankruptcy lawyer, Stuart Brown's practice encompasses the representation of institutional lenders, investors and business enterprises in diverse matters, including general business, transactions with bankruptcy estates, anti-bankruptcy transactional consultation, bankruptcy litigation, substantive non-consolidation, securitization and servicing and bankruptcy fraud.

He also represents traditional and non-traditional funding sources with respect to workouts, claim realization and asset recovery.

The American Board of Certification recognizes Stuart as a specialist in the area of Business Bankruptcy.

## EXPERIENCE

### Representative Experience

- Represented former Third Circuit Judge Arlin M. Adams, as trustee for the estate of the Foundation for New Era Philanthropy, involving the resolution of \$1.5 billion of claims asserted as a result of an international fraud perpetrated on philanthropists and nonprofit organizations
- Retention by agent for syndication of senior secured lenders to workout problem loans through out-of-court restructuring or transition into bankruptcy
- Retention by publicly or privately held equity sponsors of special purpose enterprises or joint ventures to consult in insolvency and insolvency-related litigation resulting from troubled or failed projects
- Retention by strategic or fund purchasers in connection with the acquisition of assets from debtors-in-possession in bankruptcy or other insolvent sellers
- Retention by secured creditor to exercise rights and remedies against borrowers and

## RELATED SERVICES

- Finance
- Restructuring
- Real Estate Finance
- Mergers and Acquisitions
- Debt Finance
- Asset Based Lending
- Banking and Finance Litigation
- Litigation, Arbitration and Investigations
- Debt Capital Markets
- Asset Finance
- Corporate
- Real Estate Funds and Private Equity

## RELATED SECTORS

- Consumer Goods, Food and Retail
- Government Contracting
- Technology
- Hospitality and Leisure
- Energy and Natural Resources
- Industrials
- Financial Services
- Real Estate

guarantors under state law including potential bankruptcy or filing of involuntary bankruptcy

- Retention by corporate clients to workout troubled loans

## CREDENTIALS

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### Admissions

- Delaware
- New Jersey
- Pennsylvania

### Recognitions

The American Board of Certification has recognized Stuart as a Board Certified Specialist in the area of Business Bankruptcy Law. He has repeatedly been recognized in *Chambers USA*, in which observers reported that Stuart is "a sophisticated deal lawyer who appears in court a lot." "He is praised by sources as 'outstanding,' 'a top-notch, tenacious lawyer' who is 'very careful and deliberate,' as well as 'experienced and insightful.'" Sources have said, "[h]e is excellent in 'getting into the nuts and bolts' of a case." Furthermore, he is "very talented," "well-respected" and "[p]eople look to him to see his perspective on things."

Stuart has also been recommended by *The Legal 500 United States* for his Corporate Restructuring practice. The well-regarded legal directory has noted that he "enhances the client's business through his business acumen." In addition, he is listed in the Bankruptcy and Creditor-Debtor Rights Law section of *The Best Lawyers in America*.

### Prior Experience

Before joining DLA Piper, Stuart led the Restructuring and Insolvency practice at an international law firm and was head of its Wilmington office.

### Education

- J.D., Temple University School of Law 1988  
*with honors*  
Member, *Law Review*
- B.S., Finance, Boston University 1985  
*with honors*

### Memberships

- American Bankruptcy Institute
- Delaware Bankruptcy Inns of Court

## INSIGHTS

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Stuart regularly participates on panel presentations on bankruptcy law, finance and litigation.

### Publications

#### Rolling Up Reclamation Rights

17 DEC 2018

Restructuring - Global Insight Series

Reclamation rights are an all too familiar subject for vendors whose customers have recently filed for bankruptcy.

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- Co-author, "The Role of Government Regulators in Chapter 11 Health Care Restructurings," *American Bankruptcy Institute*, October 2019
  - Co-author, "The Landlord-Tenant Relationship Post-Bankruptcy," *Law360*, November 17, 2016
  - Co-author, "The Supreme Court Forecloses Lien Stripping in Chapter 7: An Analysis of *Bank of America, N.A. v. Caulkett* and *Bank of America, N.A. v. Toledo-Cardona*," *ABI Mid-Summer Conference*, July 24, 2015

## Events

- Presenter, "Real Estate Joint Ventures: Default Provisions," Webinar, August 30, 2018
- Panelist, "Keeping Up with the Supremes: Supreme Court Update," ABI's Annual Mid-Atlantic Bankruptcy Workshop, Hershey, PA, August 6-8, 2015
- Panelist, Ethics Panel, "Candor, Conflicts of Interest and Collisions with Rule 9011 Bad-Faith Filings" and Advisory Board Member, American Bankruptcy Institute's Eighth Annual Mid-Atlantic Bankruptcy Workshop, Cambridge, Maryland, August 2-4, 2012