

Gerard G. Antetomaso

Gerard G. Antetomaso currently serves as first Vice-Chair of the Real Property Law Section of the New York State Bar Association. He is a past chair of the Real Estate Section of the Monroe County Bar Association. Mr. Antetomaso is also the past President of The Estate Planning Council of Rochester and past member of the Monroe County Bar Association's Trust and Estates Council. In addition to previous positions with various community organizations and charities, he currently serves as chair of St. John Fisher College's Planned Giving Advisory Committee. Mr. Antetomaso has been practicing law for 30 years and is a partner at Evans Fox LLP in Rochester, NY. He concentrates his practice in the areas of real estate, business and trusts & estates law. He is a graduate of St. John Fisher College and Albany Law School and is licensed to practice in New York, Florida and Connecticut.

ANTHONY J. HARWOOD
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Tony Harwood is a trial lawyer with over 25 years of experience in business litigation, arbitration and white-collar criminal investigations. He focuses on providing high quality advocacy to small companies and individuals in business disputes. His practice encompasses real estate, technology and intellectual property, securities, professional liability and legal ethics. He has represented clients in trials and appeals in state and federal courts and in arbitral forums, including victories in the highest appellate courts of the States of New York and Illinois.

Before starting his law firm in April, 2009, Mr. Harwood practiced law with some of the nation's leading law firms, where he represented large multinational corporations, multi-billion dollar investment funds, law firm partnerships, technology companies, small businesses and individuals.

Mr. Harwood was selected to the Super Lawyers list for 2016 through 2018 and has an AV Preeminent rating from *Martindale Hubbell*, which is the highest rating the organization gives. He is a member of the Executive Committee of the Commercial and Federal litigation Section of the New York State Bar Association, where he is Co-Chair of the Committee on Ethics and Professionalism. He served a three year term on the Ethics Committee of the New York City Bar, from 2015 through 2017, where he participated in the preparation of formal and informal opinions on legal ethics and served on the ethics hotline. He has also served as a group leader of the Conner Inn, an association of lawyers who practice in the area of intellectual property.

Mr. Harwood graduated from Cornell University in 1983 with a Bachelor's Degree in History. His law degree is from Fordham University, where he graduated in 1987 with honors as a member of the Law Review. Following his graduation from law school he served as a judicial law clerk for the Honorable William C. Conner, a United States District Judge in the Southern District of New York.



Gavin M. Lankford

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Areas of Experience

Industries

[Education K-12](#)

[Food and Beverage](#)

[Racing and Gaming](#)

[Real Estate Developers](#)

Practices

[Business and Commercial Litigation](#)

[Construction and Surety Law](#)

Admissions

New Jersey

New York

U.S. District Court, New York - Eastern District

U.S. District Court, New York - Northern District

U.S. District Court, New York - Southern District

U.S. District Court, New York - Western District

Education

Syracuse University College of Law JD, 2003

Cornell University BS, 2000

PROFILE

Gavin focuses on construction and surety law. He handles contract disputes between owners, general contractors, subcontractors and construction managers. He has handled a broad range of construction related disputes, including contractor defaults, delay claims, design and construction defects, bid challenges, and mechanics' lien claims. Gavin has litigated construction disputes in all of the federal courts in New York as well as at the appellate level. He also participates in pre-trial conferences with respect to cases in New Jersey and then utilizes the resources of those attorneys in our New York City office who are admitted in New Jersey to try to cases. He represents surety companies with regard to

claims made by owners, subcontractors and suppliers against payment and performance bonds. Gavin negotiates and drafts construction contracts for school districts, municipalities, manufacturing clients and general contractors, and he has drafted a number of multi-million dollar construction contracts on behalf of school districts and large private commercial companies.

RECENT PUBLICATIONS + SPEAKING ENGAGEMENTS

- Gavin co-authored a chapter for the *AGC Contract Documents Handbook*, which analyzed AGC Document No. 530: Standard Form of Agreement between Owner and Architect/Engineer (where a construction manager acting as an agent has been retained by the owner).

PROFESSIONAL AND COMMUNITY ACTIVITIES

- **New York State Bar Association**, member
- **Monroe County Bar Association**, member
- **Cornell Club of Rochester**, member
- **New York State Bar Association**, Real Estate Section, Co-Chair, Construction Law Committee



Brian G. Lustbader

Partner
New York
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Overview

Brian G. Lustbader understands construction law from the inside out. With experience managing his family's contracting business, as well as a civil engineering degree and decades of experience in construction law, Brian brings a unique perspective of business, technical, and legal acumen.

Brian concentrates his practice in construction contract drafting and negotiation; alternative dispute resolution, including mediation and arbitration; and general litigation. His sharp writing and negotiation skills allow him to provide maximum value to his clients during all phases of a construction project. He has successfully resolved through mediation numerous construction disputes that had been mired in litigation.

Brian primarily represents owners and developers, though he has acted as counsel for architects, engineers, and contractors and subcontractors as well. His experience as a contractor informs his representation of construction clients, since he understands the process from both sides of the fence.

Brian also has comprehensive experience assisting clients in protecting or gaining access to neighboring properties during construction. He notes that, given the high-density nature of construction in New York, this has become a hot-button issue. When working with license agreements, Brian brings a level-headed and systematic approach to assisting his clients, which allows him to effectively work with all parties toward the client's desired result.

As co-chair of the New York State Bar Association Real Estate Construction Committee, Brian has overseen preparation of an owner-oriented rider to the AIA A107 Contractor Agreement form, and is currently preparing an owner-oriented rider to the AIA B104 Architect Agreement form.

Practice Areas

- ▶ Arbitration and Mediation / ADR
- ▶ Claims and Disputes
- ▶ Construction
- ▶ Construction/Design Contract Preparation and Negotiation
- ▶ Mechanics Liens

Industries

- ▶ Construction

Experience

Representative examples of Brian's successes include:

- ▶ Contract drafting and negotiation for a \$140 million project in Jersey City for mixed residential use on behalf of a major New York-based developer.
- ▶ Preparing and developing an agreement for a \$60 million project on the Upper East Side of Manhattan.
- ▶ For developers whose projects require protecting or gaining access to neighboring properties during construction, preparing and negotiating license agreements on their behalf, including those for a developer of a multistory residential building in Lower Manhattan and a developer of a condominium project on the Upper East of Manhattan vis-à-vis adjacent residential buildings and church.
- ▶ For property owners affected by neighboring construction, negotiating license agreements and, in several cases, litigating on behalf of owners adversely affected by such construction, including a public trust and various private homeowners in landmarked districts of Manhattan.
- ▶ Negotiating a multimillion dollar construction contract with a public authority on Long Island on behalf of a major construction contractor.
- ▶ Representing a public university in litigation against contractor for improper installation of buried hot water and heating pipes.
- ▶ Successfully mediated litigation between stone supplier and its supplier.
- ▶ Before joining Schiff Hardin, Brian assisted in the creation of a new law in New York by obtaining outright dismissal of an improperly filed mechanic's lien by a developer.
- ▶ Successfully mediated and settled a dispute between a major public university and its architect regarding a curtain wall design failure.

Credentials

Education

- ▶ Columbia Law School, J.D., 1978
Harlan Fiske Stone Scholar
- ▶ Massachusetts Institute of Technology, B.S., Civil Engineering and Humanities, 1975
Phi Beta Kappa

Bar Admissions

- ▶ New York
- ▶ U.S. District Court for the Eastern District of New York

- ▶ U.S. District Court for the Southern District of New York

Professional Memberships

- ▶ American Bar Association, Dispute Resolution Section, Mediation Committee, Arbitration Committee, ADR Practice Management, Business & Skills Development Committee, Forum on Construction Law, Contracts Documents Division, Project Delivery Systems Division, Dispute Avoidance & Resolution Division, Litigation Section, Alternative Dispute Resolution Committee Construction Litigation Committee, Real Estate Litigation and Condemnation Committee, Owners & Lenders Division Committee
- ▶ Construction Management Association of America, Legal Counsel Committee
- ▶ New York County Lawyers Association, Construction Law Committee
- ▶ New York State Bar Association, Commercial and Federal Litigation Section, Real Estate Section, Co-Chair, Construction Law Committee

Citizenship

Civic and Charitable Memberships

- ▶ Park Avenue Synagogue, Immediate Past President

Publications

- ▶ “Ducking the Cranes: Protecting Neighbors During Construction,” New York State Bar Association, *N.Y. Real Property Law Journal* (Vol. 46, No. 1, Spring 2018)
- ▶ “Termination for Convenience – Pre-Nup in the Construction Context,” New York State Bar Association, *N.Y. Real Property Law Journal* (Vol. 45, No. 2, Spring/Summer 2017)
- ▶ “Be Cautious When Using Design-Build Agreements for P3s,” *Law360* (Sep. 23, 2015)
- ▶ “Design/Build Agreements for P3s: Panacea or Problem?,” *Real Estate Weekly* (Aug. 11, 2015)
- ▶ “Gaining Access to Neighboring Properties for Protection During Construction,” New York State Bar Association, *N.Y. Real Property Law Journal* (Vol. 42, No. 1, Winter 2014)
- ▶ “When the Golden Rule Turns into Trespass,” *Schiff Hardin Insight* (Apr. 1, 2013)
- ▶ “Dispute Avoidance: Mediation and Related Construction Industry Matters,” in *Straight from the Top: Leading ADR Lawyers Discuss Best Practices for Alternative Dispute Resolution* (2012)
- ▶ “Performance Bonds: Default, Defenses and Discharge,” *New York Law Journal* (Nov. 3, 2011)
- ▶ “AIA Document A201-2007, ConsensusDOCS 200 Forms,” *Mazur Carp* (Aug. 4, 2008)

Speeches & Presentations

- ▶ Brian is a frequent seminar leader and lecturer on construction contract drafting, bid protests and claims. Examples of his presentations include:

- ▶ “Hot Topics in Not-for-Profit Law: Construction 101 for Not-for-Profit Attorneys,” New York State Bar Association, Real Property Law Section, Not-for-Profit Committee (Jan. 27, 2017)
- ▶ “AIA Agreements—Owner’s Perspective,” (co-presenter) New York State Bar Association, Real Property Law Section Committee on Condominiums and Cooperatives Annual Meeting (Jan. 26, 2017)
- ▶ “Construction Issues Leasing Attorneys Need to Address,” New York State Bar Association CLE (Nov. 2013)
- ▶ “Negotiating the Owner/Architect Agreement,” New York State Bar Association CLE (Oct. 2013)
- ▶ “Fundamentals of Construction Contracts: Understanding the Issues,” Lorman Education Services (Jul. 2012)
- ▶ “Everything You Wanted to Know about Mechanics Liens in New York,” New York County Lawyers’ Association (Jan. 2011)
- ▶ “How to Update Performance Bond Agreements in 2010: What Construction Lawyers Need to Know about Default, Defenses and Discharge,” Webinar (Mar. 2010)

Awards & Honors

- ▶ Best Lawyers in America, *U.S. News & World Report* (2014-2019)
- ▶ *New York Metro Super Lawyers*, Thomson Reuters (2014-2018)
- ▶ Recommended Construction Attorney, *The Legal 500 U.S.* (2018)
- ▶ *Chambers USA*, Chambers & Partners (2015-2016, 2018)



RICHARD S. FRIES

PARTNER

*Global Finance
Real Estate*

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RICHARD FRIES is one of the leaders of Sidley's real estate practice group. According to *Chambers USA*, "true master negotiator" Richard Fries is a "superstar" who is regarded as "one of the premier real estate litigators in the City." *Chambers* notes that he is "extremely well respected for his collaborative approach and expertise in complex workout and restructuring matters." Richard has been highly recognized by *Chambers USA* as one of the country's leading real estate lawyers. He has been ranked by *Chambers* in "Band 1" in Real Estate Nationwide for 2013 (the year such rankings began), 2014, 2015, 2016 and 2017 and in "Band 1" for Real Estate Finance in New York each year from 2009 through 2018. He has also been recognized as a Leading Lawyer in *The Legal 500* for Real Estate and was just named by *Best Lawyers* as its Real Estate Litigation Lawyer of the Year in New York City for 2019. Richard also received this recognition in 2013. In 2014 and 2015, *Who's Who Legal* acknowledged Richard as one of the 10 "Most Highly Regarded" real estate lawyers in all of North America.

In January 2018, Richard was awarded the New York State Bar Association Real Property Law Section's Professionalism Award, its most significant honor, which recognizes lawyers who evidence the highest attributes of legal ability, achievement, civility and professionalism in the practice of law.

Richard focuses his practice on a wide array of complex real estate financing and workouts transactions, in which he represents national and global institutional lenders, investment banks and private equity firms.

Richard has been involved in the financing, foreclosure and restructuring of permanent, construction, acquisition, bridge and mezzanine loans of all types, including agented and syndicated facilities, secured by office buildings, land development projects, healthcare complexes, hotels, mixed-use projects, condominium and rental apartment buildings, shopping centers, franchise operations and automobile dealerships, among other real estate and business assets.

Richard is particularly distinguished for his work in high-profile distressed commercial loan workouts and restructurings, mortgage foreclosure, distressed portfolio and asset sales, creditors' rights and insolvency. With a keen understanding of the "last day" of a defaulted loan workout, Richard has developed a unique market-leading practice using litigation tools to restructure real estate loans, projects and businesses. His experience and reputation in loan workouts has been acknowledged by *Chambers* as "legendary."

He also has extensive experience representing private equity investors, property owners and developers in real estate joint ventures, commercial real estate litigation, construction, hospitality and partnership disputes, asset disposition, loan portfolio sales and project development.

Richard also represents national lending institutions in the purchase and sale of performing and underperforming loan portfolios, real estate assets and participation interests in loans, and the implementation of national standard loan and workout programs and documentation for real estate, commercial and private banking loan products.

Richard is a member of the firm's Accounting and Finance Committee.

AWARDS & HONORS

- New York State Bar Association, Real Property Law Section Professionalism Award (2018)
- *Chambers USA*, Real Estate, Nationwide, Band 1 (2013–2017), Band 2 (2018)

- *Chambers USA*, Real Estate Finance, New York, Band 1 (2009–2018)
- *The Legal 500*, Real Estate (2007, 2009, 2011, 2013, 2015, 2016, 2017)
- *Best Lawyers*, New York City Litigation - Real Estate Lawyer of the Year (2019)
- *Best Lawyers*, Real Estate (2008, 2010–2019)
- *International Who's Who of Real Estate Lawyers* (2010–2014)
- *Who's Who Legal*, Real Estate (2010–2016) ("Most Highly Regarded," 2014 and 2015)
- *NY Super Lawyers*, Top 100 list (2011–2017)
- *NY Super Lawyers*, Real Estate (2006–2017)

Experience

Recent Representative Transactions Include:

- Representation of several financial institutions in the origination and syndication of numerous high-profile and newsworthy acquisition, construction, development, bridge and mezzanine loans to owners, developers and their joint venture investors secured by office buildings, condominium and rental apartment complexes, hotels, other real estate projects and new ground-up construction sites located throughout the New York metropolitan area and nationally.

Specifically, over the past twelve months:

- Representation of a financial institution, as lead lender, in a construction loan to finance the development of Brooklyn Point, a 68-story residential tower containing 485 condominium units, which is part of the 1.8 million square foot City Point mega project; City Point also includes 600,000 square feet of retail.
- Representation of a financial institution in connection with two loans to finance The Beekman, a Thompson Hotel, in Manhattan's Fulton Nassau Historic District occupying a landmark Queen Anne building erected in 1881 and the development of an adjacent 51-story condominium tower.
- Representation of a syndicate of financial institutions in connection with a construction loan for the restoration and conversion of Eero Saarinen's majestic gull-wing shaped TWA Flight Center Terminal at JFK Airport into a 505 room luxury hotel which will open in 2019.
- Representation of a financial institution in connection with a construction loan for the improvement of largest film and television production facilities located outside of Hollywood, located within the Brooklyn Navy Yard, including the renovation of a historic building constructed for the Navy in the 1940s.
- Representation of a syndicate of financial institutions in connection with a construction loan for the re-development of a project at 55 Water Street on the Brooklyn Bridge Park waterfront into a mixed-use office, retail, restaurant and event space.
- Representation of a financial institution in the workout of one of the largest defaulted automobile loans in the New York area to a consortium of Jaguar Land Rover, Maserati and Ford dealerships, each of which filed for bankruptcy protection; each dealership (together with one thousand vehicles and several ground lease interests) was sold at three separate bankruptcy auctions.
- Representation of a syndicate of European financial institutions in the recapitalization and restructuring of a multi-tranche US\$1 billion real estate loan secured by a high-profile office building located in San Francisco.

- Representation of a private equity investor in the recapitalization of more than US\$2 billion of distressed multi-site development projects, mezzanine loans and joint venture interests located in Southern and Central California (each consisting of several thousand residential land development lots), as well as hotels and apartment complexes located nationwide, including repositioning a New York City residential apartment complex known as Riverhouse (one of the largest “green” development residential projects in the country) and the restructure of partnership interests and real estate indebtedness in connection therewith.
- Representation of several financial institutions in distressed real estate loan workouts, mortgage foreclosures, restructures and insolvency proceedings involving office buildings, apartment complexes, new construction sites, assisted living facilities, undeveloped land assemblages, shopping centers, oil and gas and fast food franchise locations, hotels and related hospitality assets located throughout the country.
- Representation of a lender syndicate, as senior lender, in the foreclosure, workout and ultimate disposition of a multi-tiered, multi-lender loan secured by The Ritz Carlton Club and The Residences at Kapalua Bay, Maui, Hawaii, a development consisting of hundreds of condominium units and fractional time shares managed, operated and controlled by Ritz Carlton.
- Representation of a financial institution in the workout, through a future transfer (secured by springing guaranties, a consent judgment of foreclosure and a consensual sealed bid auction) of title in lieu of foreclosure, of a first mortgage loan on the Verizon Building, a vacant 800,000 square foot property located in lower Manhattan now used as a major East Coast data center and technology building.
- Representation of a life insurance company, as the first lienholder, in a contested foreclosure action, repositioning of the underlying indebtedness and a loan sale through a consensual foreclosure process involving a major hotel located in New York, New York and the rights and interests of a ground lessor, several tranches of debt and equity, a hotel management company and numerous hotel suppliers.
- Representation of the purchaser and holder of a distressed real estate loan on commercial property located in Tribeca, New York including the acquisition of the loan, the commencement and prosecution of the mortgage foreclosure of the real estate and the workout of the defaulted loan through a deed in lieu of foreclosure delivered by the owner to an affiliate of the purchaser of the loan.
- Representation of a global financial institution in the sale, disposition and liquidation, over the past several years, of several portfolios of commercial real estate loans and hundreds of individual loans, each secured by real estate assets located throughout the country.
- Representation of private equity firms in the acquisition of distressed real estate loans and the subsequent enforcement of remedies to facilitate the transfer of ownership of the loans into ownership of the underlying assets.
- Representation of several global financial institutions in the origination and workout of numerous separate multi-jurisdictional commercial franchise finance loans secured by fast food (Taco Bell, Pizza Hut, KFC, Wendy’s, among others) restaurants, hospitality facilities and oil and gas (Exxon-Mobil, Chevron, Shell, Sunoco, Valero, among others) service stations and convenience stores located throughout the United States.

**Includes matters handled prior to joining Sidley.*

Memberships & Activities

- American College of Real Estate Lawyers
- American College of Mortgage Attorneys
- New York State Bar Association (Executive Committee, Real Property Law Section, Co-chair of its Finance Committee and Former Co-chair of its Workouts and Bankruptcy Committee; Member of Nominating Committee; Past Delegate to the House of Delegates)

- New York Bankers Association
- New York City Bar Association
- American Bar Association

Publications

- Author, "An Overview of Real Estate Loan Forbearance Agreements: Part II," *New York Law Journal* (November 9, 2017), reprinted with permission in the Summer 2018 edition of the *New York Real Property Law Journal*.
- Author, "An Overview of Real Estate Loan Forbearance Agreements: Part I," *New York Law Journal* (November 2, 2017), reprinted with permission in the Spring 2018 edition of the *New York Real Property Law Journal*.
- Co-author, "What's New and Different in Real Estate Finance and What Isn't," *Expert Guides Construction and Real Estate* (January 19, 2017).
- Co-author, "What's New and Different, and What Isn't," *New York Commercial Observer* (September 9, 2016).
- Co-author, "Appellate Decision Unwinds Foreclosure Purchase," *New York Law Journal* (August 23, 2015).
- Author, "Commercial Division's Rocket Docket," *New York Law Journal* (August 18, 2014).

Events

- "Commercial Real Estate Loan Workouts, Remedies and Hot Topics," *Negotiating Real Estate Deals 2018*, Practising Law Institute (June 2018).
- "Legal Eagles' View of the Market," *The Stoler Report Broadcast* (May 2018).
- Guest Lecturer, Columbia Law School course on real estate finance, covering loan workouts, remedies and guaranties (April 2018).
- "Forbearance Agreements," "HVCRE/HVADC" and "Clogging the Equity of Redemption," *Latest Developments in Real Estate Finance, Real Property Law Section*, New York State Bar Association (January 2018).
- "Commercial Real Estate Loan Workouts and Enforcements – New Insights," *Advanced Real Estate Topics 2017*, Real Property Law Section, New York State Bar Association (December 2017).
- "Commercial Real Estate Loan Workouts and Enforcement – Distressed Loans and Lender Remedies," *Negotiating Real Estate Deals 2017*, Practising Law Institute (June 2017).
- "Champerty," "Prepayment (Make Whole) Premiums," and "Statute of Limitations Cases," *Latest Cases, Legislation and Developments in Real Estate Finance and Workouts*, Real Property Law Section, New York State Bar Association (January 2017).
- "Commercial Real Estate Loan Workouts, Enforcement and Hot Topics – New Insights," *Advanced Real Estate Topics 2016*, Real Property Law Section, New York State Bar Association (December 2016).
- "Distressed Commercial Real Estate Loan Workouts and Remedies – Today's Insights, Strategies and Latest Developments," *Negotiating Real Estate Deals 2016*, Practising Law Institute (June 2016).
- Co-Chair and Presenter, "New York Real Property Law Section's Financing and Workouts Committees' Joint Program on Latest Trends in Real Estate Finance," *New York State Bar Association's Annual Meeting* (January 2016).

- “Distressed Commercial Real Estate Loan Workouts and Remedies,” *Advanced Real Estate Topics 2015*, Real Property Law Section, New York State Bar Association (December 2015).
- “Hot Buttons and New Developments in Commercial Real Estate Lending,” *Advanced Real Estate Topics 2015*, Real Property Law Section, New York State Bar Association (December 2015).
- “Distressed Real Estate Loans and Lender Remedies — Latest Trends, Developments and Insights,” *Negotiating Real Estate Deals*, Practising Law Institute (June 2015).
- “Structuring and Negotiating Loan Documents,” Mortgage Bankers Association of New York and New York University Schack Institute (May 2015).
- “Latest Cases, Legislation and Developments in Real Estate Finance and Workouts,” *New York Real Property Law Section’s Financing and Workouts Committees’ Joint Program, New York State Bar Association’s Annual Meeting* (January 2015).
- “Distressed Commercial Real Estate Loan Workouts and Remedies – Today’s Issues,” *New York State Bar Association’s Advanced Topics in Real Estate Program* (December 2014).
- “Lending Workshop: Today’s New Issues in Structuring and Negotiating Loan Documents,” Mortgage Bankers Association of New York (October 2014).
- “Distressed Loans and Lender Remedies — Latest Trends and Insights,” *Negotiating the Sophisticated Real Estate Deal*, Practising Law Institute (June 2014).
- “Advanced Issues in Loan Enforcement,” *2014 Commercial Real Estate Financing Seminar*, Practising Law Institute (February 2014).
- Chair and lecturer, various New York State, New York City and Westchester County Bar Association Continuing Legal Education Programs.
- Programs and numerous client presentations, seminars and training sessions on real estate finance, mortgage foreclosure, real estate loan workouts, guaranty enforcement, bankruptcy and asset-based finance (various dates).

Admissions & Certifications

- U.S. Supreme Court
- U.S. Court of Appeals, 2nd Circuit
- U.S. District Court, E.D. of New York
- U.S. District Court, S.D. of New York
- U.S. Court of Federal Claims
- New York

Education

- New York University School of Law (J.D., 1977)
- Brooklyn College (B.A., 1974)

Linda R. Shaw, Esq.
Knauf Shaw LLP

Since March 1998, Linda Shaw has been a partner at Knauf Shaw LLP, an environmental/land use law firm. Her legal practice began in 1990 after receiving a Masters in International Law and Public Administration and Law degree from St. John's University, during which time she worked for the City of New York in Sanitation, where she got her start in environmental law and then the Mayor's office. Ms. Shaw is also the owner of a certified State and City of New York woman owned business - Future Energy Development, LLC – which helps building owners secure grants for energy efficiency projects such as solar farms on brownfields and landfills and combined heat and power units for the last eight years.

Ms. Shaw's practice is focused on the facilitation of brownfield projects and associated land use and cost recovery litigation.

Daniel Zinman

Mr. Zinman is a counsel at Kriss & Feuerstein LLP and focuses his practice primarily on the firm's bankruptcy and litigation matters. Mr. Zinman's experience includes representing debtors, creditors committees, bond holders, secured creditors, trustees, brokers and potential purchasers of property in a variety of bankruptcy cases and complex litigation matters, including the following: Borders Bookstores (debtor), Adelphia Communications Corp. (creditors committee), WorldCom (bondholders), Enron Corp. (creditor/defendant; asset purchaser), Bank of New England (bondholder) and Lehr Construction (Ch. 11 Trustee). Mr. Zinman previously served as a law clerk to Judge Jeremiah Berk in the United States Bankruptcy Court for the Southern District of New York.

AREAS OF PRACTICE

- Bankruptcy
- Commercial Litigation
- Appellate

BAR ADMISSIONS

- New York
- New Jersey
- U.S. District Court, Eastern District of New York
- U.S. District Court, Southern District of New York
- U.S. District Court, District of New Jersey
- United States Court of Appeals for the Second Circuit

PUBLICATIONS

- Marc D. Rosenberg and Daniel N. Zinman, *Absent Sublease Recognition Agreement, the Rejection of a Prime Lease in a Bankruptcy Case Leaves a Sublessee Largely Out in the Cold*, 44 N.Y. Real Prop. L.J. 12 (Summer 2016).
- Daniel N. Zinman and Jeffrey R. Gleit, *Maximizing Value: Borders Intellectual Property Sale Points the Way Forward*, Turnaround & Workouts (Feb. 2013).
- Daniel N. Zinman, *Is Diamond Forever? The Aftermath of Resolution Trust Corporation v. Diamond*, 23 N.Y. Real Prop. L.J. 136 (1995).
- Note, Daniel N. Zinman, *Diamond is the RTC's Best Friend: Federal Preemption and the Balance of the Term of Rent Regulated Leases Under RTC v. Diamond*, 22 Ford. Urb. L.J. 1295 (1995).

EDUCATION

- **Fordham University School of Law, New York, NY**
 - J.D. – 1996
 - Notes and Articles Editor, Fordham Urban Law Journal
- **Brandeis University, Waltham, Ma.**
 - B.A. – 1992