



David M. Banker
Partner

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David Banker focuses his practice on creditors' rights in complex bankruptcies, including counseling unsecured creditors' committees, equity committees, institutional trade creditors, plan trustees, investment funds, secured lenders, and lessors. He is representing or has represented the unsecured creditors' committees in Tuesday Morning, Orchids Paper, CST Industries, Willowood USA Holdings, Centerstone Linen, Prestige Industries, Noranda Aluminum, Borders Group, SP Newsprint, Gourmet Express, Chef Solutions, Advanced Marketing Services, Koen Book Distributors, Solaris Industries, and Xtera Communications. David also represented the Official Committee of Equity Security Holders in the Pyxus International bankruptcy.

David has extensive experience representing parties in preference and fraudulent conveyance actions in numerous jurisdictions throughout the country, as well as writing and presenting on the topic. He is a certified mediator on the register of mediators for the Southern District of New York and Delaware Bankruptcy Courts. He is serving or has served as a mediator for avoidance actions in the Sears/Kmart, Fyre Festival, CalPlant, Packable Holdings, Art Van, Patriot National, Loehmann's Furniture, GT Advanced Technologies, Vivaro, and WireflyMobile bankruptcy cases.

David advises clients through all steps of the bankruptcy process, including pre-bankruptcy planning, negotiating the sale of claims, and defending claim objections. He also works extensively with lessors in negotiations over the terms of the assumption and cure of leases, adequate protection orders, and claims related to lease rejection.

Honors & Awards

- *M&A Advisor's* 17th Annual Turnaround Awards Telecommunications Deal of the Year, 2022
- *Global M&A Network Atlas Awards* Distressed Deal of the Year – Middle Market, 2022
- *The M&A Advisor*, Turnaround of the Year (Under \$100MM) Award, 2021
- *Global M&A Network*, Corporate Turnaround of the Year Award, 2021

Selected Thought Leadership

- Co-Author, "[Heightened Standard for Imposition of Civil Contempt Sanctions Arising from Violation of Discharge Order](#)," *American Bankruptcy Institute*, December 2019
- Speaker, "Avoidance Actions & Bankruptcy Alternatives," Pennsylvania Bar Institute's Bankruptcy Institute, September 25, 2019

Education

- J.D., New York Law School
 - *cum laude*
 - Editor, *Journal of Human Rights*
- B.A., The George Washington University, Criminal Justice
 - *magna cum laude*

Admitted to Practice

- New Jersey
- New York

Related Services & Sectors

Sectors

Financial Services; Real Estate

Services

Bankruptcy, Restructuring, And Creditors' Rights; Dispute Resolution And Litigation; Finance: Banking, Restructuring, Insolvency; Private Equity