

## **Kenneth M. Lewis**

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### **I. Admissions:**

<b>Profession</b>	<b>Accrediting Agency or Jurisdiction</b>	<b>Date of Admission</b>
Attorney	New Jersey	1986
	New York	1987
	U.S. Court of Appeals, Second Circuit	2024
	District of New Jersey	1986
	Southern District of New York	1987
	Eastern District of New York	1987
	Northern District of New York	2018
	Western District of New York	2018

### **II. Organizations:**

- The Association of Commercial Finance Attorneys, Inc., President
- New York City Bar Association, Member, Bankruptcy & Corporate Reorganization Committee
- Turnaround Management Association - New York City Chapter
- American Bankruptcy Institute

### **III. General Professional Experience:**

I am a partner with Whiteford, Taylor & Preston, L.L.P. I have more than 35 years of experience as a bankruptcy attorney. I represent debtors, trustees, secured and unsecured creditors, creditors' committees, landlords, asset purchasers and other stakeholders in Chapter 11 reorganizations, out of court restructurings, Chapter 7 liquidations and bankruptcy litigation. I also counsel parties in connection with structuring loan and other commercial transactions.

My clients range from public and private companies, including banks, health care providers, manufacturers, retailers and real estate developers, to municipalities, small family businesses, entrepreneurs and individuals, including trustees, post-confirmation plan administrators and officers and directors.

#### **IV. Publications and Presentations:**

- Moderator and Panelist, "Hot Topics in Bankruptcy," (equity-linked DIP loans, make-whole provisions, appeals of sale orders, third-party releases, and the sale of preference claims), The Association of Commercial Financial Attorneys, New York City Bar Association (April 3, 2024)
- Moderator, Confirmation Issues, Including Good Faith, Classification, Intercreditor Disputes, Liability Management Transactions and Appeals, The Bankruptcy and Corporate Reorganization Committee of the New York City Bar Association (October 18, 2023)
- Panelist, "It Ain't Over Till It's Over: Recent Developments on Third Party Releases Under Chapter 11 Plans; the Impact of Fulton on Automatic Stay Violations, and 'Bankruptcy Remote' Special Purpose Vehicles," Webinar, The Association of Commercial Financial Attorneys, New York City Bar Association (February 17, 2022)
- Co-Organizer and Presenter, "Clearing the Last Hurdle in Chapter 11 – Evolving Confirmation Issues That May Trip the Unwary," Webinar, New York City Bar Association (June 22, 2021)
- Presenter, "Business Bankruptcy 101 for Small/Mid-Size Firms & Solo Practitioners: Fundamental Bankruptcy Concepts," Webinar, New York City Bar Association (March 16, 2021)
- Presenter, "Reorganizing Businesses Under the Small Business Reorganization Act, as Amended by the CARES Act," Webinar, Association of International Certified Professional Accountants (July 8, 2020)
- Presenter, "The Small Business Reorganization Act as Amended by the Cares Act: Bankruptcy in 30 Days or Less," Webinar, Commercial Law League of America (June 3, 2020)
- Presenter, "A Lifeline for Small and Medium-Sized Businesses in Distress: A Practical Guide to the Small Business Reorganization Act (SBRA) as Supercharged by the CARES Act," Webinar, New York City Bar Association (May 20, 2020)
- Moderator, The Golden Share Rule: (S)he Who Has the Golden Share, May Not Rule! And Other Recent Bankruptcy Developments, The Association of Commercial Finance Attorneys, Inc. and the Bankruptcy and Corporate Reorganization Committee of the New York City Bar Association (March 14, 2019)

- CLE Chair, The Association of Commercial Finance Attorneys, Inc. Continuing Legal Education Weekend (2011 - 2017)
- Moderator, Bankruptcy Updates: Don't Stop Thinking About Tomorrow, The Association of Commercial Finance Attorneys, Inc. (March 22, 2017)
- Moderator, I Know It When I See It Jurisprudence? Make-Whole Provisions, Subordination Agreements and Cram Down Rates in Bankruptcy, The Association of Commercial Finance Attorneys, Inc. (March 17, 2015)
- Moderator, Fraudulent Conveyance Law: Drafting Considerations and Techniques to Avoid Pitfalls, The Association of Commercial Finance Attorneys, Inc. (March 20, 2014)
- Panelist, Practical Skills - Basics of Bankruptcy Practice; NYSBA (2013)
- Presenter: Chrysler & GM: The New Section 363 Superhighway and Implications for the Bankruptcy System; The Association of Commercial Finance Attorneys, Inc. (March 25, 2010)
- "Sale Assumption, and Assignment of Leases," in Bankruptcy Business Acquisitions 22-1 (Richard N. Tilton 2d ed., Am. Bankr. Inst. 2006)

**V. General pertinent experience:**

I have conducted and participated in numerous mediations, including as a mediator in the Lehman Brothers Holdings Inc. case, and have also been a speaker and coach at a mediation training program sponsored by the Hudson Valley Bar Association.

**VI. Mediation training:**

Speaker and Coach at a Mediation Training Program sponsored by the Hudson Valley Bankruptcy Bar Association, May 30 - 31, 2019.

Mediation Skills Training, Sept. 30 - Oct. 2, 1996, 25 hrs., sponsored by USBC-SDNY and NASDR, Inc.

**VII. Pertinent bankruptcy training:**

See above.

**VIII. General pertinent business or legal experience:**

See above.