

Brian T. Harvey

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Shareholder

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Areas of Practice & Industry Specialties

Insolvency & Financial Law Group; Alternative Lenders; Apparel & Consumer Products; Health Care/Life Sciences; Fiduciaries, Receivers & Trustees; Hospitality, Food and Beverage Industry Law; Wine Industry Law

Brian T. Harvey's practice focuses on matters involving insolvency, creditors' rights, finance, real estate, receiverships, and commercial litigation. He has significant experience representing financial institutions, creditor committees, trade creditors, debtors, lessors, lessees, and investors in all aspects of bankruptcy reorganizations and liquidations, including debtor in possession financing, collateral recovery, asset sales and purchases, lease assumptions and rejections, plan confirmation, claims objections, fraudulent transfers, and preference liability. He has represented clients in bankruptcies involving a broad range of industries, including commercial real estate, construction, retail, manufacturing, apparel, hospitality, media, and health care.

Mr. Harvey also provides legal and strategic advice to commercial banks, finance companies, factors and other lenders regarding the structuring, documentation, workout, and recovery of secured and unsecured financial transactions.

Mr. Harvey was recognized by *Super Lawyer Magazine* as a Southern California Super Lawyer Rising Star in 2014 and 2015.

Publications

- Receiverships as a New Alternative to Traditional Workout Options, 2011
- Assumption of Hotel Franchise Agreements in Bankruptcy, 2010
- Buchalter Client Alert COVID-19: The Impact of COVID-19 on the Bankruptcy Court System, March 27, 2020
- When Are Goods "Received" By Your Buyer?, *Buchalter Client Alert*, August 22, 2017
- The CFPB Has Bigger Problems Than Being Unconstitutional, *Buchalter Nemer Lender Alert*, October 2016, October 13, 2016
- Just When You Thought You Were Out, They Pull You Back In, *ABL Advisor*, October 10, 2014
- Patient Care Ombudsman: A New Role in Health Care Bankruptcy Cases, Winter 2011
- Keeping the Money: Strategies for Protecting Against Preference Liability, April 1, 2008

Presentations

- Moderator, "The Crossover of Bankruptcy and Receivership 2.0," California Receivers Forum's Local Forum Education Program, November 19, 2014

- Speaker, "Bankruptcy Code §503(b)(9) Priority Claim For Goods Sold to a Debtor," Credit Management Association Webinar, February 28, 2012

Webinars

- "Webinar: Don't Give It Away For Free: What Every Vendor Should Know About Bankruptcy," February 28, 2018

Education

Mr. Harvey earned his J.D. at the University of Southern California Gould School of Law. While in law school, Mr. Harvey served as a judicial extern for the Honorable Ernest M. Robles of the United States Bankruptcy Court. Following law school, he served as a law clerk for the Honorable Ellen Carroll of the United States Bankruptcy Court. Mr. Harvey earned his B.A. with *honors* at the University of California, Santa Barbara.

Bar Admissions

- California

Court Admissions

- U.S. Court of Appeals for the Ninth Circuit
- U.S. District Court for the Southern District of California
- U.S. District Court for the Central District of California
- U.S. District Court for the Eastern District of California
- U.S. District Court for the Northern District of California

Community

- Financial Lawyers Conference
- Los Angeles Bankruptcy Forum