

**Practice Areas**

- Bankruptcy, Reorganization and Creditors' Rights
- Litigation
- Banking and Finance
- Investment Management Group

**Education**

- J.D., Syracuse University College of Law, 1977
- B.A., Williams College, 1974

**Bar Admissions**

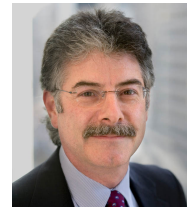
- New York (1980)
- District of Columbia (1977)
- U.S. Courts of Appeals for the Second (1987), Eleventh (1995) and District of Columbia (1978) Circuits
- U.S. District Courts for the Southern (1980), Eastern (1980) and Northern (1999) Districts of New York, District of Columbia (1978) and Eastern District of Michigan (1996)

**Richard Levy, Jr.**

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Richard Levy, Jr. is Co-Chair of the Bankruptcy, Reorganization and Creditors' Rights Group practice at Pryor Cashman. His experience includes all phases of cases under Chapter 11 and Chapter 7 of the Bankruptcy Code, bankruptcy litigation, civil litigation in federal and state courts, related counseling, arbitration and mediation. Rich has represented creditors, debtors, official and unofficial committees (including committees of creditors, equity holders or retired employees), landlords, indenture trustees, labor unions, pension funds, and asset purchasers. He also has represented parties in state court insolvency and corporate dissolution proceedings.

Rich leads the firm's representation of clients in connection with the liquidation of Bernard L. Madoff Investment Securities. Rich has counseled firm clients relating to the filing and defense of customer net equity claims. He is representing clients in defending against claims brought by the SIPA Trustee to recover preferences and fraudulent conveyances under federal and state law.

Rich represented the indenture trustees of publicly-traded bonds in the Kmart, Cooper Standard, Global Crossing, Hayes Lemmerz, Owens Corning, and Quality Stores cases, among others. His experience also includes bankruptcy litigation on behalf of indenture trustees with respect to their contractual rights and obligations under their indentures including, for example, the charging lien litigation commenced by the official creditors committee against the indenture trustee in the Global Crossing case. Rich regularly supports and assists in the firm's representation of indenture trustees in other bankruptcy cases and default situations.

Rich regularly assists other practice areas of the firm by providing bankruptcy support and counsel in the structuring of business and commercial transactions, including, for example, financings, mergers and acquisitions, securitization transactions requiring non-consolidation or true sale opinions, intellectual property licenses, real estate leases and other executory contracts. For example, Rich recently assisted a major motion picture studio in its attempt to acquire significant intellectual property assets from the bankruptcy estate of an insolvent film production company. He is also called upon to provide advice and representation with respect to the enforcement of judgments and debtor/creditor remedies under state law.

Rich has held special appointments in a number of bankruptcy cases. He served as counsel to the Chapter 11 Trustee appointed by the U.S. Bankruptcy Court for the District of Delaware in the asbestos-related bankruptcy case of United States Mineral Products Company, a leading manufacturer of spray-applied fire resistive materials for steel framed buildings and other structures. The case was one of the first to involve a successful restructuring of both asbestos-related personal injury claims and property damage claims under Section 524(g) of the U.S. Bankruptcy Code, and also is believed to be the first asbestos bankruptcy case to result in a successful reorganization under the auspices of a court-appointed trustee.

Rich has also served as the court-appointed official legal representative of future claimants in two other asbestos bankruptcy cases. He was the court-designated lead counsel in consolidated insolvency litigation proceedings arising from the Chapter 11 bankruptcy of a major airline. He also served as court-appointed examiner and, subsequently, as the post-confirmation creditor trustee in the Chapter 11 case of a well-known entertainer. Rich represented the official representative of retired employees appointed in the bankruptcy case of a metal products manufacturer, and the unofficial retiree committee in the reorganization case of a major meat-packing company. Rich served as a member of the Trust Advisory Board for the HLI Creditor Trust established in connection with the confirmed Chapter 11 bankruptcy plan for Hayes Lemmerz, Inc.

Rich is frequently called upon by the press to comment upon bankruptcy and other matters. To read samples of such press coverage, please click [here](#).

Rich graduated *magna cum laude* from Syracuse University College of Law in 1977, where he was elected to the Order of the Coif and served as Notes & Comments Editor of the Syracuse Law Review (1976-77).

A 1974 graduate of Williams College (*cum laude*, with honors in Political Economy), Rich served as President of the Society of Alumni of Williams College – the oldest continuously-existing college or university alumni association in the world – from June 2006 to June 2008. During his term, Rich also chaired the Executive Committee of the Society of Alumni and attended meetings of the Board of Trustees of Williams College at the invitation of the Board.

Rich is a member of the standing Committee on the Judiciary of the Association of the Bar of the City of New York for the term from July 1, 2009 to June 30, 2012. The Judiciary Committee evaluates the fitness of candidates for judicial office and other offices connected with the administration of justice in the state and federal courts in New York City.

Rich is AV Peer Review Rated, Martindale Hubbell's highest peer recognition for ethical standards and legal ability.

## Publications

- Author, *Fraudulent Transfer Defendants Beware: The Statutory Limitations and Reach-Back Periods May Be Broader Than You Think*, " 8 American Bankruptcy Institute Commercial Fraud Task Force Newsletter, No. 2 (September 2011)
- Author, *The Madoff Securities Liquidation - The First Six Months*, Pryor Cashman Legal Update, June 2009
- Author, *Recent Developments In the Bankruptcy Treatment of Letters of Credit Under Commercial Real Estate Leases*, The Practical Real Estate Lawyer's Manual on Commercial Leasing in Troubled Times: Forms, Checklists and Advice, ALI-ABA, March 2009
- Author, *Considerations Relating To The Bernard Madoff Securities Fraud*, Pryor Cashman Legal Update, January 2009
- Author, *Owners Can Minimize Tenant Default Risks*, Pryor Cashman Legal Update, July 2007
- Principal Author, "Proposals to Modify New York Court Rules Concerning the Engagement of Local Counsel and the Pro Hac Vice Admission of Attorneys, Report of the Committee on Professional Responsibility of the Association of the Bar of the City of New York, 53 The Record 150 (1998)
- Author, *Trademark Franchising and Antitrust Law: The Two-Product Rule for Tying Arrangements*, 27 Syracuse Law Review 953 (1976), reprinted in 9 Patent Law Review 525 (1977), and 69 Trademark Reporter 41 (1979) (with revisions)

## Speaking Engagements

- Speaker, *How Victims Can Be Compensated: Bankruptcies, Receiverships and Forfeiture Actions*, Syracuse University College of Law's 2010 Spring Lecture Series (New York, N.Y. 2010)
- Speaker, *Ethical Considerations Concerning Fraudulent Conveyances (A Lawyer's Oxymoron?)*, Bankruptcy CLE Seminar, New York University School of Continuing & Professional Studies, Center for Finance, Law & Taxation (2003)
- Chair & Moderator, New York State Bar Association Continuing Legal Education Program on *Practical Skills - Collections and Enforcement of Money Judgments* (White Plains, N.Y. 2002).
- Panelist, *Bankruptcy Considerations*, New York State Bar Association Continuing Legal Education Program on *Practical Skills - Collections and the Enforcement of Money Judgments*, (Tarrytown, N.Y. 2000).
- Panelist, *Buying and Selling Assets in Bankruptcy*" Price Waterhouse Corporate Finance Management Group Seminar (Orlando, Fla. 1992)

## Teaching Positions

- Adjunct Instructor of Law, New York Law School (1988-90)

### Professional Affiliations

- Association of the Bar of the City of New York, Member, Committee on the Judiciary (2009-present), Committee on Bankruptcy and Corporate Reorganization (2001-04), Committee on Professional and Judicial Ethics (1998-2001), Committee on Professional Responsibility (1995-98)
- American Bar Association, Member, Business Law Section (Business Bankruptcy Committee) and Litigation Section (Bankruptcy and Insolvency Litigation Committee, Pretrial Practice and Procedure Committee)
- New York State Bar Association
- American Bankruptcy Institute, Member, Committees on Unsecured Creditors, Mass Torts, and Professional Ethics
- Counsel Press, Inc., Member, Client Advisory Board (1987-97)

### Other Activities

- Deputy Village Attorney, Larchmont, New York (1997-present)
- Certified Mediator, U.S. Bankruptcy Court, Southern District of New York
- Society of Alumni of Williams College, President (2006-08), Vice-President (2004-06), Member, National Executive Committee (1999-2002)
- Williams Club, Inc., President (1995-99), Vice-President (1991-95), Secretary (1984-88), Member, Board of Governors (1983-2000)
- Alumni Panelist, *Orientation Program for the Class of 2012*, Syracuse University College of Law (2009)

### News

- Partner Richard Levy Speaks to Wall Street Journal About Recovery Funds in Madoff Case
- Partner Richard Levy Authors Article About Statutory Limitations and Reach-Back Periods for Fraudulent Transfer Litigation
- Second Circuit Adopts Key Argument Presented by Pryor Cashman in Amicus Submission in Bankruptcy Appeal
- Pryor Cashman Represents Delta Galil in Acquisition of Major Apparel Brand
- Pryor Cashman Welcomes Three Prominent Bankruptcy Attorneys
- Partner Richard Levy Speaks About Compensating Victims of Business Fraud
- Pryor Cashman Represents Lions Gate Films, Inc. in Efforts to Purchase Terminator Film Series
- Partner Richard Levy Speaks to New York Times About Bankruptcy Claims Against Madoff
- Pryor Cashman Successfully Precludes Introduction of Law Professor's Proposed Expert Testimony
- Partner Richard Levy Authors Legal Update on First Six Months of Madoff Securities Liquidation
- Partner Richard Levy Quoted in New York Times Article About Madoff Case

- Partner Richard Levy, Jr. Authors Legal Update on Considerations Relating to Bernard Madoff Securities Fraud
- Pryor Cashman Represented Purchaser in Biggest NYC Commercial Property Sale of 2007
- Pryor Cashman Featured in January 7, 2008 Edition of Forbes Magazine
- Pryor Cashman Obtains Constitutional Victory in N.J. Federal Court Over State Attorney General Regarding Unregistered Trademark Rights
- Pryor Cashman Client Craig Wood to Construct Luxury Hotel in Soho
- Partner Richard Levy Jr.'s Article on How Landlords Can Minimize Tenant Default Risks Appears in Property & The Law
- Partner Richard Levy Publishes Article on Recent Developments in the Bankruptcy Treatment of Letters of Credit Under Commercial Real Estate Leases
- Pryor Cashman Closes \$1.8 Billion Record-Size Office Building Transaction in Record Time

### **Events**

- Partner Richard Levy Will be a Panelist at ACFA CLE Weekend in Atlantic City