



Michael S. Neiburg

PARTNER

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Mike litigates complex commercial disputes before Delaware's courts, primarily in the United States Bankruptcy Court for the District of Delaware. He represents debtors and other parties in interest in connection with a wide range of high stakes bankruptcy litigation, including contested plan confirmations, requests for temporary restraining orders and preliminary injunctive relief, avoidance actions, and breach of fiduciary duty claims. Clients and co-counsel rely on Mike's advice at all phases of the litigation to help develop and implement effective strategies and to obtain the most favorable results for clients. Mike also has extensive experience serving as counsel to the legal representatives for future claimants in mass tort chapter 11 bankruptcy proceedings.

FOCUS:

- Litigation involving expedited proceedings, including various contested matters and requests for temporary restraining orders and preliminary injunctive relief.
- Experience in numerous substantive areas impacting bankruptcy litigation, including the "safe harbor" provisions in the Bankruptcy Code; bankruptcy court subject matter jurisdiction; and the constitutional authority of bankruptcy courts based on *Stern v. Marshall* and its progeny.
- Advising the legal representatives for future claimants on matters pertinent to mass tort chapter 11 bankruptcy proceedings, including analyzing, developing, and pursuing causes of action for the benefit of future claimants.

Practices

- Bankruptcy Litigation
- Debtor/Corporate Restructuring
- Mass Tort Bankruptcies and Settlements Trusts
- Committee Practice

Education

- Indiana University of Pennsylvania (B.S.)
- Temple University Beasley School of Law (J.D.)
 - Dean's Honors List

Bar Admissions

- Delaware
- Pennsylvania

Court Admissions

- U.S. District Court for the District of Delaware

Distinctions

- Temple University, James E. Beasley School of Law, Dean's List, Fall 2004 - Spring 2006
- LTC4 eDiscovery/eDisclosure Core Competency

Memberships and Affiliations

- Delaware State Bar Association, Member