

## Robin Phelan

Robin Phelan's practice is exclusively devoted to insolvency, reorganization and related areas, including extensive litigation in the bankruptcy court and other federal courts. *Chambers* described him as "a recognised genius in the legal field – the guy you go to if you have a question you can't answer" and as an authority on bankruptcy and restructuring matters with a "masterful presence in the courtroom." He also analyzes the effect of bankruptcy and insolvency on corporate and financial transactions including structuring contracts to minimize the impact of defaulting counterparties. Robin has been a frequent speaker on panels and programs throughout the United States and internationally regarding developments in bankruptcy and insolvency law and is the author of numerous publications, several relating to tax, intellectual property, securities, financial contracts, international issues, governmental and environmental claims. A handful of his articles include:

"'Grede' is Good: Wall Street Welcomes Recent Bankruptcy Safe Harbor Developments," American College of Bankruptcy, Miami, Florida, October 21, 2013.

"Welcome Furriner, Now Go Away: The Manifestly Contrary to Public Policy Exception," ABA Section of International Law 2013 Fall Meeting, London, England, October 15-19, 2013.

"Welcome Furriner, I'll Keep Your Intellectual Property: The Manifestly Contrary to Public Policy Exception," International Insolvency Institute's 14th Annual Conference, Mexico City, Mexico, June 9-10, 2014.

"A Paucity of Pesos - Cross Border Insolvency Issues with Mexico," Haynes and Boone Cross-Border Insolvency and Restructuring Event, Houston, Texas, October 2, 2013, and September 17, 2013.

"The Common Law System Has Really, Terribly, Horribly, Gotten These Cases Wrong", State Bar of Texas Bench Bar Conference, May 31-June 2, 2017".

"Unspeakable Evil: Preference and Fraudulent Transfer Claims," International Energy Credit Association 2014 Spring Conference, San Antonio, Texas, April 6-8, 2013."

"Down the Rabbit Hole of IP Solvency," panelist, Licensing Executives Society - Houston Chapter, Houston, TX, July 18, 2013"

He is a contributor to major treatises on bankruptcy, has testified before both the Congressional Bankruptcy Review Commission and the United States Congress on insolvency matters and has been a member of a World Bank task force developing guidelines for countries regarding financial contracts. He has participated in a program sponsored by the United States Department of State and the United Nations to develop model cross border insolvency provisions, has been a delegate to the United Nations Commission on International Trade Laws and has participated in a White House program to improve the United States bankruptcy system. Robin has taught creditors rights and international insolvency at Southern Methodist University Law School.

Robin has degrees in accounting, finance and law from The Ohio State University where he was a member of the football and lacrosse teams.

Robin:

- Represents debtors and creditors in all types of bankruptcy and insolvency proceedings ranging from sole proprietors to major publicly-held companies such as Zale's, LTV, Hawaiian Airlines, Greyhound, Fruehauf, Enron, Adelphia, Idearc and Mirant.
- Works with clients acquiring financially troubled businesses and has acted as an operating trustee in bankruptcy cases.
- Represented the class action claimants in the Chapter 15 case of the largest bitcoin broker in the world.
- Successfully reorganized an environmentally challenged manufacturer by creating liquidating trusts beneficially owned by the State of California.
- Has consulted with representatives of the Ministry of Justice of Indonesia regarding amendments to the Indonesian Bankruptcy Law.
- Structured multiple pre-negotiated Chapter 11 cases in connection with the largest insurance company reorganization in the United States.

## **Honors**

- Recognized for Insolvency and Restructuring in Expert Guides.
- Recognized by *Chambers Global* for Bankruptcy and Business Restructuring.
- Recognized by *Chambers USA* as one of the leading practitioners in the United States for bankruptcy
- Recognized in *The International Who's Who of Insolvency & Restructuring Lawyers*, Law Business Research Ltd.
- Recognized as being among the outstanding attorneys practicing in restructuring, reorganization, insolvency, and bankruptcy by *The K&A Restructuring Register, America's Top 100*, Eighth Edition
- Recognized as Best Lawyers' Dallas Bankruptcy and Creditor-Debtor Rights Lawyer of the Year and the Best Lawyers' Dallas Litigation - Bankruptcy Lawyer of the Year.
- Recognized as one of the Best Lawyers in America - Bankruptcy and Creditor-Debtor Rights Law, and Insolvency and Reorganization Law, and Litigation - Bankruptcy
- Recognized as a Texas Super Lawyer - Bankruptcy & Creditor/Debtor Rights, a Top 100 Texas Super Lawyer, and a Top 100 Dallas/Fort Worth Region Super Lawyer

- Recognized as a Best Business Lawyer in Dallas for Bankruptcy and Workout, *D Magazine*
- Received the American Bankruptcy Institute Lifetime Achievement award
- Received the *Banco Rotto* award of the Bankruptcy Law Section of the State Bar of Texas

### **Memberships**

- American Bankruptcy Institute, Former Director and Former President
- College of the State Bar of Texas
- American College of Bankruptcy
- Dallas Bar Association, Former Chairperson of bankruptcy-related committees
- State Bar of Texas, Former Chairperson of the Bankruptcy Law Section
- American Bar Association, Former and current Chairperson of numerous committees
- INSOL
- International Bar Association
- International Insolvency Institute, Director
- John C. Ford American Inn of Court