

Audrey Hornisher

Associate

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Audrey Hornisher counsels lenders and businesses in protecting their rights in corporate restructurings and secured transactions in a range of industries including energy, finance, insurance, manufacturing, retail, and technology.

Audrey regularly represents lenders and businesses to assess and resolve issues in chapter 11, 7, and 13 bankruptcies. She has represented clients in multiple national bankruptcy sales and understands the process of selling distressed assets. Both large lenders and small businesses have engaged her to help navigate the path to protect their collateral during a debtor's bankruptcy, including filing a proof of claim, lifting the automatic stay, objecting to discharge and negotiating the use of cash collateral. Additionally, she defends creditors in adversary proceedings including fraudulent transfer and voidable preference litigation. While representing a national energy company, she assisted in the negotiation of settling a preference action for .15% of the alleged damages.

Lenders and energy companies trust Audrey in assessing their rights and remedies in a secured transaction. In the energy sector, she regularly assists contractors and subcontractors in establishing and enforcing mineral liens. She uses her experience in bankruptcy to counsel clients on implementing liens against a party that is in or considering a bankruptcy filing. In the financial sector, she has experience with advising lenders on their security interest by analyzing UCC-1 financing statements to determine the validity and priority. In the past, she has increased her client's priority to collateral by avoiding several previously filed UCC-1 financing statements for failure to comply with the Uniform Commercial Code.

Prior to joining Clark Hill, Audrey served as a judicial law clerk for Chief Judge Ronald B. King of the U.S. Bankruptcy Court in the Western District of Texas. She utilizes her clerkship experience to provide a unique and valuable perspective of her clients' issues.

Education

J.D., cum laude, Southern Methodist University, Dallas, Texas, 2016

B.A., with distinction, University of Oklahoma Norman Campus, Norman, Oklahoma, 2013, Political Science

Recognitions

Named among Best Lawyers: Ones to Watch in Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law by Best Lawyers (2022)

State Bar Licenses

Texas

Court Admissions

U.S. District Ct., E.D. of Texas; U.S. District Ct., N.D. of Texas; U.S. District Ct., S.D. of Texas; U.S. District Ct., W.D. of Texas

Memberships

State Bar of Texas, Bankruptcy Law Section, Young Lawyer Committee, Professional Education Liaison

American Bankruptcy Institute, Member

John C. Ford Inn of Court, Barrister

John C. Ford Inn of Court Future Leaders Program, Member

DFW Association of Young Bankruptcy Lawyers, President Elect

Experience

Articles

Co-Author with Andrew Edson. BANKRUPTCY UPDATE: New Requirements & Deadlines for Proofs of Claim, Strasburger's Business Reorganization & Bankruptcy Newsletter (March 2018)

Co-Author with Chief Judge Ronald B. King and Amber Fly. Recent Developments Supp. Case Law Update, Texas Bankruptcy Bench Bar Conference, San Antonio, Texas (May 2017)

Author. Short-Circuiting Legal Guidance in the Digital Age: An Evaluation of Inadequate Protections for the First and Fourth Amendments, and the Electronic Communication Privacy Act, 18 SMU SCI. & TECH. L. REV. 343 (October 2015)

Presentations

Speaker, Why Label Talent? Leveraging the Strengths of Every Generation in Your Legal Practice, Dallas Bar Association – Bankruptcy Section (June 2019)

Speaker, Only the Senior Secured Survive: UCC Article 9, Southwest Association of Bank Counsel Conference (September 2018)

Panelist, Federal Judicial Clerkship Panel, SMU Dedman School of Law (September 2017)

Panelist, Behind the Chamber Door, San Antonio Bar Association (July 2017)