



Christine E. Baur

Practice Profile

Christine E. Baur is the owner of the Law Office of Christine E. Baur, founded in 2009. Ms. Baur focuses her practice in the areas of commercial bankruptcy, insolvency counseling, financial restructuring and creditors' rights. Ms. Baur represents debtors, lenders, principals, secured and unsecured creditors, creditors' committees, equity committees, acquirers of distressed assets, trustees and other parties-in-interest in Chapter 11 bankruptcy proceedings in California, New York, Delaware and across the country. Ms. Baur also advises and represents companies in out of court restructurings and in Chapter 7 bankruptcy proceedings. Ms. Baur's experience encompasses a wide array of industries including retail, real estate, manufacturing, technology, telecommunications, medical, insurance, restaurant and construction. Ms. Baur was previously a partner at Baker & McKenzie LLP, where she was a member of its Financial Restructuring, Creditors' Rights, and Bankruptcy Practice Group.

Representative Bankruptcy Engagements

Debtor Representations

- Representation of thirty tenant in common owners of commercial real property in \$25 million Chapter 11 case
- Representation of retail furniture company in orderly Chapter 11 liquidation and wind down of multiple locations
- Representation of non-profit theatre company in Chapter 11 bankruptcy proceeding and going concern disposition of fourth largest live performance theatre in San Diego
- Representation of individual Chapter 11 debtor in successful restructuring of investment debt and confirmation of plan of reorganization
- Representation of principals of construction company in out of court restructuring and workout negotiations and of real estate company in successful Chapter 11 reorganization
- Representation of 300+ location national cell phone service provider in orderly wind down and Chapter 7 bankruptcy proceeding
- Representation of Chapter 11 debtor-in-possession real estate investment company in restructuring of over \$400 million in noteholder claims
- Representation of medical device company with international operations in Chapter 7 bankruptcy proceeding
- Representation of Chapter 11 debtor-in-possession public holding company that, through its subsidiaries, operated the largest telecommunications company in Poland in the restructuring of \$1 billion debt, including \$400 million of publicly traded securities
- Representation of seven affiliated Chapter 11 debtors-in-possession in the restructuring, sale, and reorganization of \$100 million restaurant franchise business located in multiple states
- Representation of Chapter 11 debtor-in-possession in the reorganization and sale of restaurant franchise business located in multiple states

Secured Creditor Representations

- Representation of secured lender financial institution in connection with collateral included in assets of non-borrower, multi-debtor bankruptcy proceeding ultimately conveyed to secondary lienholder pursuant to lien release option agreement
- Representation of financial institution as secured lender in bankruptcy of church and related real estate and business assets
- Representation of financial institution as secured lender in bankruptcy of church
- Representation of senior secured creditor and strategic partner in bankruptcy of medical diagnostics company and as lender for debtor-in-possession loan facility
- Representation of second position lienholder in bankruptcy of real estate company
- Representation of secured lender in recovery of multi-million secured claim in full in bankruptcy case of gasoline retailer debtor
- Representation of largest secured creditor in global settlement of secured claim in bankruptcy of wholly owned subsidiary in international irradiation technology industry
- Representation of second position lienholder in bankruptcy of medical device company

Creditors' Committee Representations

- Representation of unsecured creditors' committee of public company restaurant operator including in Section 363 sale of substantially all of company's assets and global settlement negotiations with secured creditor trust and insurance carrier
- Representation of multiple childhood sexual abuse victim creditors, comprising largest portion of creditors' committee, in Roman Catholic Diocese bankruptcy case resulting in settlement of over \$2 billion in mass tort claims
- Representation of unsecured creditors' committee of manufacturer of ephedra dietary supplements resulting in Section 363 sale of substantially all of company's assets and global settlement of over \$2 billion in mass tort claims in multi-district litigation
- Representation of unsecured creditors' committee of second largest cell phone service provider franchise business resulting in Section 363 sale of substantially all of company's assets and global settlement with secured creditor

Unsecured Creditor Representations

- Representation of one of top unsecured creditors in bankruptcy proceeding of debtor public company
- Representation of unsecured creditor in evidentiary hearing regarding liquidation of creditor claim in solvent bankruptcy case of technology company for software development services
- Representation of international insurance company as creditor in bankruptcy proceeding of party in related state court litigation
- Representation of former executive in bankruptcy of national media company in connection with administrative and unsecured employment claims

Equity Representations

- Representation of director and equity holder of debtor company in substantial contribution to Chapter 11 reorganization process involving corporate governance issues
- Representation of equity committee of public holding company of manufacturer of recreational vehicles with respect to consensually negotiated joint plan of reorganization
- Representation of equity committee of public technology company including in dispute with largest creditor resulting in Third Circuit appellate opinion

Transactional Representations

- Representation of borrower entities in issuance of substantive non-consolidation opinion in multi-million dollar real estate transaction
- Representation of principals in bankruptcy of custom manufacturing company and related acquisition of assets in bankruptcy auction
- Representation of Korea's largest cell phone service provider in out-of-court strategic disposition of financially distressed investment
- Representation of Japan's largest entertainment company in multi-million dollar Section 363 acquisition of substantially all assets of affiliated nationwide operator of retail entertainment and dining complexes
- Representation of Japan's largest entertainment company in multi-million dollar Section 363 auction participation for substantially all assets of competitor nationwide operator of retail entertainment and dining complexes
- Representation of private equity firm as plan sponsor for multi-location retail establishment debtor

Litigation Representations

- Representation of defendant in multi-jurisdictional adversary proceedings brought by the Office of the U.S. Trustee
- Representation of multiple individuals sued for fraudulent transfer recoveries by receiver in Ponzi scheme case
- Representation of vendor company in claim by bankruptcy trustee for recovery of alleged preferential transfer
- Representation of liquidating trustee in out-of-district ancillary proceeding to adversary case.
- Representation of hedge fund sued for avoidance action claims for securities transactions that were revealed to be part of a massive Ponzi scheme
- Representation of Swiss financial institution sued for avoidance action claims for offshore securities transactions that were revealed to be part of a massive Ponzi scheme
- Representation of insurance company creditor in \$400 million Ponzi scheme bankruptcy case involving massive lease pool rights fraud

Trustee Representations

- Representation of Chapter 11 trustee of mortgage brokerage firm in bankruptcy case that was precipitated by SEC and criminal investigations revealing a massive Ponzi scheme, including representation of trustee in analysis, recovery and litigation of multiple claims and assets
- Representation of Chapter 7 trustee in \$400 million Ponzi scheme bankruptcy case involving massive secondary market mortgage fraud, including analysis, recovery and litigation of numerous claims and assets, successful conversion to Chapter 11 case, confirmation plan of liquidation and creation of liquidation trust
- Representation of Chapter 7 trustee in cross-border investigation, recovery and liquidation of multi-million dollar machinery assets converted by affiliated entities of former principal of debtor criminally convicted of fraud

Publications

- “Bankruptcy Litigation Procedure and Nuances” and “Bankruptcy Claim Litigation,” for *Bankruptcy Litigation 101* seminar, National Business Institute, San Diego, CA, Aug. 21, 2014
- “Claims and Distributions” and “Miscellaneous Creditors’ Rights,” for *Protecting Creditor’s Rights During Bankruptcy* seminar, National Business Institute, San Diego, CA, Jan. 31, 2011
- “The Unsuspecting Creditor: Fraud and Ponzi Schemes,” *Inside The Minds: Bankruptcy and Financial Restructuring Client Strategies*, Aspatore Books, 2008
- “Recent Decisions Involving Chapter 11 Creditors’ Committees,” American Bar Association, Section of Business Law, Chapter 11 Subcommittee and Bankruptcy Committee, 2004
- “Deepening Insolvency,” Co-author with Ali M.M. Mojdehi and Alisa A. Woodring, Turnaround Management Association, Fall Meeting, 2004
- “Protecting Your Company Against Preferential Transfers in Insolvency Proceedings,” *For the Record*, 2003

Speaking Engagements

- “Individual Chapter 11 Form Plan of Reorganization and Disclosure Statement,” San Diego Bankruptcy Forum, September 9, 2014
- “Bankruptcy Litigation 101,” National Business Institute, San Diego, CA, Aug. 21, 2014
- “Overview of Bankruptcy Law,” San Diego Women Attorney Networking Group, June 14, 2012
- “Neimology in the Law,” Bounce Back Internet Radio, Donna Marie Thompson, recorded September 3, 2011
- “Protecting Creditor’s Rights During Bankruptcy,” National Business Institute, San Diego, CA, Jan. 31, 2011
- California Bankruptcy Forum Annual Conference, Young Insolvency Professionals Keynote Luncheon, May 16, 2009
- “Opportunistic Acquisitions: Acquiring Distressed Assets In and Out of Bankruptcy,” Baker & McKenzie North American Corporate and Securities Meeting, May 3, 2008

Press and Media

- Interviewed by reporter Consumer Bob, 90 second live television segment, NBC 7 San Diego, April 29, 2014, 6:00 p.m news, for “Ask-A-Lawyer,” San Diego County Bar Association Pro Bono Law Week
- “Super Lawyer 2014” *San Diego Super Lawyer Magazine*, Thomson Reuters, 2014
- “Super Lawyer 2013” *San Diego Super Lawyer Magazine*, Thomson Reuters, 2013
- “Your SDCBA: Success is Evident,” *San Diego County Bar Association Bar Report*, Nov. 24, 2010
- “SDCBA Member Profile: Christine Baur,” *San Diego County Bar Association Bar Report*, Dec. 23, 2009
- “Making a Difference for Many: Bankruptcy Professionals Band Together to Offer Help to Each Other and to Clients,” Schiffman, Dean, *San Diego Lawyer*, May/June 2009

Professional Affiliations

- American Bankruptcy Institute, Member 2004-present
- Bankruptcy Court for the Southern District of California, Committee on Individual Chapter 11 Plan of Reorganization and Disclosure Statement, 2012-2013
- Boston College Law School Alumni Association
- California Bankruptcy Forum, Director 2009-2012, Conference Educational Co-Chair 2011. Program Producer 2015
- Holy Cross Lawyers Association

- International Women's Insolvency and Restructuring Confederation, Former Director of San Diego Chapter
- Los Angeles Bankruptcy Forum
- National Conference of Bankruptcy Judges, 2012 conference co-sponsor
- Orange County Bankruptcy Forum
- Provisors
- San Diego Bankruptcy Forum, Director 2007-2010
- San Diego County Bar Association, Bankruptcy Section
- San Diego Women Attorney Networking Group
- "Super Lawyer" 2013, 2014, 2015
- Women's Insolvency Network of San Diego, Officer and Director 2003-2007

Admissions

- Massachusetts, 1996
- California, 2000
- U.S. Supreme Court
- U.S. Courts of Appeals: Third Circuit, Ninth Circuit
- U.S. District Courts: Southern, Central, Northern, and Eastern Districts of California

Education

- B.A., *cum laude*, College of the Holy Cross, 1993, Phi Beta Kappa, Psi Chi Honor Society
- J.D., Boston College Law School, 1996

Languages

- French
- German