

# Snell & Wilmer

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## **J. Seth Moore**

Counsel | Dallas

Tel. 214.305.7320

[semoore@swlaw.com](mailto:semoore@swlaw.com)

### **Main Bio**

Seth Moore is a bankruptcy attorney with over twenty years of experience representing clients across several industries as they face the challenges that come with financial distress. Seth represents clients in areas of corporate reorganization, financial restructuring, distressed mergers and acquisitions, and corporate finance.

Seth takes pride in understanding the legal issues his clients face, and how it affects their bottom lines. He has represented debtors, creditors, trustees, secured and unsecured creditors, and asset purchasers in all types of bankruptcy proceedings and out of court restructurings. Seth has also represented lenders and borrowers in corporate financing transactions across various industries including real estate, manufacturing, agriculture, and insurance.

### **Representative Experience**

- Lead counsel for a global private equity group as the senior secured creditor and hostile purchaser of a group of media/publishing companies out of chapter 11.
- Defended a former business owner in a challenge to his bankruptcy discharge involving over 50 million in guaranteed business debt.
- Lead counsel for the owner of multiple senior living properties in the out of court restructuring of their mezzanine debt.
- Lead counsel for four apartment complexes in their chapter 11 reorganization, with all creditors being paid in full.
- Represented a high-end custom motorcycle company in the sale of its business through a 363 sale.
- Represented a national real estate development company in the defense of fraudulent transfer and alter ego claims brought against it by a chapter 7 bankruptcy trustee.
- Represented multiple single-asset real estate partnerships in the sale of their assets under section 363 of the Bankruptcy Code.
- Represented a major restaurant company in its acquisition of a chain of nationally known restaurant franchises from a bankruptcy estate.
- Served as debtor's counsel for a third-party insurance administrator in the sale of its business in chapter 11.
- Represented the chapter 11 trustee of a medical technology company in the sale of patented laser technologies.

- Represented a bus company with operations in Mexico and the U.S. in its acquisition of a bankrupt bus line.
- Represented a wireless communications company in its acquisition of an interstate wireless network from a bankruptcy estate.
- Represented a string of investment partnerships with assets in excess of \$100 million in their out of court restructuring.
- Represented a national private equity group in the negotiation and closing of a \$100 million credit facility and in the related acquisition of going concern businesses.
- Served as outside general counsel of a subsidiary of a publicly traded, construction and show services company.
- Briefed and argued case to the United States Court of Appeals for the Fifth Circuit on the issue of whether the Supreme Court case of *Till v. SCS Credit Corp.*, 541 U.S. 465, 124 S.Ct. 1951, 158 L.Ed. 2d 787 (2004) is binding authority in chapter 13 cramdown situations.

## Education

- Southern Methodist University School of Law (J.D.)
- University of Texas at Dallas (MBA)
- University of Texas at Austin (B.A., Government)

## Representative Presentations & Publications

- "The New-Value Exception to the (Almost) Absolute Priority Rule," Co-author, Dallas Bar Association Headnotes, Vol. 41, No. 7 (July, 2016)
- "Protecting the Mortgage Loans Portfolio from Bankruptcy Litigation," Co-author, Mortgage Developments 2007, Alex eSolutions, Inc., (2007)
- "U.S. Trustee Takes on Big Lender," Co-author, National Law Journal (May 3, 2008)
- "Bankruptcy Code Section 363 Sales: Trends and Opportunities," Co-author, Norton Bankruptcy Law Adviser (September 2007)
- "Acquiring Strategic Assets from Distressed Businesses," Co-author/Presenter, Association of Corporate Counsel-America, Houston Chapter (2006)

## Professional Recognition & Awards

- Board Certified in Business Bankruptcy Law by the Texas Board of Legal Specialization
- Super Lawyers®, Rising Star (2010)

## Previous Professional Experience

- Condon Tobin Sladek Thornton Nerenberg, PLLC, Attorney (2013-2023)
- DLA Piper L.L.P., Senior Associate (2009-2013)
- Beirne Maynard & Parson, L.L.P., Senior Associate (2007-2009)
- Godwin Gruber, L.L.P., Associate (2005-2007)

## Bar Admissions

- Texas

## **Court Admissions**

- United States Court of Appeals, Fifth Circuit
- United States District Court, District of Colorado
- United States District Court, Eastern District of Texas
- United States District Court, Northern District of Texas
- United States District Court, Southern District of Texas
- United States District Court, Western District of Texas