



## David Warfield

Partner

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### PRACTICES

- Financial Restructuring

### EDUCATION

- Washington University in St. Louis, JD, 1984, BSBA, 1981

### ADMISSIONS

- Missouri

### AFFILIATIONS

- American Bankruptcy Institute
- American Bar Association
- The Missouri Bar

### EMPLOYMENT

- Thompson Coburn LLP Partner, 2009-Present
- Husch Blackwell Sanders LLP Partner, 2003-2009
- Husch & Eppenberger, LLC Partner, 1992-2003 Associate, 1984-1992

David is a 30-year veteran of the financial restructuring world who provides practical, straight-forward advice to all types of institutions that interact with a distressed business.

As the lead attorney for multiple high-profile matters, David is skilled at managing complex restructurings and unraveling the competing interests of all relevant parties. In both in-court bankruptcies and out-of-court workouts, David has led work on many complex, multi-party matters, including one recent case involving a large-scale fraud and tens of thousands of consumer claims. His clients include debtors, senior secured lenders, bondholders, creditors' committees, receivers and asset purchasers.

Tapping his business education, David looks for creative solutions that satisfy the diverse constituencies of a distressed business. He puts a premium on speed, as value erodes and options diminish nearly every day in a financial restructuring. David's quick thinking and persistence helps clients preserve value and plan for the future even as "the ice cube melts."

### Recognitions

- Fellow, American College of Bankruptcy, 2009-Present
- Eighth Circuit Regent to American College of Bankruptcy, 2014-Present
- Nominating Committee, American College of Bankruptcy, 2017
- Co-Chairman, Ad Hoc Committee to Establish Pro Bono Program for Pro Se Filers for Eastern District of Missouri, 2016-Present
- Named Lawyer of the Year for Litigation-Bankruptcy in St. Louis by "The Best Lawyers in America®," 2015, 2019
- Recipient, Turnaround of the Year from Turnaround Management Association, 2011
- Listed in "The Best Lawyers in America®," 1993-Present
- Listed in Missouri & Kansas Super Lawyers®, 2005-Present

- Bankruptcy Creditor/Debtor Rights Law
- Top 50 in St. Louis 2005-2008; 2011-2013
- Top 100 in Missouri & Kansas, 2006; 2010-2013
- Recipient, Judge Robert E. Brauer Innovations in Bankruptcy Law Award, 2005

#### **Publications**

- Author, "The Three Giants of Bankruptcy Law in St. Louis," Accepted for publication 2018
- Contributor *Non-Bankruptcy Alternatives* 2017
- "Managers of insolvent Missouri LLCs have no fiduciary duty to creditors," *Credit Report Blog*, December 2016
- "Two non-conventional uses for Missouri's new receivership statute," *Credit Report Blog*, November 2016
- "Chapter 12 family farmers cases in Missouri: A look inside the numbers," *Credit Report Blog*, September 2016
- "Farm Bankruptcies" *Emerging Issues in Agricultural Lending Symposium, sponsored by the University of Missouri* 2016
- Webinar, "Seven Things You Should Know About the New Missouri Commercial Receivership Act" *sponsored by TC* 2016
- Contributor MOBar CLE *Bankruptcy Practice Deskbook* 2015
- "Lender Liability" *Emerging Issues in Agricultural Lending Symposium, sponsored by the University of Missouri* 2015
- "Sixth Circuit rules cows can be leased"; *Credit Report Blog*, September 2014
- "U.S. Supreme Court's decision in Clark won't impact inherited IRAs of Missouri residents"; *Credit Report Blog*, June 2014
- "Could a Detroit-style bankruptcy happen here?"; *St. Louis Business Journal*, September 2013
- Four-part series: "Why Missouri's receivership law is due for reform"; *Credit Report Blog*, September 2013
- "New credit agreement language goes into effect in Missouri on August 28"; *Credit Report Blog*, August 2013