

Scott A. Lewis

PARTNER

Chicago

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Scott Lewis is a partner and member of Chapman's Special Situations and Restructuring Group. He concentrates his practice on bankruptcy, workout, and commercial litigation matters, including the representation of indenture trustees, financial institutions, secured lenders, and other commercial clients. He has participated in litigation, restructuring, and workouts involving a wide range of industries, including financial services, food processing, construction, and manufacturing. He also participates in proceedings related to professional malpractice, foreclosures, and other commercial actions.

Scott often advises clients with respect to the bankruptcy safe harbors for derivative transactions, RMBS representation and warranty litigation, and municipal bankruptcy matters. He also represents clients in many aspects of the Lehman bankruptcy. He has analyzed the eligibility of hundreds of municipal entities for bankruptcy and/or state insolvency relief for various financial institutions.

Scott is an Illinois-registered CPA with experience in both audit and tax.

Representative Matters

Scott has recently represented clients in the following matters:

- Termination and settlement of derivative agreements and financial contracts (and application of related bankruptcy safe harbors)
- RMBS repurchase claims
- Municipal bankruptcy issues
- Indenture trustee matters
- Auditor malpractice actions

Admitted

Illinois

U.S. District Court, Northern District of Illinois

Education

University of Illinois College of Law, J.D., *summa cum laude*, 2002

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DePaul University, M.S., Accountancy, 1994

Vanderbilt University, A.B., Economics, *cum laude*, 1990

Practice Focus

Banking and Financial Services

Commercial Litigation and Alternative Dispute Resolution

Corporate Trust and Agency Services

Mortgage-Backed Securities

Restructuring and Bankruptcy

Special Situations and Restructuring

Trustees and Back-Up Servicers

- Claims under the Perishable Agricultural Commodities Act
- Commercial foreclosure proceedings
- Mechanics' lien litigation

Memberships

Registered Certified Public Accountant, Illinois

Publications

May 2022

Important Court Rulings Arise from Puerto Rico's Economic Crisis

January 26, 2022

Puerto Rico Confirms a Plan of Adjustment under PROMESA

January 18, 2022

In *Hertz*, the Delaware Bankruptcy Court Provides Guidance on Make-Whole Claims and Post-Petition Interest Payable in Solvent Debtor Cases

- Author, "Important Court Rulings Arise from Puerto Rico's Economic Crisis," *Journal of Corporate Renewal*, May 2022
- Author, "Puerto Rico Confirms a Plan of Adjustment under PROMESA," *Client Alert*, January 26, 2022
- Co-Author, "The Bankruptcy Safe Harbors Are Not Necessarily Safe for Financial Institution Customers," *The Banking Law Journal*, April 2021
- Co-Author, "Appeal of a Municipal Plan of Adjustment Held to Be Equitably Moot by the Ninth Circuit," *The Banking Law Journal*, July/August 2019
- Co-Author, "Opportunistic Investors' Drive to Accelerate Termination of a CDO Hits a Dead End," *Real Estate Finance Journal*, Spring 2019
- Co-Author, "Sixth Circuit Weighs in on the Meaning of 'Governmental Unit,'" *Pratt's Journal of Bankruptcy Law*, January 2019
- Co-Author, "'Mere Conduit' Defense is Alive and Well in the Eleventh Circuit," *Client Alert*, December 5, 2018
- Co-Author, "Non-Consensual Third-Party Releases Held Enforceable in Chapter 15 Proceeding," *Client Alert*, April 17, 2018

Presentations

- Panelist, "Treatment of Derivative, Repurchase Agreements and Forward, Commodities and Securities Contracts in Bankruptcy," Chapman and Cutler CLE Marathon. May 2014.