

Gary C. Miller



**Partner**

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**PRACTICE AREAS**

Bankruptcy/Restructuring  
Litigation

**EDUCATION**

JD, 1980, honors, The University of Texas School of Law, Order of the Coif, *Texas Law Review*

BA, 1977, *magna cum laude*, Rice University, Phi Beta Kappa, National Merit Scholar, Hanzen College Fellow

**ADMITTED**

Texas 1980

Gary is a partner in the firm with a varied practice including bankruptcy and commercial litigation, federal receivership, and the representation of business debtors, asset buyers, secured creditors, and reclamation claimants. He possesses extensive experience in avoidance and other bankruptcy-related adversary actions. Gary appears in *Who's Who in America* and *Who's Who in American Law*.

**REPRESENTATIVE EXPERIENCE**

- Current representation of national CMBS servicer in federal receivership proceedings in the Southern District of New York
- Successful defense of breach of fiduciary duty action in Alexandria, Virginia bankruptcy and district courts
- Representation of Debtor Denali, Inc. in Houston bankruptcy case confirmed within 68 days of filing
- Representation of secured subordinated noteholders in prepackaged bankruptcy of Jackson Products, Inc. in St. Louis
- Tax litigation in bankruptcy courts in Fort Worth, Texas and Wilmington, Delaware
- Representation of purchaser of assets from Mid-American Waste Systems, Inc. bankruptcy in Wilmington, Delaware
- Representation of court-approved stalking horse bidder of Continental Airlines, Inc. in Wilmington
- Representation of plaintiff Trustee in breach of contract litigation against Fannie Mae
- Defense of major law firm in fiduciary duty litigation in Zale Corporation bankruptcy in Dallas, Texas
- Wide variety of additional bankruptcy and litigation matters

**ARTICLES/PUBLICATIONS**

- "Collection of Debts in Texas, Doing Business in Texas" International Law Section, State Bar of Texas (January 1, 2003)
- "Discharge of Environmental Liabilities In Bankruptcy" The Advocate, Vol. II, No. 1 (March 1992)
- "Negotiating with Financially Troubled Landlords" Real Estate Law Seminar (1992)

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- "The Timbers Decision Revisited" 2 Distressed Business and Real Estate Newsletter, No. 4 (1988)

**BRIEFINGS, SEMINARS & SPEECHES**

- Chair of panel on Receivership Issues at annual Trigild Lenders' Conference

**PROFESSIONAL/CIVIC AFFILIATIONS**

**Member**

- Houston Bar Association
- American Bar Association
  - Business Section
  - Business Litigation & Business Bankruptcy Subcommittees
- State Bar of Texas
  - Business Law Section
  - Litigation Section

**HEADLINE NEWS**

- Firm Obtains Net Recovery for Client of \$84 Million in Ernst & Young Litigation (January 31, 2005)