



## → Michael T. Driscoll

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Mike Driscoll is a partner in the Finance and Bankruptcy Practice Group in the firm's New York office.

### Areas of Practice

Mike focuses on problem loan workouts, bankruptcy, judicial and non-judicial foreclosure, and creditors' rights and commercial law. He maintains an active pro bono practice, including representing non-for-profit organizations and individuals in immigration proceedings.

Before joining Sheppard Mullin, Mike served as a Trial Attorney in the United States Department of Justice's Office of the United States Trustee for the Southern District of New York. During his tenure, he represented the United States Trustee's office in over 150 Chapter 11 cases by ensuring compliance with applicable laws, rules, and regulations during all phases of bankruptcy cases. Mike joined the Department of Justice directly from law school through the Attorney General's Honors Program.

Prior to law school, Mike was an active duty and reserve officer in the U.S. Marine Corps. He served two tours in Iraq and has been awarded two Navy and Marine Corps Achievement Medals and a Combat Action Ribbon. He was honorably discharged from the Marine Corps as a Major.

### Articles

- [Recent Developments in Section 507 – Priorities](#), Norton Annual Survey of Bankruptcy Law (Aug. 2018)
- [Recent Developments in Section 507 – Priorities](#), Norton Annual Survey of Bankruptcy Law (Aug. 2017)
- The Barton Doctrine: An Examination of Its Past, Present & Future Application in Bankruptcy Matters, 25 Norton Journal of Bankruptcy Law and Practice 6 (Dec. 2016)
- Recent Developments in Section 507 – Priorities, Norton Annual Survey of Bankruptcy Law (Aug. 2016)
- *Recent Developments in Section 507 – Priorities*, Norton Annual Survey of Bankruptcy Law (Aug. 2015)
- “(M)” is for Mootness: Statutory Mootness Under Section 363(m), 23 Norton Journal of Bankruptcy Law and Practice 6 (Dec. 2014)
- *Recent Developments in Section 507 – Priorities*, Norton Annual Survey of Bankruptcy Law (Aug. 2014)
- *In re Lively: The Narrow View Emerges as the Majority Approach to the Absolute Priority Rule in Individual Chapter 11 Cases*, American Bankruptcy Institute Consumer Committee Newsletter (Oct. 2013)
- *Will YouTube Sail into the DMCA's Safe Harbor or Sink for Internet Piracy?*, 6 John Marshall Review of Intellectual Property Law 550 (2007), reprinted in *Copyright Piracy: Issues & Implications* (ICFAI Univ. Press 2009)

- *Thoughts Regarding the Company-Level Intelligence Cell*, Marine Corps Gazette (Jun. 2009) (co-author)
- *Reserve Scout/Sniper Company*, Marine Corps Gazette (Sept. 2009)

## Finance and Bankruptcy Law Blog Posts

- "Supreme Court Holds That "Actual Fraud" Under Section 523(a)(2)(A) of the Bankruptcy Code May Include Fraudulent Transfers That Occur Without False Representations" June 21, 2016

## Media Mentions

Sur La Table Gets Nod For \$89M Ch. 11 Sale To PE Firm  
*Law360*, 08.12.2020

## Speaking Engagements

Presenter, FTI Knowledge Share – Bankruptcy Series: Tax Motions, February 4, 2017

## Events

Foreclosure Litigation and Receivership: What it Entails and Looking Forward  
Webinar, 09.22.2020

F&B Breakfast Seminar - Take Two  
Industry Spotlight On Retail Part II: Options and Opportunities In The Distressed Market  
05.18.2017

Sheppard Mullin's F&B Seminar & Kick-Off Reception  
Industry Spotlight on Retail: Options and Opportunities In The Distressed Market  
Sheppard Mullin New York, 03.30.2017

## Memberships

American Bankruptcy Institute  
Federal Bar Association

## Podcasts & Webinars

Foreclosure Litigation and Receivership: What it Entails and Looking Forward  
09.22.2020

## Practices

Bankruptcy and Restructuring

Bankruptcy Litigation  
Commercial Lending and Financial Transactions  
Distressed Acquisitions Under Bankruptcy Code  
§ 363  
Financial Services Litigation  
Litigation

## Industries

Cannabis  
Hospitality  
Mortgage Banking  
Retail

## Education

J.D., UIC John Marshall Law School, 2010, Executive Board Member, *The John Marshall Review of Intellectual Property Law*  
B.A., Creighton University, 2000

## Clerkships

Intern, The Honorable Wayne R. Andersen, United States District Court for the Northern District of Illinois (Jan.- May 2007)  
Intern, Office of the United States Attorney for the Northern District of Illinois (June – August 2009)  
Intern, Office of the United States Trustee for the Northern District of Illinois (August – December 2009)

## Admissions

New York  
Illinois  
U.S. Court of Appeals for the Second Circuit  
U.S. District Court for the Southern District of New York  
U.S. District Court for the Eastern District of New York  
U.S. District Court for the Northern District of Illinois