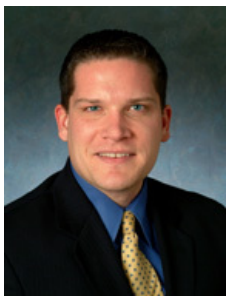

Brian M. Holland

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PRACTICE AREAS

Creditors' Rights

Franchise Reorganization & Bankruptcy

Financial Services

Asset Sales & Acquisitions

Bankruptcy Litigation

Debtor Representation

Receiverships

Secured Creditor Representation

Unsecured Creditors & Committee Representation

Workout & Restructuring

Insurance Recovery & Counseling

INDUSTRIES

Agribusiness & Food

COURT MEMBERSHIPS

Brian Holland is the leader of the firm's Financial Services practice group. He practices bankruptcy, creditors' rights, business reorganization and receivership litigation in the firm's Kansas City, Missouri office. His experience includes representation of secured and unsecured creditors in Chapter 7, 11, and 13 bankruptcy cases, executory contract and unexpired lease litigation and preferential transfer litigation. In addition to his bankruptcy practice, Brian devotes a notable portion of his practice to representation of receivers in Securities and Exchange Commission enforcement actions recovering funds, both domestically and internationally, for defrauded investors. His experience includes:

- Litigated turnover and recovery of $2.3 million in cash, art work, real estate, vehicles and watercraft resulting in over 71 percent return to defrauded investors in a Ponzi-scheme disguised as a REIT.
- Litigated turnover and recovery of over $9 million in cash, real estate, brokerage accounts, business interests, and jewelry resulting in a 26 percent return to defrauded investors in a Ponzi-scheme disguised as an off-shore short-term bank note trading program.
- Litigated turnover and recovery of over $3.3 million in cash, brokerage accounts and real estate in a Ponzi-scheme disguised as a hedge fund.
- Extensive litigation in U.S. Bankruptcy Courts prosecuting and defending preferential transfer adversary proceedings.
- Negotiated and litigated asset purchase agreements in U.S. Bankruptcy Courts.
- Objected to Chapter 11 plan of reorganization to force interim workout agreement and ultimate refinancing for real estate loan

- Missouri
- Kansas
- U.S. District Court for the Eastern District of Missouri

EDUCATION

University of Virginia School of Law, J.D., 1999

- Phi Beta Kappa

Albion College, B.A., *magna cum laude*, 1996

portfolio.

- Negotiated and drafted loan workout agreements for commercial and real estate loans.
- Enforced secured creditors' rights in liquidating collateral, including real estate, agricultural crops and livestock, equipment, accounts receivable and vehicles.

In The News

- Law360 Mentions Brian Holland and Benjamin Struby for Representing Plaintiff in Judge's Decision to Grant A Motion for Summary Judgment
  March 7, 2023
- Business Class News Interviews Brian Holland on Planning for Chapter 11 Bankruptcy
  September 11, 2020

News Releases

- Eight Lathrop GPM Attorneys Named Lawyer of the Year, 89 Ranked as The Best Lawyers in America©
  August 17, 2023
- Six Lathrop GPM Attorneys Named Lawyer of the Year, 95 Ranked as The Best Lawyers in America©
  August 18, 2022
- Seven Lathrop GPM Attorneys Named Lawyer of the Year, 100 Ranked as The Best Lawyers in America©
  August 19, 2021
- Lathrop GPM Attorneys Named to The Best Lawyers in America©, Lawyer of the Year, and Ones to Watch for 2021
  August 20, 2020
- Lathrop GPM Develops COVID-19 Client Response Team
  March 18, 2020
- Best Lawyers in America 2020 Names 72 Lathrop Gage Attorneys; 13 Lawyers of the Year
  August 15, 2019
- Best Lawyers in America Recognizes 70 Lathrop Gage Attorneys
  August 15, 2018
- Best Lawyers in America Recognizes 78 Lathrop Gage Attorneys
  August 15, 2017

Professional Affiliations

- American Bar Association
- Kansas Bar Association
- Kansas City Bankruptcy Bar Association
- The Missouri Bar

Honors

- Selected among *The Best Lawyers in America®,* 2018-2024
  - "Lawyer of the Year," 2020
- Missouri/Kansas *Super Lawyers "*Rising Stars", 2009