



WADE M. BURGESON

602.271.4989 wmb@eblawyers.com

Wade M. Burgeson represents clients in matters involving complex commercial litigation, receiverships, collateral enforcement, loan workouts, business disputes, and debtor-creditor related matters, ranging from pre-judgment remedies and receiverships to disputes in bankruptcy court. Wade joined the firm in 2001 as an experienced attorney having previously represented diverse business interests in both litigation and transactional matters. He has extensive experience practicing before both state and federal courts, trying both bench and jury trials. Currently, Wade represents borrowers, lenders, business owners, and related parties in bankruptcy litigation, loan disputes, receiverships, enforcement of lender's rights, business disputes, as well as acting as general corporate counsel and counsel for receivers in various collateral enforcement actions. Wade also has extensive experience in the marijuana industry, representing both owners and lenders, in matters related to litigation, receiverships, and corporate governance and governmental regulation.

PRACTICE AREAS

- Appeals
- Bankruptcy & Reorganization
- Business & Financial Restructuring
- Cannabis
- Commercial Landlord Tenant Law
- Commercial Litigation
- Creditors' Rights
- Loan Documentation
- Loan Workouts
- Real Estate
- Receiverships

EDUCATION

- University of North Dakota, J.D. with distinction in 1994
- University of North Dakota, B.A. Political Science

ADMISSIONS

- Admitted to practice before the courts of Arizona, Nevada and Colorado

INDUSTRIES

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| <ul style="list-style-type: none">• American Bankruptcy Institute• American Bar Association | <ul style="list-style-type: none">• Turnaround Management Association |
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PROFESSIONAL

Arizona Association of Defense Counsel, President in 2005 and formerly serving on its Board as Amicus Chairman and in various leadership positions.

CLIENTS

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| <ul style="list-style-type: none">• Business Owners• Land Owners• Financial Institutions in the Enforcement and Defense of Commercial Loan Agreements and Guaranties | <ul style="list-style-type: none">• Receivers• Gaming Interests• Regional Airports• Municipalities• Medical Marijuana |
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RECOGNITION

- Recognized in The Best Lawyers in America© in the field of Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law in Phoenix, AZ, since 2021

CAREER HIGHLIGHTS

Representation of a bank client in the consensual liquidation of a high-end retail clothing business.

Representation of a receiver in the operation and liquidation of a large dairy business, involving litigation in both state and federal courts and the collection of in excess of \$20,000,000 for the lender.

Successful defense of a seller in a lawsuit alleging an 8-figure land sale fraudulent transaction.

Representation of a high-end condominium developer in obtaining a confirmed chapter 11 plan and successful litigation against multi-million dollar judgment creditor.

Representation of a national financial institution's real estate owned division, including preparation of all transactional and title documents and negotiating sales through the close of escrow.

Representation of national financial institutions in obtaining a multi-million dollar judgment and recovery/liquidation of collateral.

Representation of various lenders in enforcing and defending the lender's rights in real estate and personal property collateral, including obtaining pre-judgment remedies and post-judgment enforcement and defense of lender liability claims.

Achieving an out-of-court restructuring for the owners of two hotel properties allowing them to retain their properties with a negotiated resolution with their lenders.

Representation of a bank in the workout of a credit facility between the bank and an auto service company covering multiple locations and numerous guarantors.

Representation of a credit union in the enforcement of creditors' rights in state and federal courts, including prejudgment seizure of collateral and enforcement of collateral interests.

Representation of a bankruptcy debtor in the successful prosecution and trial of an objection to a claim filed by a governmental entity.

Litigation of numerous non-dischargeability actions in bankruptcy proceedings.

Successful defense of a professional negligence claim in a multi-million dollar lawsuit, with a full defense verdict.

PRESENTATIONS

- 2015 District of Arizona Annual Conference – Panel presentation discussing post-chapter 11 confirmation injunctions in favor of non-debtor entities
- 2010 State Bar Convention – Panel presentation discussing receiverships and bankruptcy issues; pro bono award
- Community Legal Services Pro Bono Award