



# BAILEY | CAVALIERI

## Matthew T Schaeffer OF COUNSEL

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614.229.3289

### OVERVIEW

Matt's practice focuses primarily on corporate reorganization and workouts, debtor/creditor rights, bankruptcy, commercial litigation, and commercial matters. He has experience representing Chapter 11 debtors, financial institutions, trustees, and a variety of secured and unsecured creditors in bankruptcy proceedings, litigation, and workouts. He is a member of the independent panel of Chapter 11 Subchapter V bankruptcy trustees for the Southern District of Ohio, and he is a member of the panel of Chapter 7 Trustees for the Southern District of Ohio. Matt also has considerable experience representing businesses in a variety of non-bankruptcy matters.

### EDUCATION

Capital University School of Law (J.D., cum laude)  
*Order of the Curia*  
*Capital University Law Review, Managing Editor*  
*Recipient, J. Andrew Fulker Memorial Scholarship*  
*Named to the National Dean's List*  
Ohio State University, (B.A. Political Science)

### BAR ADMISSIONS

Ohio

### COURT ADMISSIONS

US District Court, S.D. Ohio  
US District Court, N.D. Ohio  
US Court of Appeals, Sixth Circuit

### PROFESSIONAL HIGHLIGHTS

Represented a private label/co-branded credit card issuer in the Chapter 11 cases of various national retailers.

Represented a national mortgage lender as debtor's counsel in its liquidating Chapter 11.

Represented the pension fund in pursuing a \$5.6 billion claim against an energy producer and its control group in and out Chapter 11.

Prevailed in a motion to disallow more than \$50 million of class action claims filed in bankruptcy court.

Represented a major secured lender in the Chapter 11 bankruptcy of an oil and gas producer.

Represented a publicly-held furniture retailer as debtor's counsel in a liquidating Chapter 11.

Represented the creditors committee in the Chapter 11 bankruptcy of a mobile phone carrier.

Represented a bank in the prosecution of fraudulent transfers to a trust characterized as "creditor proof" and obtained a settlement favorable to the bank.

Represented, as debtors' counsel in Chapter 11, a publicly-held manufacturer in the metal coil processing industry. The business operations were sold in chapter 11, preserving jobs and the economic activity of the business.

Represented a major secured lender in the Chapter 11 bankruptcy of companies operating more than 130 gas stations and convenience stores.

Represented an equipment lessor in the Chapter 11 bankruptcy of a corporate guarantor of a failed water park.

Represented a municipality in a variety of matters, including the dischargeability in bankruptcy of local income taxes.

Represented an apartment complex as debtor's counsel in a successful Chapter 11 reorganization.

Represented lenders in bankruptcy and workout matters.

Represented a cemetery in wrongful burial litigation.

Represented bankruptcy trustees in various litigation matters.

Prosecuted and/or defended hundreds of adversary proceedings on various issues, including fraudulent conveyances, preferential transfers, and turnover actions.

Prosecuted non-dischargeability actions.

Advises businesses who have been the victims of computer fraud and funds transfer fraud.

Involved in various litigation matters, including insurance disputes, fiduciary accounts, leveraged buy-out, valuation, automatic stay matters, and plan confirmation issues.

Litigated cases in state and federal trial courts, appellate courts, and the Ohio Supreme Court.

Represented parties in litigation concerning contractual disputes, ERISA defense, commercial collections, foreclosures, funds transfer fraud, and non-compete contracts.

Completed the mediator training course co-sponsored by the Columbus Bar Association.

## **PUBLICATIONS & SPEAKING ENGAGEMENTS**

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"Subchapter V Nuts & Bolts," Midwest Regional Bankruptcy Seminar (2024).

"Case Law Update," Midwest Regional Bankruptcy Seminar (2023).

"Subchapter V – Facts, Updates and Exciting New Details," 2023 Bench-Bar Conference, U.S. Bankruptcy Court for the Southern District of Ohio (2023).

"Small Business Bankruptcy under the Small Business Reorganization Act of 2019," American Bankruptcy Law Forum (2022)

"Subchapter V: Everything you Need to Know," Bankruptcy Law Institute (2021)

"Small Business Reorganizations and Individual Chapter 11s," American Bankruptcy Law Forum (2020)

"Business Bankruptcies: An Overview and Discussion of Trends and Issues in Commercial and Single Asset Real Estate Bankruptcies," Columbus Bar Association (2020).

"Business Law Update: COVID-19 and the Legal Impact on Small Businesses – Small Business Bankruptcy," Ohio State Bar Association (2020).

"Overview of Retailer Chapter 11 Bankruptcy Cases," Alliance Data Systems (2019)

"Current Issues in Retailer Chapter 11", American Bankruptcy Law Forum (2018)

"The Dischargeability of Municipal Income Taxes in Bankruptcy," American Bankruptcy Law Forum (2016)

"Recovering Possession of Real Property: Judicial Eviction and Self-Help Repossession," Ohio State Bar Association

"The Ordinary Course of Business Exception After BAPCPA," American Bankruptcy Law Forum.

"Judgment Enforcement in Ohio," Lorman Education Services.

"The Fundamentals of Bankruptcy Law and Procedure in Ohio," National Business Institute.

"The Waiver Provisions of the Older Workers Benefit Protection Act," 24 Capital Univ. Law Rev. 257 (1996).

"Small Business Bankruptcy under the Small Business Reorganization Act of 2019 ," American Bankruptcy Law Forum (2022)

"Subchapter V: Everything you Need to Know," Bankruptcy Law Institute (2021)

## PROFESSIONAL RECOGNITION

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Super Lawyer, Bankruptcy, 2018-2025

Ohio Leading Lawyer, Commercial Litigation, Ohio Business Magazine, 2024

Top Lawyer, Columbus CEO Magazine, 2016, 2023-24

Rising Star, Journal of Law & Politics

## AFFILIATIONS AND CIVIC INVOLVEMENT

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United States Bankruptcy Court, Southern District of Ohio, Local Rules Committee Member

United States Bankruptcy Court, Southern District of Ohio, Pro Bono Project Member

United States Bankruptcy Court, Southern District of Ohio, Judicial Liaison Committee Member

United States Bankruptcy Court, Southern District of Ohio, Mediation Subcommittee Member

Columbus Bar Association, Bankruptcy Committee Member

Ohio State Bar Association, Member

Champaign County Bar Association, Member

Thomas F. Waldron American Bankruptcy Law Forum Member

Columbus Bar Association, Military Assistance Task Force

Board of Trustees of Catholic Central Schools, Springfield, Ohio

Lecturer, Street Law, Columbus City Schools

Volunteer Tutor, Columbus City Schools