



## Sara C. Temes

### Member

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### Profile

**Sara is a business restructuring, creditors' rights and bankruptcy attorney who concentrates her practice in a wide range of business restructuring and bankruptcy matters, including out-of-court workouts, cross-border insolvency cases and representations of debtors, creditors, landlords, lenders and purchasers in cases filed under chapter 11 of the Bankruptcy Code.**

She also advises senior managers and boards of directors of financially troubled companies with respect to restructuring strategies.

### Representative Matters

- Representation of secured prepetition lenders in a resort chapter 11 case
- Representation of a creditors' committee in the chapter 11 case of an ethanol facility
- Representations of claimants and defendants in cross-border insolvency cases and ancillary cases filed under chapter 15 of the Bankruptcy Code
- Representation of national footwear retail chain in its chapter 11 proceeding, including the sale and assignment of retail leases and litigation of complex trademark matters
- Representation of hospital, nursing home and adult residence debtors in chapter 11 proceedings
- Representation of creditors and executory contract counterparties in complex bankruptcy litigation
- Representation of a secured creditor and real property owner in a chapter 11 case of a cogeneration facility
- Representation of landlords in national retailer chapter 11 cases
- Representation of purchasers in bankruptcy section 363 sales
- Representation of a chapter 11 debtor involved in mass tort litigation through a sale process
- Representation of a not for profit in a HUD loan restructuring and follow up compliance action
- Representation of not for profit corporations in out of court restructurings, dissolutions and chapter 11 proceedings
- Representation of judgment creditors in chapter 11 proceedings

### Education

- University of Pennsylvania Law School (J.D. 2003)
- Wellesley College (B.A., *cum laude*, 2000)

### Bar/Court Admissions

- New York
- U.S. Court of Appeals for the Second Circuit
- U.S. Bankruptcy Court for the Northern District of New York
- U.S. Bankruptcy Court for the Southern District of New York
- U.S. Bankruptcy Court for the Western District of New York
- U.S. District Court for the Northern District of New York
- U.S. District Court for the Southern District of New York
- U.S. District Court for the Western District of New York

### Practices

- Business Restructuring, Creditors' Rights and Bankruptcy
- Financial Institutions Regulatory

- Representation of a factoring company in a contractor chapter 11 case involving construction lien law
- Representation of insolvent property owners in tax assessment proceedings
- Representation of purchaser of commercial real property abroad from chapter 11 debtor

*\*Certain of these matters were handled by Sara prior to her joining Bond.*

## Honors & Affiliations

- Listed in:
  - *The Best Lawyers in America*®, Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law, 2023-2024
  - *New York Super Lawyers*®, Bankruptcy: Business, 2023
    - Upstate New York Rising Star, Bankruptcy: Business, 2018
  - *Martindale-Hubbell*®, AV Preeminent Rated
- United States Bankruptcy Court for the Northern District of New York, Local Rules Committee
- IWIRC NY Shining Star, 2017
- Syracuse *40 Under 40* Honoree, 2015

## Representative Presentations

- Mediating Mass-Tort Multiparty Matters: The Four Ms, ABI Annual Winter Leadership Conference, December 9, 2022
- Supply Chain Disruptions, Mid-Atlantic Bankruptcy Workshop, August 5, 2022
- Trends in Chapter 11 Cases, Including Release and Common Controversial Plan Provisions, and Small Business and Subchapter V Subchapter V Trustee, 18th Annual WNY Bankruptcy Conference, June 8, 2022
- Transcript Withholding Compliance Webinar, Commission on Independent Colleges and Universities, May 26, 2022
- COVID-19 @ Work: Straight Talk Series - Session V: Bankruptcy in the U.S., Employment Law Alliance, May 28, 2020
- Panel Member, Ethics: Have I Gone Too Far?, American Bankruptcy Institute 13th Annual Mid-Atlantic Conference, August 3-5, 2017
- Sterling Education Services, Inc., Landlord Tenant Law Seminar Bankruptcy Issues, 2013
- Bankruptcy Law Update, Bond In-House Counsel CLE Series, April 2010
- Bankruptcy Issues, New York State Bar Association Practical Skills Seminar, Collections and the Enforcement of Money Judgments, 2007

## Representative Publications

- "Dynegy Parent Forced Into Bankruptcy," *Bond Bankruptcy Report*, July 17, 2012
- "Subtenant Rights - Bankruptcy Court Takes a Practical Approach in Friendly Ice Cream Case," *Bond Bankruptcy Report*, May 22, 2012

- "American Airlines Unions Seek Bankruptcy Court Intervention," *Bond Bankruptcy Report*, May 14, 2012
- "Nondebtor Releases Permitted," *Weil Gotshal & Manges Bankruptcy Bulletin*, August 2006
- "No Private Right of Action Permitted Against Oversecured Lenders to Remedy Violations of Section 506(b)," *Weil Gotshal & Manges Bankruptcy Bulletin*, Vol. 12, No. 9, September 2005

## Other Activities

- Board Member and Treasurer, Jewish Community Center of Syracuse
- Advisory Committee Member, American Bankruptcy Institute Mid-Atlantic
- Local Rules Committee Member, United States Bankruptcy Court for the Northern District of New York