

PRACTICE AREAS

- Bankruptcy & Financial Restructuring
- Financial Services & Insolvency Litigation

EDUCATION

- B.A., Illinois Wesleyan University, 1984, magna cum laude
- J.D., University of Michigan, 1987

BAR & COURT ADMISSIONS

- North Carolina, 1987
- Fourth Circuit Court of Appeals
- U.S. District Courts for the Eastern, Middle and Western Districts of North Carolina

DOUGLAS (DOUG) R. GHIDINA



MEMBER

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Doug Ghidina brings over 20 years of complex, high-level bankruptcy and creditors' rights experience to creditor clients across wide-ranging industries, including commercial real estate, manufacturing, transportation, wholesale and retail sales and agriculture.

Doug is skilled in handling real estate and personal property foreclosure actions, workouts and restructuring of defaulted credit facilities. He regularly advises lenders and borrowers regarding bankruptcy and bankruptcy-remoteness issues as well as special-purpose entities when structuring financial transactions. Moreover, he has experience in bankruptcy litigation and other debtor/creditor disputes, including adversary proceedings in bankruptcy court and exercise of creditor remedies in state court. Doug also has represented sellers and buyers in asset sales in bankruptcy proceedings.

Representative Matters

Bankruptcies

- *American Commercial* (D. N.J.): Representation of international client in contested section 363 purchase of real estate in bankruptcy proceeding.
- *The Wood Pile, LLC* (E.D.N.C.): Representation of secured creditor in restructure of real estate loans through confirmed chapter 11 plan.
- *Prime Carolina LLC* (W.D.N.C.): Representation of secured creditor in pre-bankruptcy foreclosure proceeding and preliminary injunction litigation and in stay litigation in bankruptcy case.

CONTINUED

DOUGLAS (DOUG) R. GHIDINA

- *Nobex Corporation* (Del.): Debtor's special counsel for sale of U.S. and foreign patents and patent applications.

Workouts

- *Financial Services*: Representation of financial services borrower in restructuring of \$110 million credit facility.
- *Financial Services*: Representation of state bank in restructuring and securing of involuntary indebtedness arising from check-kiting scheme.
- *Real Estate*: Representation of secured creditor in restructure of loans to various borrowers developing low income housing tax credit properties.
- *Real Estate*: Representation of secured creditors and borrower in various deed-in-lieu of foreclosure transactions.

Finance

- *Financial Services*: Representation of special purpose financial services borrower in \$75 million credit facility.
- *Various*: Issuance of true sale and nonconsolidation legal opinions for sales of receivables and other securitization lending transactions

OF NOTE

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- Contributing author, Official Comments to N.C. Gen. Stat. Chapter 39, Article 3A (the Uniform Fraudulent Transfer Act)
 - Former Chair, Bankruptcy Section, North Carolina Bar Association (2002-2003)
 - Former Vice Chair, Bankruptcy Section, North Carolina Bar Association (2001 - 2002)
 - Former Chair, Legislative Committee, North Carolina Bar Association (1996-1997)

PROFESSIONAL AFFILIATIONS

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- North Carolina Bar Association