

JAMES S. MORI

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PROFESSIONAL EXPERIENCE:

Principal - Mori & Associates

San Francisco, CA

June 1998 - Present

A-V rated principal of a law firm specializing in bankruptcy and creditors' rights, business, mortgage and deed of trust practice, secured transactions, real estate, litigation, and landlord-tenant law.

Manages all aspects of Chapter 11 bankruptcy case administration and bankruptcy litigation involving debtors, creditors, financial institutions, real estate developers, telecommunication operators, manufacturers, court-appointed fiduciaries, real property owners, syndications as well as landlords and tenants.

Supervises 4 associate attorneys in all aspects of bankruptcy law, commercial, business and real estate litigation.

Extensive trial and appellate experience.

Participates extensively in mediation and arbitration proceedings.

Drafts documents involving sophisticated real estate acquisitions, secured transactions, telecommunication collocation agreements, leasing arrangements, lending and financial documentation, plans of reorganization and supporting disclosure statements.

Lecturer for various continuing legal education seminars and panels, including, the *Bar Association of San Francisco*, the *National Business Institute*, on the subjects of creditor, debtor, and court-appointed fiduciary representation, real estate foreclosure law, secured transactions, bankruptcy substance and procedure, conflicts of interest, and debt collection practice.

Significant Cases: *In re PG&E* (representing the City & County of San Francisco as a creditor in one of the largest bankruptcy cases filed nationwide); *In re Northpoint Communications* (creditor representation in a case of a debtor DSL internet access provider with assets in excess of \$150,000,000.00); *In re Neon Technology, Inc.* (successfully negotiated on behalf of a creditor, a \$4 million settlement with the manufacturer of consumer internet access device).

Principal - Welch, Olrich & Mori, A Professional Corporation

San Francisco, CA

July 1987 - May 1998

Co-owner of an A-V rated law firm practicing in bankruptcy and creditors' rights, general business, real estate, landlord-tenant, construction law, and commercial litigation.

Achievements:

Managed all aspects of litigation involving financial institutions, real estate developers, manufacturers, court-appointed fiduciaries, real property owners, syndications and tenants.

Supervised 15 associate attorneys in all aspects of litigation.

Extensive trial and appellate experience.

Significant Cases: *California Cannery & Growers* (trustee representation of a debtor with assets in excess of \$63,000,000.00); *In re The Law Offices of Max Cline* (successfully defended after trial, the purchaser of a large consumer-oriented bankruptcy law firm from a bankruptcy trustee's lawsuit seeking to avoid alleged multimillion dollar fraudulent conveyances); *Summers v. Abnett Electric Corporation* (successfully defended after trial, a large general contracting firm from a trustee seeking to impose multimillion dollars in construction delay damages); *In re Media Winchester* (successfully collected through preference and fraudulent conveyance litigation, over \$5 million on behalf of a Chapter 7 bankruptcy trustee); *Casper v. de Saint Andre, et al.* (successfully concluded through negotiation and settlement, and after being the third attorney retained by a court-appointed real estate referee, a lawsuit concerning a condominium conversion pending in the S.F. Superior Court for over 14 years)

Court Staff Attorney - Chapter 11 Estate Administration

United States Bankruptcy Court

Northern District of California

San Francisco, CA

July 1985 - July 1987

Staff Attorney and Estate Administrator for all Chapter 11 bankruptcy cases filed in both the San Francisco and Santa Rosa/Eureka Court Divisions.

Achievements:

Provided legal advice to the Hon. Jack Rainville, Hon. Lloyd King, and Clerk of Court, and legal support to members of the local bar and public.

Proposed, drafted and implemented Court administrative policies, including

amendments to Local Rules and General Orders of Court. Responsible for Chapter 11 case and bankruptcy litigation oversight for both substantive and procedural compliance with provisions of the Bankruptcy Code and Rules, Local Rules, and Federal Rules of Civil Procedure.

Chapter 11 Hearing Officer at Meetings of Creditors responsible for examining debtors-in-possession as to their assets, liabilities, and proposed plans of reorganization.

Public speaker to members of the local bar on issues of judicial policy, practice, and procedure.

Supervised and appointed Chapter 7 and 13 panel and standing trustees.

In-House Counsel

United States Small Business Administration

San Francisco, CA

February 1983 - July 1985

Represented a public lending institution with an emphasis in commercial law, bankruptcy, debtor-creditor litigation, mortgage and deed of trust practice, secured transactions, landlord-tenant, loan documentation, loan workout and loan liquidation.

Achievements:

Collected through liquidation and litigation over \$8 Million annually on defaulted small business and disaster loans.

Monitored personally in excess of 85 cases at all times.

Advised loan officers on collection and loan workout methods.

Negotiated and drafted lending and settlement agreements.

Attorney

Southern Pacific Communications Corporation (SPCC)

San Francisco, CA

January 1982 - December 1982

Represented original owners of SPRINT in multimillion dollar antitrust lawsuit entitled *SPCC v. AT&T*

Achievements:

Assisted in supervising in excess of 50 paralegals and support staff involved in complex discovery proceedings.

EDUCATION:

University of California, Hastings College of the Law, San Francisco - JD 1981

University of California, San Diego, La Jolla, CA - 1978

BA - Graduate Magna Cum Laude - 1978

PERSONAL: Active member and contributor to the Congressional Asian American Caucus Institute, Washington, D.C., the National Asian Pacific American Bar Association, the National Association of Bankruptcy Trustees, the San Francisco Asian Art Museum, and the San Francisco AIDS Foundation. Fluent in Japanese.