

Lois R. Lupica

Counsel, New York

Practice Description

Lois R. Lupica focuses her practice on corporate reorganization, creditors' rights, and business bankruptcy ethics. She also currently serves as a Maine Law Foundation Professor of Law at the University of Maine School of Law in Portland, Maine, where she teaches bankruptcy law, secured transactions, legal ethics, and mediation and negotiation. Ms. Lupica is a trained commercial mediator and regularly provides lawyers and law firms with ethics expert opinions.

Press Releases/In the News

- T&K Attorney Named a Fellow of the American College of Bankruptcy; November 01, 2011
- T&K Attorney Publishes Article on Bankruptcy Rules of Conduct; June 29, 2011
- "Study: Cost of Bankruptcy Rises for Consumers." *The Wall Street Journal*; August 27, 2010
- Study Shows Massive Increase in Consumer Bankruptcy Costs; August 26, 2010
- Troubled Company Reporter; February 24, 2009
- T&K Expands Bankruptcy Practice; January 21, 2009

Presentations/Publications

- Client Alert: The Impact of Stern v. Marshall on Creditors' Rights, August 31, 2011
- "Business Bankruptcy Practice, Sophisticated Clients and Rules of Professional Conduct," *American Bankruptcy Institute Journal*, June 2011
- "Corporate Restructuring: Insolvency Goes Global." *National Law Journal*, February 2009
- "A Study of Consumers' Post-Discharge Finances: Struggle, Stasis or Fresh Start?," Co-author, *American Bankruptcy Institute Law Review*, 2008
- "Interdisciplinary Approaches to the Crisis of Over-indebtedness," Speaker and Moderator, AALS/NCBJ Joint Bankruptcy Workshop, Orlando, Florida, October 2007
- "Consumer Finance and the Reinforcement of Class Structures," Law and Society Meeting, Berlin, Germany, July 2007
- "The Continuing Relevance of the Chapter 11 Process," American Bankruptcy Institute, Nuts and Bolts for New Practitioners, Ethical Issues for Bankruptcy Lawyers, New York, New York, May 2007
- "Legislative Messaging and Bankruptcy Law," Co-author, 67 *Pitt. L. Rev.* 497, 2006
- "Constitutional Principles," Southern Vermont College, September 2006
- "The Over-Indebtedness Crisis," Southern Vermont College, September 2006
- "Legislative Messaging and the New Bankruptcy Legislation," The New York Law School Faculty Scholarship Lunch Series, March 2006
- "Consumer Finance and the Reinforcement of Class Structures," University of Kentucky College of Law, February 2006
- "The Impact of Revised Article 9," Symposium on Business Bankruptcy, 93 *Kentucky Law Journal* 867, 2005
- "Professional Responsibility Re-designed: Sparking a Dialogue between Students and the Bar," 29 *The Journal of the Legal Profession* 71, 2004-2005
- "The Impact of Revised Article 9 in Bankruptcy," University of Kentucky College of Law, 13th Annual Judge Joe Lee Bankruptcy Institute, May 2005

- "Ethics 2000 Comes to Maine: Should Maine Revise its Bar Rules to More Closely Coincide with the ABA Model Rules of Professional Responsibility?," Maine State Bar Association Annual Meeting, January 2005
- "Amanda Kumar's Case," Legal Ethics Seminar, Cumberland County Bar Association, December 2004
- "Business Bankruptcy Ethics & Revised Article 9's Impact in Bankruptcy," Stetson University College of Law, Twenty-ninth Annual Bankruptcy Seminar, December 2004
- "Revised Article 9's Impact in Bankruptcy," Speaker and Moderator, National Conference of Bankruptcy Judges, Nashville, Tennessee, October 2004
- "The Effect of Bankruptcy upon a Firm using Patents and Trademarks as Collateral," Symposium, 41 *Idea J. of Law & Tech*, 2002
- "Revised Article 9, The Proposed Bankruptcy Code Amendments and Securitizing Debtors and their Creditors," Symposium, *Fordham Journal of Corporate and Financial Law*, 2002
- "Revised Article 9 and the Competing Visions of Business Bankruptcy," Florida State University Law School, Faculty Enrichment Series, Tallahassee, Florida, September 2002
- "Teaching Revised Article 9: High (and Low) Tech Tools and Techniques," American Association of Law Schools Annual Meeting, Section on Creditors' & Debtors' Rights, New Orleans, Louisiana, January 2002
- "Revised Article 9, Securitization Transactions and the Bankruptcy Dynamic," Symposium on Revised Article 9, 9 *American Bankruptcy Institute Law Review* 287, 2001
- "The Technology-rich .com in Bankruptcy: The Debtor as Owner of Intellectual Property," Symposium Issue on Financing the Enterprises on the Internet, 53 *Maine Law Review* 362, 2001
- "Circumvention of the Bankruptcy Process: The Institutionalization of Securitization," 33 *Conn. L. Rev.*, November 2001
- "Revised Article 9, The Proposed Bankruptcy Code Amendments and Securitizing Debtors and their Creditors, Two Shocks to the Bankruptcy System: Revised UCC Article 9 and the Pending Bankruptcy Reform Act of 2001," The Inaugural Eugene P. and Delia S. Murphy Conference on Corporate Law, Fordham University School of Law, New York, New York, November 2001
- "Privacy and Property Concerns for Data Collections in Bankruptcy," Information: Privacy, Property and Policy, Technology Law Center of the University of Maine School of Law, June 2001
- "The Intersection of Revised Article 9 and Bankruptcy Law," AALS Workshop on Bankruptcy Law, St. Louis, Missouri, May 2001
- "The Use of Technology in the Teaching of Statute-Based Courses," University of Maine School of Law Faculty Colloquium on Law School Teaching, March 2001, December 1999
- "Transition Losses in the Electric Power Market: A Challenge to the Premises Underlying the Arguments for Compensation," 52 *Rutgers L. Rev.* 649, 2000
- "The dot.com in Bankruptcy: The Fundamental Issues," Financing the Enterprises of the Internet, Technology Law Center of the University of Maine School of Law, June 2000
- "The Professional Responsibilities of Prosecutors and The No Contact Rule," Maine State Attorney General's Office, December 1999
- "Transition Losses in the Electric Power Market," University of Maine Faculty Scholarship Colloquium, May 1999
- "Legal Issues in Cyberspace," Virtual Moderator, Cyberposium, Harvard Business School, 1999
- "Intellectual Property in the Marketplace," Virtual Moderator, Cyberposium, Harvard Business School, 1998
- "Asset Securitization: The Unsecured Creditor's Perspective," 76 *Texas L. Rev.* 595, 1998
- "Structured Financing Risks," UNUM Insurance Company, Legal and Investment Department, December 1997
- "Pay Equity - A Cockamamie Idea? The Future of Health Care May Depend Upon It," 13 *American Journal of Law & Medicine* 597, 1988

Activities

- Fellow, American College of Bankruptcy
- Advisory Board, American Bankruptcy Institute Law Review, 2008-present
- Editorial Advisory Board, Journal of Bankruptcy Law and Practice, 2009-present
- Scholar-in-Residence, American Bankruptcy Institute, Spring 2007
- Association of American Law Schools (AALS), Chair, Section on Debtor & Creditors' Rights, 2005-2006; Executive Committee Member, Section of Commercial and Consumer Law, 2003-2006; Planning Committee, Joint AALS-NCBJ Workshop on New Developments in Bankruptcy, Fall 2007
- Reporter, Maine Task Force on Ethics 2000, Professional Responsibility Rules Committee, State of Maine, 2005-2008
- Board of Directors, Bioethics Center, University of Southern Maine, 2004-present
- Recipient, National Conference of Bankruptcy Judges Fellowship, 2002
- Appointment, First Circuit Court of Appeals to Merit Selection Committee to fill Bankruptcy Judgeship, District of Maine, 2001
- Advisory Board, Technology Law Center, University of Maine School of Law, 1999-2002
- Board of Directors, Community Housing of Maine, 1995-2006; Development Committee; Personnel Committee; Advocacy Committee
- Co-Coach and Faculty Advisor, Duberstein Moot Court Competition, New York, NY, 2005-2008
- Board of Directors, American Board of Certification, 2000-2003; Dean of Faculty, 2002-2003
- Member, USM Clinical Research Review Committee, 1995-2001