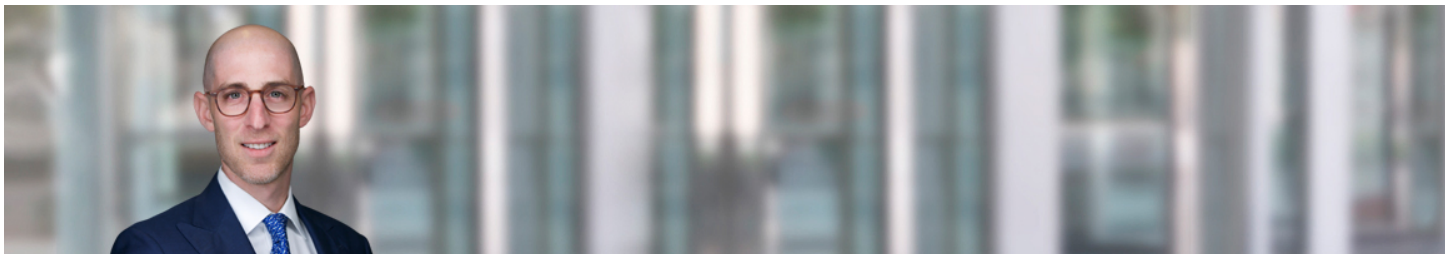


## Eric J. Silver



Shareholder

Miami Office

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Phone: 305-789-4175

### PRACTICE AREAS

Bankruptcy & Creditors' Rights

Litigation & Dispute Resolution

Real Estate

### OVERVIEW

*"He is fantastic, conscious of the big picture and early on he is able to figure out a successful resolution strategy."*

- *Chambers USA 2020*

Eric Silver is a Shareholder in the Business Restructuring department and a member of the Firm's Board of Directors. He handles complex commercial restructuring and related litigation matters in both federal and state courts. He regularly represents court appointed fiduciaries, secured and unsecured creditors, and purchasers of distressed assets. Prior to joining the firm in 2010, Eric served as a law clerk to the Honorable Robert A. Mark in the United States Bankruptcy Court for the Southern District of Florida. Eric earned his J.D., *magna cum laude*, from the University of Miami School of Law, jointly with his M.B.A. from the School of Business Administration.

### REPRESENTATIVE EXPERIENCE

General counsel to court appointed fiduciary and liquidating trustee in chapter 11 case styled *In re Bal Harbour Quarzo, LLC*, Case No. 18-11793 (Bankr. S.D. Fla.) (Fort Lauderdale Div.). Investigated fraudulent conduct of pre-bankruptcy management, including cooperating with office of the U.S. Attorney. Proponent of liquidating chapter 11 plan that confirmed with 100% support of creditor constituency. Assisted in recovering over \$16 million in litigation claims from prepetition professionals and fraudulent transfer recipients. Assisting trustee in claims reconciliation process.

Court appointed receiver for operating, mixed-use, low income housing project in Palm Beach County, Florida in case styled *Chehebar v. Matsas, et al.*, Case No. 18-1092, (15<sup>th</sup> Jud. Cir. Palm Beach Cnty., Fla.). Rightsized operations for ultimate disposition resulting in payment of all claims and significant distributions to equity.

Counsel to directors and officers in breach of fiduciary duty and related claims stemming from insolvency proceedings including those styled *In re EXCO Resources, Inc., et al.*, Case No. 18-30155 (Bankr. S.D. Tex.) (Houston Div.), *In re VG Liquidation, Ltd.*, Case No. 18-11120-BLS (Bankr. D. Del.), *In re T3M, Inc.*, Case No. 17-14082 (Bankr. C.D. Cal.) (Riverside

Div.), *In re Fansteel Foundry Corp.*, Case No. 16-01825-als11 (Bankr. S.D. Iowa), *In re Superior Linen, LLC*, Case No. 16-15388 (Bankr. D. Nev.) (Las Vegas Div.), *In re Connect Transport, LLC, et al.*, Case No. 16-33971-7 (Bankr. N.D. Tex) (Dallas Div.), *In re Lifestyle Lift Holding, Inc., et al.*, Case No. 15-44839-mlo (Bankr. E.D. Mich.) (Southern Div.), *In re Cereplast, Inc.*, Case No. 14-90200-BHL (Bankr. S.D. Ind.) (New Albany Div.), and *In re Green Field Energy Services, Inc., et al.*, Case No. 13-12783-KG (Bankr. D. Del.).

Counsel to court appointed receivers in both federal and state courts charged with operating and winding down of various businesses, including luxury condominium developments, hotels, skilled nursing facility, nightclubs, dental offices, restaurants and retail. Representation includes the sale of assets, investigation of financial affairs, prosecution of litigation claims against third parties for the benefit of the receivership estates' constituents, reconciliation of claims, reporting to the appointing court, and making of distributions.

Counsel to insurer in claims brought against directors and officers and corporate debtors stemming from the Northern California wildfires and related chapter 11 bankruptcy cases styled *In re PG&E Corporation, et al.*, Case No. 19-30088 (DM) (Bankr. N.D. Cal.) (San Francisco Div.).

Counsel to foreign representative in successful chapter 15 petition for order of recognition of foreign insolvency proceeding in case styled *In re Leo Rautins*, Case No. 19-26188-MAM (Bankr. S.D. Fla.) (West Palm Beach Div.).

Counsel to purchaser of export division of window and related hardware business from chapter 11 debtor in case styled *In re Sunex International, Inc.*, Case No. 19-14372-PGH (Bankr. S.D. Fla.) (Fort Lauderdale Div.).

Counsel to non-profit, secured creditor in chapter 11 bankruptcy case of non-profit organization holding logging, conservation and mineral concessions in the Democratic Republic Congo in case styled *In re People Helping Each Other Inc.*, Case No. 19-15873-LMI (Bankr. S.D. Fla.) (Miami Div.).

Counsel to judgment creditor in chapter 7 bankruptcy case of judgment debtor successfully obtained judgment excepting debt from discharge and successfully asserted equitable lien on homestead property in case styled *In re Jaime de Jesus Gonzalez*, Case No. 18-20002-SMG (Bankr. S.D. Fla.) (Fort Lauderdale Div.).

Counsel to telecommunications company in chapter 11 bankruptcy case including successful contest of treatment of adequate assurance of payment under Section 366 of the Bankruptcy Code, and cure claim under Section 365 of the Bankruptcy Code in case styled *In re Dataconnex, LLC*, Case No. 18-1069-CPM (Bankr. M.D. Fla.) (Tampa Div.).

Counsel to bankruptcy trustee in complex liquidation of real estate holdings and collectable firearms and ammunition, resulting in substantial distribution to creditors in case styled *In re Dossul*, Case No. 15-31443-AJC (Bankr. S.D. Fla.) (Miami Div.).

Counsel to bankruptcy trustee in liquidation of firearms and ammunition retailer in case styled *In re National Gun Inc.*, Case No. 17-17569-AJC (Bankr. S.D. Fla.) (Miami Div.).

Counsel to chapter 11 trustee in the operation and \$17 million sale of a 147-room beachside hotel in case styled *In re Ocean 4660, LLC*, Case No. 13-23165-JKO (Bankr. S.D. Fla.) (Fort Lauderdale Div.).

Counsel to bankruptcy trustee in complex liquidation of various real estate holdings over objections of parties involved in decade long litigation between probate estate and its beneficiaries and professionals in case styled *In re LoCascio*, Case No. 13-18554-RAM (Bankr. S.D. Fla.) (Miami Div.).

Counsel to bankruptcy trustee in investigation and liquidation of fraudulently concealed assets including marine vessel, vehicle, equity interests and cash resulting in 100% distribution to creditors in case styled *In re Lista*, Case No. 13-22662-AJC (Bankr. S.D. Fla.) (Miami Div.).

Counsel to ownership group in ownership dispute and related matters in involuntary chapter 11 bankruptcy cases and appeals to United States District Court for the Southern District of Florida and Eleventh Circuit Court of Appeals in cases styled *In re Fisher Island Investments, Inc.*, Case No. 11-17047-AJC (Bankr. S.D. Fla.) (Miami Div.), *In re Mutual Benefits Offshore Fund, Ltd.*, Case No. 11-17051-AJC (Bankr. S.D. Fla.) (Miami Div.), and *In re Little Rest Twelve, Inc.*, Case No. 11-17061-AJC (Bankr. S.D. Fla.) (Miami Div.).

Counsel to stalking horse bidder for membership interests in limited liability company that owned multimillion dollar commercial real estate development in case styled *In re Kaye*, Case No. 14-40560 (Bankr. N.D. Fla.) (Tallahassee Div.).

Counsel to bankruptcy trustee in investigation and prosecution of litigation claims resulting from diminution of millions of dollars in real property and personal property in cross-border insolvency case styled *In re Edelsten*, Case No. 14-19613-JKO (Bankr. S.D. Fla.) (Fort Lauderdale Div.).

Counsel to bankruptcy trustee in liquidation of defunct wholesale distributor of auto parts in case styled *In re Martin Racing Performance, Inc.*, Case No. 14-23733-LMI (Bankr. S.D. Fla.) (Miami Div.).

Counsel to bankruptcy trustee in successful resolution of trustee's objection to debtor's claim of million dollar homestead exemption in cases styled *In re Nelson*, Case No. 14-22780-RAM (Bankr. S.D. Fla.) (Miami Div.) and *In re Bryan*, Case No. 14-15171-LMI (Bankr. S.D. Fla.) (Miami Div.).

Counsel to bankruptcy trustee in investigation and liquidation of million dollar real property obtained through fraudulent means in case styled *In re Guerra*, Case No. 14-10160-RAM (Bankr. S.D. Fla.) (Miami Div.).

Counsel to creditor with security interest in intellectual property regarding biofuel production in case styled *In re Initio Fuels, LLC*, Case No. 6:13-bk-08879-CCJ (Bankr. M.D. Fla.) (Orlando Div.).

Counsel to equipment leasing company in cloud technology case styled *In re Savtira Corporation*, Case No. 8:12-bk-06471-CPM (Bankr. M.D. Fla.) (Tampa Div.).

Counsel to secured creditor holding in excess of \$4 million in chapter 11 case styled *In re Spaxon Corp II*, Case No. 11-40613-JKO (Bankr. S.D. Fla.) (Fort Lauderdale Div.) and in negotiation of out of court workout.

Counsel to seller in sale of \$1.4 million loan secured by real and personal property, including membership interests in LLC's holding FCC radio broadcasting licenses.

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## PROFESSIONAL & COMMUNITY INVOLVEMENT

Bankruptcy Bar Association of the Southern District of Florida  
President, 2020-2021

President Elect, 2019-2020

First Vice President, 2018-2019

Pro Bono Committee, Miami Chair, 2016-2019

Board Member/Director, 2012-2018

FLSB Pro Bono Committee, Vice Chair, 2018

FLSB Bankruptcy Lawyers Advisory Committee, Pro Bono Committee Liaison, 2018-2019

American Bankruptcy Institute

The Florida Bar, Business Law Section

Mount Sinai's Young Presidents Club

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## RECOGNITION

*Chambers USA, Bankruptcy/Restructuring (South Florida), 2016-Present*

*The Best Lawyers in America®*, 2021-Present

40 Under 40 Honoree, American Bankruptcy Institute, 2021

40 Under 40 Honoree, *South Florida Business Journal*, 2021

*International Financial Law Review 1000 (IFLR1000)*, Highly Regarded – Florida, Restructuring and Insolvency, 2018-Present

*Florida Super Lawyers*, Rising Stars, selected for inclusion, 2013-2018

Pro Bono Honor Roll, United States District & Bankruptcy Courts of the Southern District of Florida, 2016-Present

Bankruptcy Bar Association

Annual Involvement Award, 2012

Distinguished Service Award, 2011

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## PUBLICATIONS & PRESENTATIONS

**Events: Part 3: Plan Formulation and Confirmation**

Bankruptcy Bar Association | | April 2022

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**Events: Nuts & Bolts of Chapter 11 Practice**

American Bankruptcy Institute | | March 2022

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**Events: Part 2: Filing Chapter 11: Critical Events at Case Commencement**

Bankruptcy Bar Association | | February 2022

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**Events: CLE – Demystifying Bankruptcy Pro Bono**

Bankruptcy Bar Association | | October 2021

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**Events: 2020 Southeast Virtual Bankruptcy Workshop: Valuation Testimony**

2020 Southeast Virtual Bankruptcy Workshop | | July 2020

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**Events: Cutting Edge Issues – Case Law Update: College Tuition Avoidance, Medical Payments for Means Test, New Sub Chapter 5 on Small Businesses, Trustee Issues & More**

Strategies in Bankruptcy Court for Newbies and Pros Seminar | | January 2020

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**Events: [Moderator, Chapter 7 Practice](#)**

Bankruptcy Skills Workshop, University of Miami School of Law | | June 2019

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**Events: [When the Bubble Bursts Be Ready for the Fallout- Latest Developments in Consumer Bankruptcy Seminar](#)**

Bankruptcy Bar Association | | March 2019

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**Events: [Demystifying Bankruptcy Pro Bono](#)**

Bankruptcy Bar Association | | August 2018

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**Events: [Scary Nightmares for Secured Lenders](#)**

American Bankruptcy Institute Southeast Bankruptcy Workshop | | July 2013

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## NEWSROOM

**In the Media: [Miami-Dade logistics company with 83 trucks files Chapter 11](#)**

South Florida Business Journal | | October 2023

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**Firm Announcements: [29 Stearns Weaver Miller Lawyers in 11 Practice Areas Ranked In Chambers USA 2023](#)**

| June 2023

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**Firm Announcements: [28 Stearns Weaver Miller Lawyers in 12 Practice Areas Ranked In Chambers USA 2022](#)**

| June 2022

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**In the Media: [ABI Announces 2021 "40 under 40" Emerging Leaders in Insolvency Practice](#)**

American Bankruptcy Institute | | October 2021

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**Firm Announcements: [29 Stearns Weaver Miller Lawyers in 12 Practice Areas Ranked In Chambers USA 2021](#)**

| May 2021

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**Firm Announcements: [Stearns Weaver Miller Attorneys Recognized in Thirtieth Edition of International Financial Law Review 1000 \(IFLR1000\)](#)**

| October 2020

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**Firm Announcements: [Eric Silver Elected President of the Bankruptcy Bar Association of the Southern District of Florida](#)**

| July 2020

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**Firm Announcements: [24 Stearns Weaver Miller Lawyers in 12 Practice Areas Ranked In Chambers USA 2020](#)**

| April 2020

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**Firm Announcements: [Stearns Weaver Miller Attorneys Recognized in International Financial Law Review 1000 \(IFLR1000\) 2019](#)**

| June 2019

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**Firm Announcements:**

## 21 Stearns Weaver Miller Attorneys, 10 Practice Areas Ranked in Chambers USA 2019

| May 2019

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## Firm Announcements: Stearns Weaver Miller Attorneys Recognized in International Financial Law Review 1000 (IFLR1000) 2018

| August 2018

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## Firm Announcements: Stearns Weaver Miller Lawyers Recognized in Florida Super Lawyers 2018

| June 2018

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## Firm Announcements: 23 Stearns Weaver Miller Lawyers in 10 Practice Areas Ranked In Chambers USA 2018

| May 2018

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## Firm Announcements: Stearns Weaver Miller Lawyers Recognized in Florida Super Lawyers 2017

| June 2017

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## Firm Announcements: 19 Stearns Weaver Miller Lawyers, 8 Practice Areas Ranked In Chambers USA 2017

| May 2017

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## Firm Announcements: Stearns Weaver Miller Lawyers Recognized in Florida Super Lawyers 2016

| June 2016

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## Firm Announcements: 17 Stearns Weaver Miller Lawyers, 7 Practice Areas Ranked In Chambers USA 2016

| May 2016

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## In the Media: Attorneys play dodgeball for United Way

South Florida Business Journal | | October 2015

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## Firm Announcements: Stearns Weaver Miller Names Five New Shareholders

| September 2015

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## Firm Announcements: Stearns Weaver Miller Lawyers Recognized in Florida Super Lawyers 2014

| June 2014

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## EDUCATION

J.D., *magna cum laude*, University of Miami School of Law, 2008

M.B.A., University of Miami School of Business Administration, 2007

B.A., University of Michigan, 2004

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## ADMISSIONS

Florida

United States District Courts for the Northern, Middle and Southern Districts of Florida

United States Bankruptcy Courts for the Northern, Middle and Southern Districts of Florida

United States Court of Appeals for the Eleventh Circuit