

## Lisa M. Norman

#### Shareholder

PRACTICE EMPHASIS:

Bankruptcy, Commercial Litigation and Construction

**EDUCATION:** 

J.D., University of Houston College of Law, 2002

B.A., University of Texas at Austin, 1999

ADMITTED:

State Bar of Texas

COURT ADMISSIONS:

U.S. Court of Appeals, Fifth Circuit

U.S. District Court, Northern, Eastern, Southern and Western

Districts of Texas



Email: <u>Inormar</u> Phone: Fax:

Inorman@andrewsmyers.com (713) 850-4245 (713) 850-4211

# **Profile:**

Lisa Norman's practice is centered on all aspects of commercial litigation, with an emphasis on commercial bankruptcy, contract disputes, commercial collections and construction defects. She has extensive jury and bench trial experience in the Texas state courts and federal courts. Lisa's commercial bankruptcy practice focuses on creditors' rights and acquisitions within the bankruptcy context, and she has managed cases from inception through final disposition, including depositions, briefs/motions, mediation, arbitration and trial. Lisa also represents financial institutions in all aspects of business litigation, both as a plaintiff and a defendant, and as a creditor in bankruptcy proceedings, ensuring property and financial interests are adequately protected, lien priority positions are retained, and the recovery of the maximum allowed by law is handled efficiently.

## **Professional Recognition:**

"Texas Rising Star," Texas Monthly, 2008-2009

#### **Affiliations:**

State Bar of Texas, Litigation, Construction and Bankruptcy Sections

Houston Bar Association, Commercial/Consumer Law, Construction Law and Bankruptcy Sections

Moller/Foltz Inns of Court

Houston Association of Young Bankruptcy Lawyers

National Association of Credit Managers

The Associated General Contractors of America

American Subcontractors Association

# **Speeches and Publications:**

Featured Speaker, NACM National Conference, October 22-23, 2019

- "The Small Business Reorganization Act of 2019," AM Monthly Law Alert, August 2019
- "Fraudulent Transfers," NACM SW, July 2019
- "Enhancing Your Collections Toolbox, NACM, April 2019
- "Understanding Unsecured Creditor Committees," AM Monthly Law Alert, April 2019
- "What Happens When your Customer Files Bankruptcy?," AM Monthly Law Alert, February 2019
- "Contract Clauses," American Subcontractors Association, December 2018
- "The Fifth Circuit Continues to Erode the Construction Trust Fund Statute in the Matter of Monoco," AM Monthly Law Alert, February 2017

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## Speeches and Publications (Cont'd)

- "The Current State of Credit Laws," National Association of Credit Managers, Super Days, February 2017
- "A Subcontractor's Rights When Its General Contractor or Supplier Files Bankruptcy," American Subcontractors Association, October 2016
- "Credit Law Update," National Association of Credit Managers Houston Chapter, Super Days, October 2016
- "A Credit Manager's Guide to Collecting in Bankruptcy," National Association of Credit Managers Houston Chapter, October 2016
- "Not All Debts are Erased in Bankruptcy," AM Monthly Law Alert, September 2016
- "U.S. Supreme Court Reverses 5<sup>th</sup> Circuit Decision Regarding Debts Dischargeable in Bankruptcy," AM Monthly Law Alert, July 2016
- "Collection Tools for a Construction Case (When a Lien Won't Work)," National Association of Credit Managers Houston Chapter, October 2015
- "Answers to Your Credit Questions," National Association of Credit Managers Houston Chapter, Super Days, February 2015
- "Working Through a Bankruptcy Step-By-Step," National Association of Credit Managers Houston Chapter, September 2014
- "Bankruptcy & Receiverships," National Association of Credit Managers Houston Chapter, April 2014
- "Prompt Pay Statutes & Construction Trust Fund Act," American Subcontractors Association, January 2014
- "Improving Collections Practices to Increase Your Bottom Line," American Subcontractors Association, November 2013

Bankruptcy Symposium for Credit and Finance Professionals, Presenter, National Association of Credit Management Houston Chapter, October 2013

- "Working Through Bankruptcy Step-by-Step," NACM, August 2013
- "Legal Ramifications of Electronic Communication and Document Retention Policies," American Subcontractors Association, September 2012

Bankruptcy Symposium for Credit and Finance Professionals, Presenter, National Association of Credit Management Houston Chapter, September 2012

- "Preference Actions: The Ins & The Outs," Texas State Wide Construction Credit Group, July 2012
- "Electronic Document Management," Private Client Presentation, June 2012
- "Bankruptcy Basics for Creditors," Construction Financial Management Association, March 2012
- "How Long is Your Backside Exposed? The Permanency of E-Documentation Records," National Association of Credit Management Houston Chapter, July 2011

## Representative Experience:

- Obtained favorable decision from the Fifth Circuit Court of Appeals affirming district court verdict on a Miller Act claim which found the surety and general contractor liable for actual damages and attorneys' fees.
- Representation of various energy services companies, general contractors, subcontractors and suppliers in Chapter 11 cases throughout the country to assert secured and unsecured claims and defend against adversary proceedings relating to preference claims and alleged fraudulent transfers.
- Successfully defended Fortune 500 environmental engineering contractor in a suit by a subcontractor relating to a multi-million dollar contract for the destruction of chemical warfare weapons for the U.S. Army.
- Representation of subcontractors and suppliers in adversary proceedings relating to the priority of mechanic and materialmen's liens above the claims of the secured lender.
- Represent suppliers in Miller Act claims against subcontractors, general contractors and sureties.

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# Representative Experience (Cont'd)

- Representation of lenders as creditors in numerous bankruptcy proceedings and in state court litigation for the recovery of monies owed.
- Represented general contractor as a creditor in the bankruptcy cases of the project owner and construction lender, and recovered multi-million dollar claim arising out of non-payment by the owner and enforcement of statutory and constitutional liens.
- Successfully prosecuted claims by subcontractors against general contractors and the individual owners for violating the Construction Trust Fund Statute.
- Representation of various entities in the negotiation of agreements to purchase the assets of Chapter 11 debtors.
- Represented underwater oilfield services company in a bankruptcy adversary proceeding relating to the mandatory subordination of claims arising from the alleged rescission of an agreement for the purchase/sale of securities of the debtor.
- Prosecuted claims by general contractor against site improvements subcontractor for failure to complete the work and to recover costs relating to replacement contractors.
- Defended HVAC subcontractors against claims by school district and general contractor for alleged construction defects.
- Represented roofing subcontractors in EIFS litigation with homebuilder and EIFS manufacturers relating to alleged product and construction defects.
- Represented contractors & suppliers in arbitration proceedings.
- Defended general contractors against claims of construction defects and breach of contract.
- Represented creditors as petitioning creditors in involuntary bankruptcy proceedings.
- Represented lenders in real property foreclosure proceeding.

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