



## ANTHONY W. AUSTIN

Director

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Financial Restructuring

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Phoenix

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“

Talent is God given. Be humble. Fame is man-given. Be grateful. Conceit is self-given. Be careful.

-John Wooden

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### ANTHONY W. AUSTIN

Anthony Austin is a prominent attorney in our financial restructuring, bankruptcy and creditors' rights practice group, where he works on matters including collection and judgment work, breach of contract, partnership disputes and receiverships. He represents financial institutions, debtors, creditors, and trustees in all phases of complex litigation and restructuring transactions, including trials and appeals. As an experienced bankruptcy attorney, Anthony has a wide range of commercial litigation experience involving foreclosures, receiverships and guarantor litigation.

His experience as a bankruptcy attorney has him representing clients at trial and various types of hearings before the Bankruptcy Court, District Court, and Arizona Supreme Court. He is also adept at litigation matters involving the rapidly evolving cannabis industry and partnered on a precedent-setting bankruptcy case involving marijuana investors and distributors.

Growing up near the O.K. Corral in Tombstone, Arizona, where his dad was a park ranger who helped open Kartchner Caverns to the public, Anthony has always had a great love for Arizona – and helping people – and knew from an early age he wanted to be a lawyer. These passions shape his view of his civil practice to this day where selling and merging companies really means saving jobs, keeping companies open, and maintaining the legacy of small business owners and their jobs that support hundreds of family members.

Outside his work as a debt attorney, Anthony loves spending time in the great outdoors with his wife and three kids, exploring and camping in areas like Prescott, Cottonwood, Show Low, the North Rim of the Grand Canyon and the Carlsbad Caverns. Although he is a lifelong Cubs fan and grew up listening to Harry Caray on WGN Radio, his love for baseball carried into the

Southwest, and he now often enjoys a cold beer with a hot dog at Arizona Diamondbacks games.

## EDUCATION

- J.D., University of Arizona, James E. Rogers College of Law, *cum laude*
- B.S., Political Science, Northern Arizona University, *summa cum laude*
- Staff Writer, *Arizona Law Review*, 2005-2007
- Law Clerk, Pima County Attorney's Office, Criminal Division, 2005-2006
- Extern, The Hon. David C. Bury, U.S. District Court, District of Arizona, Fall 2005

## AREAS OF PRACTICE

## OTHER EXPERIENCE

- Bankruptcy
- Litigation
- Financial Restructuring
- Business Litigation

## AWARDS AND HONORS

- *Best Lawyers in America*<sup>®</sup>, Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law, 2019-2025
- *Southwest Super Lawyers*<sup>®</sup>, Creditor/Debtor Rights, 2022-2024
- Member of the Year, Maricopa County Bar Association, 2024
- *Southwest Rising Stars*<sup>®</sup>, Creditor/Debtor Rights, 2015-2021
- Emerging Leaders Award, M&A Advisors, 2018
- AV<sup>®</sup> Preeminent<sup>™</sup> Peer Review Rated (the highest rating available), by Martindale-Hubbell

## ARTICLES AND PRESENTATIONS

- Quoted, "Supplement Co. Inks \$1.7M Deal Ending Toxic Drink Claims", *Law360*, January 12, 2022
- Interview, "Engage with people and build relationships in everything you do and life won't seem like work," Fennemore Blog, December 9, 2021
- Co-author, "Tenant Defaults and Bankruptcies," Fennemore Client Alert, May 27, 2020
- Author, "The CARES Act – Amendments to the Small Business Reorganization Act," Fennemore Client Alert, March 31, 2020
- Co-author, "Effects of Trademark Licenses in Bankruptcy," Fennemore Client Alert, March 20, 2020
- Co-author, "The Evolving Demand for Retail Spaces," *Commercial Property Executive*, February 4, 2019

- Speaker, "Imagine the (Bankruptcy) Possibilities," State Bar of Arizona 2018 Annual Convention, June 29, 2018
- Speaker, "Ethics Issues for the 21st Century Lawyer," State Bar of Arizona, June 15, 2018
- Speaker, "Dinner in Distress: Challenges and Solutions for the Restaurant Industry," Turnaround Management Association, Arizona Chapter, April 24, 2018
- Author, "Feedback: November 2017," *InBusiness*, November 1, 2017
- Moderator, "Technology in the Courtroom," 25th Annual Southwest Bankruptcy Conference, September 8, 2017
- Co-author, "U.S. v. McIntosh – New Ninth Circuit Case," Fennemore Client Alert, August 22, 2016

## PROFESSIONAL AND COMMUNITY ACTIVITIES

- Board Member, Habitat for Humanity of Central Arizona
- Member, State Bar of Arizona
- Trustee, Maricopa County Bar Foundation
- Member, State Bar of Nevada
- Member, American Bankruptcy Institute
- Member, Arizona Bankruptcy American Inn of Court
- Planning Committee, Turnaround Management Association
- Immediate Past Chair, Bankruptcy Section, State Bar of Arizona
- Immediate Past President, NPH USA Southwest Region

## ADMISSIONS

- Arizona
- Nevada
- Texas
- U.S. District Court, District of Arizona
- U.S. District Court, District of Nevada