



**CHRISTOPHER H.
TRICKEY**

Shareholder

**BANKRUPTCY & CREDITORS' REMEDIES,
CONSTRUCTION LAW**

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ABOUT

Chris Trickey is a litigator with several areas of experience, including construction litigation, bankruptcy and creditors' remedies, and employment litigation. Chris practices in both state and federal courts, at both the trial and appellate levels. In construction litigation, Chris represents and works with owners, developers, architects, engineers, consultants, contractors and sub-contractors in diverse disputes, including construction defect cases, lien issues, and delay cases. In the bankruptcy practice, Chris represents both creditors and debtors in Chapter 7, 11, and 13 cases. Chris also represents parties who are being sued by a Trustee or a debtor for preferential or fraudulent transfer payments. In his employment practice, Chris represents parties regarding disputes over non-competition, non-disclosure, and non-solicitation agreements.

Chris began his career as a civil litigator, and has appeared in state and federal courts, bankruptcy courts, before the Texas Workforce Commission, and in administrative and regulatory litigation at the State Office of Administrative Hearings.

His interests include his family, making Austin a better community, tennis, golf, and cycling.

Se Habla Español.

PROFESSIONAL QUALIFICATIONS

- Admitted: Texas Bar, 2000; United States District Court – Western, Northern and Southern Districts of Texas; United States Bankruptcy Court – Western, Northern and Southern Districts of Texas; United States Court of Appeals – Fifth Circuit
- Professional Experience: Briefing Attorney to the Honorable Greg Abbott, Justice of the Texas Supreme Court, 2000-2001.
- Education: University of Texas (J.D., with honors, 2000); Texas Law Review (1998-2000); Texas A&M University (B.A. in English & Spanish, summa cum laude, 1996).

REPRESENTATIVE EXPERIENCE

- Representations of owners in construction defect, water infiltration, and structural damage cases.
- Representations of developers in delay and liquidated damages cases.
- Representations of owners in multi-party construction defect, water infiltration, and structural damage cases, including extensive work with professionals in such cases (architects, engineers, and consultants).
- Representations of owners and consultants in foundation design and construction defect / building movement disputes.
- Representations of homeowners and home builders in construction defect / construction liability act cases.
- Representations of real estate developers in partnership and accounting disputes.
- Representations of creditors, including banks and private lenders, in single asset real estate cases, including motions to lift stay or modify stay to foreclose on property.
- Representations of creditors in asset liquidation matters, including debt-for-dirt plans.
- Representations of debtors in Chapter 11 proceedings, including highly contested cash collateral issues, turnover actions, motions to sell, and contested objections to claims.
- Representations of debtors in Chapter 11 plan and disclosure statement hearings.
- Representations of landlords in multiple bankruptcy proceedings. Issues included payment of rent, assumption and rejection of leases, return of premises, and calculation of damages.
- Representations of landlords against tenants in cases involving environmental clean-up and compliance with State environmental agencies.
- Representations of banks in cram-down confirmation hearings, including preparation and presentation of expert testimony to defeat plan feasibility.
- Pre-bankruptcy planning for both creditors and debtors.

- Section 341 meeting preparations for both creditors and debtors.
- Preparation and review of proofs and claims.
- Representation of debtors regarding reconstitution and focus on best business practices, including accounting, personnel and internal controls.
- Preparation for taking and defense of 2004 examinations and depositions.
- Representation of creditors who have been sued by a Chapter 7 Trustee for a preferential payment.
- Representation of creditors who have challenged the dischargeability of certain debtors or discharge of a debtor based on fraud or other bad acts.
- Representation of garnishors and garnishees in response in collection activities.
- Post judgment discovery and collections.
- Representations of creditors and debtors in motions to convert or dismiss cases.

PROFESSIONAL AFFILIATIONS

- Member: Austin Bar Association (Civil Litigation Law Section, Bankruptcy Section); State Bar of Texas (Litigation Section, Bankruptcy Section); American Bar Association (Litigation Section).

AWARDS AND HONORS

- *Texas Monthly*, Super Lawyers® Rising Star, published by Thomson Reuters, 2010-2014
- *Texas Monthly*, Super Lawyers®, published by Thomson Reuters, 2016

COMMUNITY

- Production Team — Ride Marshall, Texas Mamma Jamma Ride, 2009.
- Chair, Town Lake YMCA Committee of Managers, 2004 – 2006; Committee member 2000 – 2006.
- Member and POY Chair, YMCA of Austin Metropolitan Board of Directors, 2002 – 2007; and 2017 to present.

PUBLICATIONS AND PRESENTATIONS

- “Bankruptcy 101: Evidence Rules and Trial Tactics in the Bankruptcy Court”, Co-Author and Panelist, Texas Bar CLE Advanced Bankruptcy Course, June 2010
- “Turning the Tables: Are employees now in charge as a result of the 2008 ADA Amendments Act?”, GDHM Client Seminar, November 2008; Austin Mayor’s Committee for People with Disabilities’ seminar, April 2009