

Daniel L. Egan

Partner

About Daniel L. Egan

Daniel L. Egan is a partner at the firm and focuses his practice on bankruptcy, creditors' rights, general business litigation and commercial transactions. Daniel received his Bachelor's of Science degree in Agricultural Economics from the University of California, Davis in 1985 and his Juris Doctorate from Boalt Hall School of Law at the University of California, Berkeley in 1989.

Daniel's bankruptcy experience focuses on Chapter 11 representation of trustees, debtors in possession, and creditors. Daniel also regularly represents prospective purchasers of assets from bankruptcy estates. His creditors' rights practice has included the representation of large financial institutions as well as community banks and large corporate non-bank institutions. He has represented corporate debtors and Chapter 11 Trustees in agricultural- and technology-based Chapter 11 bankruptcy cases. Daniel's broader business practice involves representing agricultural seed companies in corporate acquisition and sale transactions.

Practice Areas

- Bankruptcy, Restructuring & Receiverships
- Business Entities & Transactions
- Business Litigation

Education

- University of California, Berkeley, Boalt Hall School of Law: J.D. (1989)
- University of California, Davis: B.S. (1985)

Professional Experience

- Daniel practiced law in San Francisco, California from 1989 until 1994 before moving to the Sacramento area, where he practiced with two San Francisco-based law firms before joining Wilke, Fleury, Hoffelt, Gould & Birney, LLP in 2000.

Representative Matters

Sample Cases Involving Business Litigation

- Construction Collection: Daniel successfully represented a Chapter 7 Trustee (as successor to an electrical contractor) in a five-day jury trial in the District Court for the Eastern District of California.
- Distributorship Arbitration: Daniel represented a Chapter 7 Trustee in a four-day arbitration and subsequent proceedings between the Trustee, as successor to a cell phone retailer, against a major cellular telephone company.
- Class Action Litigation: Daniel represented a company in defending a nationwide class action involving allegations of violation of California's unfair business practices act.

Sample Cases Involving Corporate Sale and Acquisition Transactions

- Daniel represented agricultural seed companies in both stock and asset sale transactions, representing both sellers and purchasers of agricultural seed companies. He has also assisted in transactions ranging from under \$1 million to transactions in excess of \$45 million, and has handled cases involving planting cotton seed, watermelon seed, kale and cabbage seed, and sunflower seed.

- Daniel represented a wine bottle, cork and cap distribution company in the sale of substantially all of its assets.

Additional Representative Matters

- In re: Peter Albers
Daniel represented the successful buyer of a \$13 million dairy from a Chapter 11 bankruptcy estate.
- In re: CWS Enterprises, Inc.
Daniel represented the Chapter 11 Trustee in this Chapter 11 case involving over \$20 million of agricultural, commercial and timber land. The Trustee's plan was confirmed in 2012.
- In re: Daniel P. Fitzgerald
Daniel represented the Chapter 11 Trustee in this Chapter 11 case involving a \$2.2 million sale of agricultural land in Northwestern Nevada. The Trustee's plan was confirmed in 2011.
- In re: Dale Brumbaugh
Daniel represented the Chapter 11 Trustee in a Chapter 11 case resulting in a sale of an olive orchard.
- In re: Mainland Nursery, Inc.
Daniel assisted in the representation of the Debtor in this Chapter 11 case involving a commercial nursery in Lodi, California. The Debtor's plan was confirmed in 2009.
- In re: Stevenot Winery, Inc.
Daniel represented the Debtor in this Chapter 11 case involving a winery in Murphy's California. The Debtor's plan was confirmed in 2005 and provided for payment in full of all creditors.
- In re: Summerfield Apartments of Dixon, LLC
Daniel represented the Debtor in this Chapter 11 case of an apartment complex in Dixon, California. The Debtor's plan was confirmed in 2010.
- In re: Natichionni
Daniel represented two real estate brokers in a Chapter 11 case. The Debtor's plan of reorganization was confirmed in 2010.
- In re: Cheney & Associates, Inc.
Daniel represented three related Debtors in their Chapter 11 cases involving crop insurance agencies.
- In re: Lake Tahoe Development, Inc.
Daniel represented the Debtor in the Chapter 11 case of a real property developer with in excess of \$150 million in secured debt.
- In re: California Motocross, LLC
Daniel assisted in the representation of a developer of project intended to serve as a recreational facility. The Debtor's plan of reorganization was confirmed in 2009.
- In re: OccMeds Business Services, Inc.

Daniel represented the Debtor in this Chapter 11 case involving a medical billing service located in Roseville, California. The Debtor's plan was confirmed in 2009.

- In re: Coxeter
Daniel represented the official unsecured creditors' committees in a case involving a real estate developer with in excess of \$15 million in disputed debt.
- In re: Kingsway Industries, Inc.
Daniel represented the official unsecured creditors' committees in a case involving a manufacturing business.
- In re: Golden Eagle Estates
Daniel represented the official unsecured creditors' committees in a case involving the sale of a winery.
- In re: Davis and Davis
Daniel represented the official unsecured creditors' committees in a case involving a roofing contractor.

Licenses and Admissions

Daniel is admitted to practice before the following courts:

- State of California: all federal and state courts

Professional Involvement and Memberships

- Sacramento County Bar Association, Bankruptcy and Commercial Law Section
 - Current Member
 - President 2005
- State Bar of California
 - Member
 - Agribusiness Committee of the Business Law Section: Former Member and Co-chair (1998-1999)

Presentations and Publications

- Labor Management Laws in California Agriculture, Co-Author, University of California Press (1990)
- Unfulfilled Promise: Collective Bargaining in California Agriculture, Co-Author, Westview Press, Boulder, CO (1988)

Daniel has also authored a number of articles on agricultural labor law in California.

Civic and Community Involvement

- California Explorer Search and Rescue: Associate Member