

Michael J. Lang

Partner

Michael Lang's practice focuses on complex commercial, bankruptcy and probate disputes on behalf of trustees and the beneficiaries of wills and estates or trust representatives. Michael has litigated high-exposure, multi-million dollar cases in state and federal courts throughout Texas and the nation, including a 2014 well-publicized case before the Supreme Court of the United States.

He has represented individuals, small businesses, Fortune 500 companies in fiduciary litigation, breach of contract, fraud and fraudulent transfer actions.

He has represented business clients in several industries including energy, banking, manufacturing, real estate, private equity, and technology. Michael's clients are primarily medium to large companies, individuals and families. In working with them, Michael says, "I take the 'counsel' part of my job seriously. I tell clients the pros and the cons and lead them to an informed, rather than an emotional decision."

Representative Experience

Any awards listed are net of attorneys' fees and expenses

Bankruptcy Related Representation

- Secured take-nothing jury verdict in fraudulent transfer action brought by federal equity receiver in *Ralph S. Janvey, in his capacity as court-appointed receiver for The Stanford International Bank, Ltd et al. v. Dillon Gage Inc. of Dallas and Dillon Gage, Inc.*, Cause No. 3:10-cv-1973, in the U.S. District Court for the Northern District of Texas.
- Represented Wellness International Network, Ltd. in an adversary proceeding in the Northern District of Illinois against a debtor and obtained a favorable judgment invalidating a trust, which was subsequently upheld by the U.S. Supreme Court in *Wellness International Network, Ltd v. Sharif*, 135 S.Ct. 1932 (2015) as permissible under Article III and within the jurisdiction of the bankruptcy court upon the parties' consent.
- Prosecuted fraud and contract claims with damages in excess of \$75 million on behalf of liquidating trust and obtained a favorable settlement following jury selection in *MC Asset Recovery, LLC v. Castex Energy, Inc. et al.*, Cause No. 4:07-CV-076-Y, in the U.S. District Court for the Northern District of Texas.



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Practices

Commercial

Probate, Fiduciary and Trusts

Restructuring and Bankruptcy
Litigation

Education

Southern Methodist
University School of Law,
J.D., 2002

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

Admissions

Texas, 2002

U.S. District Court for the
Northern, Eastern and
Southern Districts of Texas

U.S. Bankruptcy Court for the
Southern District of Texas

U.S. District Court for the
Northern District of Illinois

U.S. Court of Appeals for the
Second, Fifth and Seventh
Circuits

United States Supreme Court

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- Prosecuted avoidance and fraud claims against controlling entity and entity's former directors and officers on behalf of liquidating trust and obtained favorable settlement in Holliday v. K Road Power Management, LLC et al., Adversary No. 12-01879, in the U.S. District Court for the Southern District of New York.

Probate Related Representation

- Defended trustee and executor in family dispute involving breach of fiduciary duty claims. Obtained favorable settlement for client on eve of trial.
- Prosecuted breach of fiduciary duty claims against trustee in Probate Court No. 1 of Bexar County, Texas. Obtained judgment against fiduciary.

Commercial Litigation

- Defended breach of fiduciary duty and breach of contract claims in partnership dispute resulting in recovery of attorneys' fees for the defendant after trial.
- Prosecuted breach of contract claim in commercial arbitration on behalf of an international tax company, obtaining a substantial financial recovery for the client.

Representative Clients:

Current and recent clients include:

- Samsung
- Jones Lang LaSalle
- Ryan, LLC
- BosGen Liquidating Trust
- MCAR Liquidating Trust
- Orox Capital Management

Awards / Recognition

- Designated as "Rising Star" by *Texas Monthly* and *Law and Politics* magazines, 2009 - 2014

Professional / Community

- Member, State Bar of Texas
- Member, Dallas Bar Association - Business Litigation Section