



Caroline C. Fuller

Director

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For more than 30 years, Caroline has represented clients involved with financially troubled companies of all sizes across an array of industries. She regularly counsels clients who are attempting to resolve their financial difficulties outside a formal reorganization process and clients who are lenders to, landlords of, or creditors of such companies. Caroline represents lenders and borrowers in lending transactions and workouts, including foreclosures under the Uniform Commercial Code. She regularly represents trustees, secured creditors, landlords, creditors' committees, and other key creditors in business reorganization and liquidation proceedings.

Recent bankruptcy court proceedings she's handled include representation of a Chapter 11 trustee in related oil and gas businesses; secured lenders to affiliated gold mining companies; and the distributor to a bankrupt airplane dealer. She also represents receivers in state and federal court receivership proceedings. Recent engagements involve receiverships for businesses run as Ponzi schemes or involving securities fraud and numerous cases involving distressed real estate developments. One recent matter involved a condominium project suffering significant design defect issues, which were successfully mitigated, resulting in the sale of all unsold units.

Before joining Fairfield and Woods in 1986, Caroline clerked for Chief Judge John F. McGrath, United States Bankruptcy Court - District of Colorado.

Education

J.D., *cum laude*, University of Texas School of Law, 1980

B.A., *summa cum laude*, Southern Methodist University, 1977

Bar Admissions

Colorado
Arkansas
Texas
U.S. District Court for the District of Colorado
U.S. Court of Appeals for the Tenth Circuit

Practice Areas

Corporate
Litigation
Real Estate

Representative Experience

- Counsel to multi-state jewelry retailer in Chapter 11 bankruptcy, with annual sales of over \$200 million, resulting in confirmation of reorganization plan calling for continued operation of family-owned company and repayment in full of creditors' claims
- Counsel to receiver of troubled condominium project with significant construction and design defect issues, resulting in successful repair of defects, recovery from responsible parties and sell-out of unsold units
- Counsel to purchaser out of bankruptcy of assets of local home products retailer and installer
- Counsel to receiver of fast-food operations, including successful sale of all retail locations as going concerns
- Counsel to receiver of bottled water distributor in connection with disposition of estate assets, including successful defense of receiver's report and recommendation regarding proposed disposition of causes of action of receivership estate in contested proceeding in receivership court
- Counsel to secured lenders in Chapter 11 bankruptcy of manufacturer and distributor of therapeutic topical skin creams, including successful resolution of extremely contentious asset sale
- Counsel to secured lenders of newspaper chain in connection with successful refinance and restructure of defaulted loans
- Counsel to receiver of resort hotel in contested judicial foreclosure
- Counsel to Chapter 11 trustee of family-owned agricultural operation
- Counsel to numerous secured lenders in connection with relief from stay and foreclosure proceedings related to real estate developments, operating loans and asset-based financing

Professional Affiliations

- American Bankruptcy Institute
- Colorado Bar Association
- Denver Bar Association
- International Women's Insolvency and Restructuring Confederation
 - Co-chair, Mountain/Desert Network
 - Co-founder

Community Involvement

- Colorado Friends of Old Time Music and Dance
 - Board of Directors, 1997 - 2003
 - Grant writer, 2001 - present

Recognition

- American College of Bankruptcy
 - Fellow
- Law Week Colorado, 2011
 - Top Women Lawyers in Colorado, 2011
- Martindale-Hubbell AV Preeminent rated
- Super Lawyers, Colorado
 - Bankruptcy: Business
- The Best Lawyers in America
 - Bankruptcy and Creditor Debtor Rights/ Insolvency and Reorganization Law
 - Litigation Bankruptcy
 - Lawyer of the Year, Denver Insolvency Lawyer, 2011
 - Lawyer of the Year, Denver Bankruptcy and Creditor Debtor Rights/ Insolvency and Reorganization Law Lawyer, 2012