FAIRFIELD AND WOODS P.C.

Daniel J. Garfield

Director

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Dan Garfield brings 25 years of experience practicing in cannabis, bankruptcy, and business transactions.

Dan is a leading cannabis industry attorney, with experience in all issues concerning cannabis and hemp. He represents private and public companies, investors (including private equity funds and family offices), landlords, lenders, manufacturers, hemp farmers, CBD manufacturers, and a wide range of ancillary businesses. He also provides legal opinions and regulatory advice to industry participants.

His bankruptcy, restructuring, and distressed asset practice includes representation of clients in bankruptcy, receivership, and all matter of distressed situations, including Chapter11 debtors, creditors' committees, secured and unsecured lenders, shareholders, trustees, receivers, landlords, and purchasers of distressed assets. He also litigates adversary proceedings in bankruptcy court, including fraudulent transfers and preferences. He assists clients in creditors' rights matters in and out of court, including debt restructurings, liquidations, workouts, foreclosures, and collecting judgments. He also represents contractors and subcontractors in enforcing mechanics' liens.

Dan's transactional experience in a range of industries includes entity formation and restructuring, mergers and acquisitions, debt and equity financing, private placements, licensing, contract negotiation and drafting, corporate governance, and joint ventures, and acts as outside general counsel. Dan also provides advice to lenders and borrowers in structured finance loans and has authored for borrowers or reviewed for secured lenders over 75 nonconsolidation opinions.

Education

Northwestern University School of Law, J.D., 1995
Swarthmore College, B.A., 1989

Bar Admissions

Colorado
Oregon
U.S. District Court for the District of Colorado
U.S. District Court for the District of Oregon
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Tenth Circuit

Practice Areas

Bankruptcy, Reorganizations, and Workouts
Corporate

Sectors

Cannabis

Representative Experience

Cannabis

- Represented the purchaser of three retail cannabis stores in Denver in a $9.8 million transaction
- Represented a secured creditor in the debt restructuring of a Colorado cannabis company
- Represented one of Colorado's largest cannabis chains in a corporate restructuring
- Represented a licensed cannabis business in Colorado in its sale to a Canadian public traded company
- Represented a private equity fund as cannabis counsel in the purchase of a gardening and hydroponics supplier
- Represented the purchaser of a MIP and cannabis distributor in California for $30 million
- Represented a private equity fund in a $3 million loan and preferred equity transaction for a licensed Colorado cannabis business
- Represented a lender in multiple loan transactions totaling over $50 million to licensed cannabis businesses from 2014 to 2021
- Represented the seller of a distressed Denver warehouse housing a cultivation facility and cannabis store for $7.8 million
- Represented an investment vehicle for ancillary cannabis businesses in a $10 million private placement

Bankruptcy/Receivership/Collections

- Represented the receiver of a multi-license cannabis business in Colorado
- Represented the secured lenders in the bankruptcy of a student housing facility in Colorado
- Represented a judgment creditor that collected a $2.4 million judgment in full
- Represented a secured creditor in the receivership of an Oregon cannabis company
- Represented a national title company in its Chapter 11 liquidation

- Represented the Chapter 7 trustee of a bankrupt voting machine manufacturer
- Represented the receiver of a cannabis business in Pueblo, Colorado
- Represented a magazine publisher in a Chapter 11 bankruptcy

Recognition

- Top lawyer for marijuana law 2016-2021, 5280 Magazine
- Law Week Colorado's 2022 Barrister's Best Marijuana Lawyer
- Former board member and past president of the Rocky Mountain Chapter of the Turnaround Management Association (TMA), member of TMA Global's Executive Board and Board of Trustees in 2015

Professional Affiliations

- Turnaround Management Association
- American Bankruptcy Institute
- Colorado and Denver Bar Associations
- Oregon State Bar
- Commercial Receivers Association