BARCLAY DAMON LLP

# Emilie Simone

*Counsel*

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## Education

- St. John's University, MBA
- St. John's University School of Law, JD
- State University of New York at Binghamton, BS

## Practices & Industries

- Restructuring, Bankruptcy & Creditors' Rights

## Admitted to Practice

- New York
- Connecticut

## Court Admissions

- US District Court for the District of Connecticut
- US District Court for the Eastern District of New York
- US District Court for the Southern District of New York
- US Court of Appeals for the Second Circuit
- US Court of Appeals for the Federal Circuit

## Biography

Emilie is a bankruptcy attorney who represents businesses, lenders, creditors, fiduciaries, and individuals in complex financial disputes, insolvency proceedings, restructurings, and asset recovery matters. She has more than 15 years of experience handling creditors' rights matters, business loan workouts, fraudulent transfer claims, preference actions, judgment enforcement, debtor-creditor disputes, and commercial litigation in federal and state courts throughout New York and Connecticut.

Emilie's practice includes motion and adversary proceeding practice in Chapter 7, Chapter 11, and Chapter 13 bankruptcies, commercial disputes, in and out of court business restructurings, and financial enforcement actions. She is particularly skilled at developing litigation strategies for high-exposure matters involving distressed assets, complex financial transactions, and competing creditor interests. She advises clients through all stages of litigation, from pre-suit strategy and investigations through discovery, dispositive motions, settlement negotiations, trial preparation, and appeals.

A former assistant US attorney in the Financial Litigation Unit for the District of Connecticut and judicial law clerk in the US Bankruptcy Court for the Southern District of New York, Emilie possesses valuable insight into federal enforcement actions, asset investigations, and complex bankruptcy proceedings.

Emilie also applies her experience as a forensic accountant to her practice, analyzing financial records, evaluating damages, assessing expert testimony, and developing practical solutions in complex commercial and insolvency disputes.

## Bar Associations

- New York State Bar Association, Commercial & Federal Litigation Section, Member; Women in Law Section, Member
- Connecticut Bar Association, Commercial Law & Bankruptcy Section, Member

## Selected Memberships & Affiliations

- American Bankruptcy Institute, Commercial Fraud Committee, Member
- International Women's Insolvency & Restructuring Confederation, Member
- Association of Certified Fraud Examiners, Member

## Representative Experience

- Represents creditors, debtors, and other parties in interest in business and consumer bankruptcy proceedings under Chapters 7, 11, and 13.
- Obtained favorable rulings in contested matters involving stay relief, claim objections, and plan confirmation.
- Guided clients through complex insolvency matters, achieving efficient resolutions while protecting their financial interests.
- Counsels businesses and individuals on bankruptcy alternatives, debt restructuring, and out-of-court workouts.
- Advises clients on creditor remedies, judgment enforcement, and insolvency-related litigation.
- Prepares and argues motions before bankruptcy courts, including motions for relief from the automatic stay, turnover, and assumption or rejection of executory contracts.

## Prior Experience

- Pullman & Comley LLC, Counsel
- US Attorney’s Office for the District of Connecticut, Financial Litigation Unit, Assistant US Attorney
- US Bankruptcy Court for the Southern District of New York, Judge Sean H. Lane, Law Clerk
- New York Legal Assistance Group, Supervising Attorney
- DC 37 Municipal Employees Legal Services, Staff Attorney
- Queens Volunteer Lawyers Project, Staff Attorney
- Solo Practitioner
- Brodegaard & Simone LLC, Partner

## Selected Speaking Engagements

- Queens County Bar Association, "Mastering the Fundamentals of Chapter 7 and Chapter 13," Organizer and Presenter
- Queens County Bar Association, "Women in Leadership Seminar," Organizer and Moderator
- RosenfarbWinters, "What to Look for in a Tax Return," Organizer and Presenter
- RosenfarbWinters, "The Tax Aspects of Settlements," Organizer and Presenter
- RosenfarbWinters, "How to Prepare a Lifestyle Analysis," Organizer and Presenter