



## Michael P. Herzoff

— Attorney

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**Weltman** ▶  
Weltman, Weinberg & Reis Co., LPA

Mike attributes his high success rate with his ability to think quickly on his feet – even in intense situations.

Practicing in complex civil litigation for more than 30 years, Mike represents financial institutions and secured creditors in the State, Federal, and Bankruptcy Courts. He typically assists lenders with real estate litigation, complex liability defense matters, or the recovery of fraudulently transferred and/or hidden assets. He also represents clients in construction lien foreclosure matters. His determination and practical approach to recovery has led to a high number of judgments on highly complex cases.

Mike works primarily with in-house counsel, special asset work-out departments, real estate developers, and property managers who need assistance with poorly performing loans. They look to him for assistance with defending, lending or supervision decisions, or disputes with sophisticated and sometimes dishonest borrowers.

One of Mike's clients, a secured creditor, made a \$1,000,000+ loan to a jewelry and lending enterprise, whose guarantor filed for bankruptcy. The borrower and guarantor unlawfully transferred \$1,000,000 worth of collateral to a competitor – a clear violation of the loan agreement, not to mention State and Federal laws. During the First Meeting of Creditors, Mike inquired as to the whereabouts of the collateral, and the guarantor asserted his Fifth Amendment Rights against self-incrimination. Mike pushed forward with a court-appointed receiver and obtained a judgment of non-dischargeability for the amount owing under the loan by the guarantor.

Mike is a member of many professional organizations, including the American Bankruptcy Institute and the Oakland County Bar Association. Furthermore, he is Martindale-Hubbell AV® Preeminent™ Rated, its highest available rating for legal ability and professional ethics.

Mike's ultimate favorite activity outside of work is spending time with his family. He also enjoys watching sports and playing golf with friends.

*The single solution for every single creditor.™*

## Focus Areas

- ▶ Bankruptcy Recovery
  - ▶ Bankruptcy Fraud/Intentional Acts Discharge Defense
- ▶ Real Estate Default
  - ▶ Real Estate Litigation & Defense

## Honors & Distinctions

- ▶ Martindale-Hubbell AV® Preeminent™ Peer Review Rated Attorney
- ▶ Top Lawyers in Metro Detroit list by Best Lawyers, 2010

## Admissions

- ▶ Michigan, 1988
- ▶ U.S. District Court for the Northern District of Indiana, 2014
- ▶ U.S. Bankruptcy Court for the Eastern District of Michigan, 1988
- ▶ U.S. Bankruptcy Court for the Western District of Michigan, 2012
- ▶ U.S. District Court for the Eastern District of Michigan, 1988
- ▶ U.S. District Court for the Western District of Michigan, 2012
- ▶ U.S. Sixth Circuit Court of Appeals, 2003

## Education

- ▶ J.D. with honors, DePaul University College of Law, 1988
- ▶ B.B.A. with honors, Michigan State University, *Eli Broad College of Business*, 1984

## Affiliations

- ▶ American Bankruptcy Institute: Member
- ▶ Oakland County Bar Association: Vice-Chair of the Business Court and Counsel Committee, the Chair of the Debtor-Creditor Committee, and the past Chair of the District Court Case Evaluation Committee
- ▶ State Bar of Michigan: Litigation Section Member

## Presentations

- ▶ Other People's Money: Financial Issues in Litigation  
Oakland County Bar Association Business Court and Counsel Committee, Bloomfield Hills, MI, February 2021
- ▶ Trial Preparation From Start to Finish  
National Business Institute; November 2018
- ▶ Collection Law: Start to Finish  
National Business Institute Seminar; April 19, 2017
- ▶ Quiet Title Action Laws in Michigan  
National Business Institute; January 18, 2017
- ▶ Fraudulent Transfers  
National Business Institute Seminar; May 2013