

Overview

Jennifer Hayes focuses her practice in representing court-appointed fiduciaries and commercial litigation. Jennifer has successfully represented both plaintiffs and defendants in federal district court, bankruptcy court, state court, and arbitration in a wide range of matters including breach of contract, commercial torts, unfair competition, disability discrimination, employment discrimination, and fraudulent transfers. Jennifer has handled appeals before the Bankruptcy Appellate Panel for the Ninth Circuit and the District Court. Prior to joining the firm, she was a partner in the international firm, Dentons. Before her time at Dentons, Jennifer was the long-time attorney in Chambers (judicial law clerk) to the Honorable Thomas E. Carlson, bankruptcy judge for the Northern District of California. Prior to that, she was in private practice in the Bay Area (Legal Strategies Group and Heller Ehrman) and Austin, Texas (Sheinfeld, Maley & Kay).

Experience

- Prevailed on novel legal issue regarding the applicability of the automatic stay to non-debtor (*In re O'Reilly & Collins*, Case No. 12-33016, Bankr. N.D. Cal, Docket No. 90, *aff'd Danko v. Milgrom (In re O'Reilly & Collins)*, U.S. Dist. Ct., 4:13-cv-03177-PJH, N.D. Cal. 4:13-03177-PJH).
- Prevailed on summary judgment to avoid preferential transfer of California real property.
- Prevailed on summary judgment in fraudulent conveyance action to recover valuable real properties in California and Texas.
- Obtained judgment against Hong Kong defendant recovering fraudulently transferred real property.
- Prevailed on contested motion to assume and assign valuable leasehold of popular San Francisco restaurant and bar.
- Represented multinational company in multi-million dollar breach of contract lawsuit in the Central District of California with favorable pre-trial settlement.
- Represented bank in Eastern District of California in wrongful termination lawsuit, with favorable pre-trial settlement.
- Represented multinational telecommunications and Internet service provider, in an employment discrimination case in the Northern District of California.
- Represented industrial plant owner as defendant and cross-claimant in arbitration for breach of contract action regarding multi-million dollar construction project, with favorable result for client.

Presentations and Publications

- Emory University School of Law, Guest Lecturer, Bankruptcy Seminar for 3L's, October 2014.
- Alameda County Bar Association, "Bankruptcy Pitfalls for Litigators: Things Every Litigator Should Know About Bankruptcy and its Impact on Pending and Future Litigation", Panel Speaker, September 2014.
- California Bankruptcy Forum Panel Regarding Preferences and Fraudulent Transfers, Producer, May 2014.
- Barristers Club of San Francisco, "Bankruptcy Pitfalls for Litigators: Things Every Litigator Should Know About Bankruptcy and its Impact on Pending and Future Litigation", Panel Speaker, April 2014.

- U.C. Hastings College of the Law, Guest Lecturer, Bankruptcy Course, November 2007.
- Co-Author (with the Hon. Thomas E. Carlson, U.S. Bankruptcy Judge, N.D. Cal.), "The Small Business Provisions of the 2005 Bankruptcy Amendments", 79 Am. Bankr. L. J. 645, 2005
- "Caught in a Cycle of Neglect: The Accuracy of Business Statistics", 101 Com. L. J. 307, 1996

Conferences

Bankruptcy Battleground West, American Bankruptcy Institute, Advisory Board Member, 2014, 2015 and 2016 Conferences

Education Co-Chair, California Bankruptcy Forum, 2016 Conference

Memberships

National Association of Bankruptcy Trustees

American Bankruptcy Institute

Bay Area Bankruptcy Forum

Admissions

Admitted to Ninth Circuit Court of Appeals

Admitted to United States District Court for the Northern, Southern, Central, and Eastern Districts of California

State Bar of California, 1998

State Bar of Texas, 1994

Education

University of Texas School of Law, 1995, LLM, Empirical Bankruptcy Studies

University of Texas School of Law, 1994, Juris Doctor

Smith College, 1991, BA

Sciences Po, Paris, France, 1989-90