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The Fate of Anti-Assignment Clauses After Bankruptcy

August 22, 2013

The Third Circuit held on July 30, 2013, that a reorganized Chapter 11 debtor could reopen its closed case, enabling the debtor assignee to enforce a purchase option in a real property lease despite the lease's "anti-assignment provisions." *In re Lazy Days' RV Center Inc.*, *5 (3d Cir. July 30, 2013). In this article, SRZ partners Michael L. Cook and Lawrence V. Gelber discuss the Third Circuit's decision.

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