

ALERTS

Second Circuit Affirms Voiding of Secured Creditor's Lien

August 10, 2015

A Chapter 11 reorganization plan may extinguish a secured creditor's lien if: (1) the plan "does not preserve the lien"; (2) the court confirms the plan; (3) the plan "dealt with" the lender's collateral; and (4) the lender "participated in the bankruptcy" case, held the U.S. Court of Appeals for the Second Circuit on Aug. 4, 2015. *In re Northern New England Tel. Operations, LLC*, 2015 WL 4619576 (2d Cir. Aug. 4, 2015). Affirming the bankruptcy and district courts, the Second Circuit explained that the debtor's confirmed plan had extinguished a city's ("City's") property tax lien, enabling the bankruptcy court to deny the City's motion for allowance of its tax claim.

Related People



**Michael
Cook**

Of Counsel
New York

Practices

BUSINESS REORGANIZATION

Attachments

⤵ [Download Alert](#)