

## **NORMAN C. WITTE**

WITTE LAW OFFICES, PLLC  
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### **PROFESSIONAL EXPERIENCE**

**WITTE LAW OFFICES PLLC**, Lansing, Michigan. Principal, January 1, 1995 to present.

- Comprehensive bankruptcy practice including representation of debtors and creditors in chapters 7, 11 and 13; chapter 7, 11 and 13 trustees; unsecured creditors committees.
- Commercial litigation practice including telecommunications, banking, real estate, professional liability and landlord/tenant matters.
- General business practice including formation of entities, tax matters and transactional matters.

**FIELD LAW GROUP PLLC**, Okemos, Michigan. Of Counsel, June 17, 2005 to present.

- Telecommunications and energy litigation and regulatory practice representing competitive local exchange carriers and alternative energy suppliers before the MPSC and state and federal courts.
- Supervising attorney for all litigation matters.

**JAMES B. BROWN & ASSOCIATES**, Lansing, Michigan. Senior associate attorney, December 18, 1993 to December 31, 1994.

- Supervision of all litigation, environmental, bankruptcy and commercial law matters.

**UNITED STATES BANKRUPTCY COURT, WESTERN DISTRICT OF MICHIGAN**, Grand Rapids, Michigan. Judicial law clerk to the Honorable Jo Ann C. Stevenson, December 16, 1991 to December 17, 1993.

- Assisted in drafting fifteen published opinions and numerous bench opinions.

**LOOMIS, EWERT, EDERER, PARSLEY, DAVIS & GOTTING, PC**, Lansing, Michigan. Associate attorney, May 12, 1987 to December 13, 1991.

- Commercial litigation with emphasis on banking and bankruptcy law; various transactional and regulatory matters.

## EDUCATION

- GRADUATE:** Juris Doctor *cum laude* earned from Wayne State University Law School, June 13, 1987.
- UNDERGRADUATE:** Bachelor of Arts earned from James Madison College at Michigan State University, March 16, 1984. Major: International Relations with cognate in Portuguese.

## REPORTED OPINIONS

- CMC Telecom, Inc. v. Mich. Bell Tel. Co.*, 637 F.3d 626 (6<sup>th</sup> Cir. 2011).
- In re Bear Creek Partners I, LLC*, 53 Bankr. Ct. Dec. 206 (Bankr. W.D. Mich. 2010).
- CMC Telecom, Inc. v. Mich. Bell Tel. Co.*, 654 F. Supp. 2d 677 (W.D. Mich. 2009).
- Big Buck Brewery & Steakhouse, Inc. v. Eyde (In re Big Buck Brewery & Steakhouse, Inc.)*, 399 B.R. 820 (E.D. Mich. 2009).
- Bogaert v. Land*, 675 F. Supp. 2d 742 (W.D. Mich. 2009).
- Bogaert v. Land*, 572 F. Supp. 2d 883 (W.D. Mich. 2008).
- Bogaert v. Land*, 71 Fed. R. Serv. 3d (Callaghan) 255 (W.D. Mich. 2008).
- Quick Communs., Inc. v. Mich. Bell Tel. Co.*, 515 F.3d 581 (6<sup>th</sup> Cir. 2008).
- Verizon North, Inc. v. Telnet Worldwide, Inc.*, 440 F. Supp. 2d 700 (W.D. Mich. 2006).
- In re Big Buck Brewery & Steakhouse, Inc.*, 46 Bankr. Ct. Dec. 74 (Bankr. E.D. Mich. 2006).
- Big Buck Brewery & Steakhouse, Inc. v. Eyde (In re Big Buck Brewery & Steakhouse, Inc.)*, 54 Collier Bankr. Cas. 2d (MB) 326, 44 Bankr. Ct. Dec. 225 (E.D. Mich. 2005).
- Meadowlanes Ltd. Dividend Housing Ass'n v. Holland*, 437 Mich. 473, 473 N.W.2d 636 (1991) *reh. den.* 438 Mich. 1202.
- Meadowlanes Ltd. Dividend Housing Ass'n v. Holland*, 176 Mich. App. 536, 440 N.W.2d 71 (1989).

## PUBLICATIONS

- Norman C. Witte, *When Worlds Collide: What Happens When a Debtor with a Receiver Enters Bankruptcy*, NABTALK (JOURNAL OF THE NATIONAL ASSOCIATION OF BANKRUPTCY TRUSTEES), Vol. 26 No. 4, Winter 2010, Page 30.
- Co-editor, Telecommunications Theme Issue, MICHIGAN BAR JOURNAL (November 1998).
- Founding and Contributing Editor, MICHIGAN BAR JOURNAL, Bankruptcy Opinion Notes, September 1994 to 1997.
- Norman C. Witte, *Eighteenth Annual Survey of Sixth Circuit Law: Bankruptcy*, 1997 DET. C.L. REV. 303.
- Norman C. Witte & William L. Healy II, *Seventeenth Annual Survey of Sixth Circuit Law: Bankruptcy*, 1996 DET. C.L. REV. 179.
- Norman C. Witte, *Fifteenth Annual Survey of Sixth Circuit Law: Bankruptcy*, 1994 DET. C.L. REV. 311.

Hon. Jo Ann C. Stevenson & Norman C. Witte, *Fourteenth Annual Survey of Sixth Circuit Law: Bankruptcy*, 1993 DET. C.L. REV. 319.

Hon. Jo Ann C. Stevenson & Norman C. Witte, *Thirteenth Annual Survey of Sixth Circuit Law: Bankruptcy*, 1992 DET. C.L. REV. 153.

Kenneth W. Beall & Norman C. Witte, *Eleventh Annual Survey of Sixth Circuit Law: Banking*, 1990 DET. C.L. REV. 418.

*Opinions in which I participated in drafting while clerking for Hon. Jo Ann C. Stevenson:*

*In re Parsons*, 161 B.R. 194 (Bankr. W.D. Mich. 1993).

*In re Zimmerman*, 156 B.R. 192 (Bankr. W.D. Mich. 1993).

*In re Copeland*, 154 B.R. 693 (Bankr. W.D. Mich. 1993).

*Boyd v. Sachs (In re Auto Specialties Mfg. Co.)*, 153 B.R. 510 (Bankr. W.D. Mich. 1993).

*Boyd v. Sachs (In re Auto Specialties Mfg. Co.)*, 153 B.R. 457 (Bankr. W.D. Mich. 1993).

*Grand Traverse Development Co. Ltd Partnership v. Board of Trustees of the General Retirement System of Detroit (In re Grand Traverse Development Co. Ltd Partnership)*, 150 B.R. 176 (Bankr. W.D. Mich. 1993).

*In re Grand Traverse Development Co. Ltd. Partnership*, 147 B.R. 418 (Bankr. W.D. Mich. 1992).

*Casa Nova of Lansing, Inc. v. Falsetta (In re Casa Nova of Lansing, Inc.)*, 146 B.R. 370 (Bankr. W.D. Mich. 1992).

*In re Markey*, 144 B.R. 738 (Bankr. W.D. Mich. 1992).

*In re Mt. Pleasant Ltd Partnership*, 144 B.R. 727 (Bankr. W.D. Mich. 1992).

*In re Moss*, 143 B.R. 465 (Bankr. W.D. Mich. 1992).

*Luke v. Internal Revenue Service (In re Luke)*, 142 B.R. 160 (Bankr. W.D. Mich. 1992).

*Boyd v. The Water Doctor (In re Check Reporting Servs., Inc.)*, 140 B.R. 425 (Bankr. W.D. Mich. 1992).

*Boyd v. North End Auto Sales, Inc. (In re Check Reporting Servs., Inc.)*, 137 B.R. 653 (Bankr. W.D. Mich. 1992).

*Owens-Ames-Kimball Co. v. Michigan Lithographing Co. (In re Michigan Lithographing Co.)*, 140 B.R. 161 (Bankr. W.D. Mich. 1992) *aff'd* 997 F.2d 1158 (6th Cir. 1993).

### **SPEAKING ENGAGEMENTS**

Speaker: *Getting Paid: Rule 2016(b) Requirements, Fee Applications, Orders and Other Issues*, Annual Seminar hosted by the Bankruptcy Section of the Western District of Michigan Federal Bar Association, August 1, 2014.

Lead Presenter: *Panic in Detroit: The City of Detroit Bankruptcy Case*, American Inns of Court, Michigan State University Chapter, October 2, 2013.

Speaker: *Nuts and Bolts of Bankruptcy*, Michigan Association of Certified Public Accountants Lansing Area Small Practitioner Group, September 26, 2013.

Speaker, *Assignment of Rents in Bankruptcy*, Annual Seminar hosted by the Bankruptcy Section of the Western District of Michigan Federal Bar Association, July 20, 2012.

Speaker and Moderator, *Judgment Enforcement in Michigan; Receiverships*, Lorman Education Services, East Lansing, Michigan, November 10, 2011.

Speaker and Moderator, *Trial Skills in Bankruptcy Litigation*, Annual Seminar hosted by the Bankruptcy Section of the Western District of Michigan Federal Bar Association, July 29, 2011.

Speaker and Moderator, *Receiverships*, Annual Seminar hosted by the Bankruptcy Section of the Western District of Michigan Federal Bar Association, July 23, 2010.

Speaker and Moderator, *Bankruptcy in Michigan*, Lorman Education Services, Lansing, Michigan, October 21, 2009.

Speaker, *Judgment Enforcement in Michigan; Receiverships*, Lorman Education Services, East Lansing, Michigan, June 6, 2008.

Panelist, 12th Annual ABI Central States Bankruptcy Workshop, *Conversion Issues: Between Chapter 7 and Chapter 13*, Traverse City, Michigan, June 17, 2005.

Speaker, Ingham County Bar Association Bankruptcy Section Monthly Meeting, April 2005.

Guest lecturer, *Bankruptcy: Who Needs It?* University Club Lunch and Learn Series, Michigan State University, November 2, 1999.

Speaker and Moderator, *Malpractice Issues in Bankruptcy Cases*, Annual Seminar hosted by the Bankruptcy Section of the Western District of Michigan Federal Bar Association, August 6, 1999.

Guest lecturer, Cooley Law School, Bankruptcy Seminar, June 1997.

Speaker, Ingham County Bar Association Bankruptcy Section Monthly Meeting, November 1996.

#### EXPERT WITNESS ENGAGEMENTS

*Genesis Mobile, LLC v. Genesis Diagnostic Center, PC*, 2011-2012.

*Dobronski v. Pape*, 2011 (client obtained summary disposition).

*Thomas Redmer Group, LLC et al. v. Giarmarco, Mullins & Horton, PC, et al.*, 2011-2012 (settled after deposition).

*In re Aurora Oil & Gas Corp.*, 2011 (settled prior to testimony).

*In re Woodward and Betsy Stover*, 2010 (testified and qualified by court as an expert at evidentiary hearing; testimony referenced in reported opinion in *In re Stover*, 439 B.R. 683, 686 (Bankr. W.D. Mich. 2010)).

*Price v. Gallagher*, 2009 (settled after deposition).

*City of Romulus v. Goldstein, Bershad, Fried & Lieberman, PC*, 2009 (settled prior to deposition).

*Vining v. Comerica Bank, et al., (M.T.G., Inc. d/b/a Technologies Group)*, 2008-present.

*Aurora & Associates, Inc.*, 2007-2008 (settled).

*Blachura v. Steinberg*, 2003 (settled after deposition).

*Brehm v. Panek*, 1999 (settled at deposition).

### **LAW-RELATED ORGANIZATIONS AND QUALIFICATIONS**

Member, Federal Bar Association, Bankruptcy Section, Western District of Michigan; Member, Bankruptcy Section Steering Committee, 1994 to present. Chairperson, July 24, 2010 to July 21, 2012.

Co-Chair, Ingham County Bar Association Bankruptcy Section, 2010 to present.

Member, Ingham County Bar Association, 1987-1991; 1995 to present.

Member, State Bar of Michigan, 1987 to present. Member, District E Character and Fitness Panel, March 2000 to December 2005. Member, Bar Journal Advisory Board, October 1994 to May 2000.

Master of the Bench, The Michigan State University College of Law chapter of the American Inns of Court, October 15, 2012 to present.

Member, American Bankruptcy Institute, August 2002 to present.

Selected to the 2009-2011, 2014 *Super Lawyers* lists.

Successfully completed MCR 2.411 SCAO-Approved General Civil Mediation Training for Court Roster Mediators through Resolution Services Center, August 26, 2011.

AV peer-review rated by Martindale-Hubbell.

### **OTHER ORGANIZATIONS**

Mentor, FIRST Robotics Competition Team 1504 (Okemos, Williamston and Lansing Christian High Schools), 2010 to 2013.

Mentor, Michigan Youth Challenge Academy, 2008.

Founding Member and Board Member, Cars on Campus, June 1999 to 2004.

Founding Member and Board Member, Fox Park Public Observatory, November 1998 to December 2004.

R.E. Olds Transportation Museum Association, Inc.: Chairperson, Endowment Board, December 30, 1996 to December 31, 1998; Director of Strategic Planning, June 1996 to December 31, 1998; Member, Board of Trustees, January 1, 1991 to December 31, 1995; January 1, 1998 to December 31, 1998; Member, Executive Committee, January 1, 1992 to December 31, 1995; March 1998 to December 31, 1998; President of the Board, January 1, 1995 to December 31, 1995; President-Elect of the Board, January 1, 1994 to December 31, 1994; Secretary of the Board, January 1, 1992 to December 31, 1993. Lifetime member.