SpencerFane®

Patrick T. Derksen

Of Counsel

Contact

Phoenix

P 602.333.5439 | **F** 602.333.5431

pderksen@spencerfane.com

Overview

Patrick Derksen works with a broad range of clients in construction, transactional, and bankruptcy matters, facilitating sophisticated transactions, financings, and agreements beneficial to all stakeholders.

With a curated track record of success, Patrick regularly represents developers, contractors, subcontractors, and owners in the negotiation and drafting of development, construction, and related agreements. He also advises buyers and sellers in the purchase, sale, and financing of real property and has significant experience in real estate workouts and restructurings – both in and out of bankruptcy.

In addition, Patrick represents closely held businesses and their owners with respect to entity structure and formation, operational and other transactional issues, including shareholder and limited liability company operating agreements, asset purchase and sale transactions, due diligence, financing, and ownership/buyout disputes.

Patrick also has a proven track record of representing trustees and creditors in a broad array of bankruptcy matters, including sales, preference and fraudulent conveyance actions, turnover of assets, stay relief litigation, dischargeability litigation, claim disputes, lien avoidance, and priority disputes. In addition, he has substantial experience representing court-appointed receivers and navigating complex issues related to creditors' rights in the context of probate and trust administration.

Education

- Illinois Institute of Technology Chicago-Kent College of Law, 2003 (J.D.)
- University of Iowa, 1999 (B.A.)

Bar Admissions

- Arizona, 2004
- Illinois (inactive), 2003

Court Admissions

- Arizona Supreme Court
- U.S. District Court for the District of Arizona
- U.S. Court of Appeals for the Ninth Circuit

Community Involvement

- Hon Kachina Council, 2007-2012
- Men's Arts Council, 2010-2018

Distinctions

- *Best Lawyers in America*, Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law, 2026-2027
- *Super Lawyers*, Rising Stars, 2014-2016
- Arizona Bankruptcy American Inn of Court, Barrister, 2016-2020

Memberships

- State Bar of Arizona

Presentations and Publications

- "Balancing the Scales of Justice in Bankruptcy," State Bar of Arizona Convention, June 2024

Related Experience

- *Ponath v. Ford*
- *SVP Financial Services Partners LLLP*
- *Starky v. Birdsell (In re Starky)*
- *Birdsell v. MGF Funding, Inc. (In re New Castle Inv., LLC)*
- *Birdsell v. Schneider*