



Mark G. DeGiacomo

Partner

617-457-4039 | mdegiacomo@murthalaw.com

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CULLINA

Education:

Suffolk University Law School (J.D., 1981)

Boston College (B.S., *cum laude*, 1978)

Description:

Mark DeGiacomo's practice focuses on his work as a Chapter 7 and Chapter 11 bankruptcy trustee as well as his representation of clients in bankruptcy cases and representation of clients involved in commercial litigation.

Since 1995, Mark has been a member of the 8 member Boston trustee panel from which the Department of Justice selects bankruptcy trustees. He has served as a bankruptcy trustee in thousands of cases and in that capacity has operated, sold and liquidated numerous businesses. Mark also serves as counsel to the bankruptcy estate in all cases for which he has been appointed trustee. This valuable experience provides a unique advantage to Mark's private clients in the bankruptcy system.

In addition to representing the bankruptcy estates, Mark also represents other trustees, Creditor Committees in Chapter 11 cases, business debtors in Chapter 7 and 11 cases, secured and unsecured creditors in chapter 7, 11 and 13 cases, defendants in bankruptcy preference and/or fraudulent conveyance adversary proceedings and commercial landlords. Mark has litigated dozens of cases in the Massachusetts bankruptcy courts and represented numerous clients in appeals brought before the U.S. District Court, the Bankruptcy Appellate Panel, the U.S. Court of Appeals for the First Circuit and the United States Supreme Court.

Mark's litigation experience includes representation of clients in all types of commercial litigation including director and officer cases, attorney malpractice, accountant malpractice and contract & construction matters.

Practices & Industries:

- Appellate Practice
- Bankruptcy & Creditors' Rights
- Bankruptcy Litigation
- Business Litigation
- Litigation

Bar & Court Admissions:

- Massachusetts
- U.S. Supreme Court
- U.S. Court of Appeals for the First Circuit
- U.S. District Court, District of Massachusetts

Memberships:

- Boston Bar Association, Bankruptcy Section
- Massachusetts Bar Association, Litigation
- American Bankruptcy Institute
- National Association of Bankruptcy Trustees

Recognition:

- Listed as leading Bankruptcy/Restructuring lawyer in Chambers USA, Chambers & Partners-Publishing

(Chambers.com)(since 2014)

- *Best Lawyers in America*: Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law / Commercial Litigation (since 2009)
- Holds an AV® Preeminent™ Peer Rating from [Martindale-Hubbell](#)
- *New England Super Lawyers*: Business Litigation and Bankruptcy & Creditor/Debtor Rights (since 2005)

Community Activities:

- Member of the Board of Directors of Holly Hill Farm, Inc.
- Co-host of local access news television show “Our Town” (2004-present)
- Member of the Board of Directors of Cohasset Conservation Trust
- Member Cohasset Zoning Board of Appeals (1984-1998)
- Member Cohasset School Committee (1998-2004)

Speaking Engagements :

May 2021: Massachusetts Continuing Legal Education Inc, [Bench Meets Bar](#)

May 2017, 2018, 2019, 2020, 2021: MIT Center for Real Estate. [Chapter 11 Real Estate Bankruptcies.](#)

September 23, 2016: American Academy of Matrimonial Attorneys. [Sophisticated Family Law Topics – Intersection of Bankruptcy and Family Law.](#)

October 29, 2015: Massachusetts Continuing Legal Education Inc. [Annual New England Conference Concerning Bankruptcy Law.](#)

March 11, 2014: Boston Bar Association. [The Chapter 7 Trustee.](#)

February 27, 2014: Massachusetts Social Law Library Education Series. [How does Bankruptcy Affect Divorce?](#)

February 22, 2013: National Association of Bankruptcy Trustees. [Ethics on the Bankruptcy Frontier.](#)

October 12, 2012: United States Department of Justice Annual Chapter 7 Trustee Training. [The Intersection of Bankruptcy Law and Criminal Law.](#)

November 12, 2010: Massachusetts Bar Association. 20th Annual Family Law Conference. [Bankruptcy and Family Law: it's a Family Affair!](#)

June 24, 2010: Massachusetts Continuing Legal Education Inc. [Bankruptcy Case Law Update 2010.](#)

June 8, 2010: American Bankruptcy Institute. Participated in Media Teleconference concerning the [United States Supreme Court decision in the case of Hamilton v. Lanning.](#)

August 26, 2009: National Association of Bankruptcy Trustees. [Sales Strategies: Finding Buyers and Ensuring Affective Sale/Auction Process.](#)

June 24, 2009: Suffolk University School of Law Advanced Legal Studies. [What to do When Bankruptcy Intersects Your Practice.](#)

June 16, 2009: Massachusetts Continuing Legal Education Inc. [Financial Disasters in Divorce Cases.](#)

March 27, 2009: Massachusetts Continuing Legal Education Inc. [Family Law Conference. Bankruptcy and Divorce.](#)

February 10, 2009: Boston Bar Association. [The Intersection of Divorce and Bankruptcy.](#)

January 19, 2009: American Bankruptcy Institute; [Litigation Skills for Bankruptcy Lawyers.](#)

October 22, 2008 and March 26, 2008: Massachusetts Continuing Legal Education Inc. [How to Handle Consumer Bankruptcies.](#)

March 14, 2008: Massachusetts Continuing Legal Education, Family Law Conference. Financial Disasters: How to Handle Bankruptcy, Debt and Disability Issues in a Divorce Action.

January 17, 2006: Massachusetts Continuing Legal Education Inc. How to file Chapter 7 & 13 Consumer Bankruptcy under the New Act

July 13, 2006: American Bankruptcy Institute Northeast Conference. Pre-petition Planning; Protection by Debtors and Actions by Creditors.

August 17, 2005: National Association of Bankruptcy Trustees Annual Convention. The Absolute Right to Convert from Chapter 7 to Chapter 13.

April 6, 2004: Boston Bar Association: Bankruptcy Law and the Domestic Relations – Conflicts Between the Two Judicial Systems.

April 18, 1997: American bankruptcy Institute. What every Probate Judge Needs to Know about Bankruptcy.

Publications:

Contributing author, “A Practical Guide to Consumer Bankruptcy and Bankruptcy Practice.” MCLE, Inc., 2021

Contributing author, “Financial Aspects of Divorce in Massachusetts: Gain a deeper understanding net worth.” MCLE, Inc., May 2016

Author, *A Practical Guide to Consumer Bankruptcy* (MCLE, Inc. 1st ed).

Author, Chapter 5 *Massachusetts Basic Practice Manual Representing Clients in the United States Bankruptcy Court.* (Massachusetts Continuing Legal Education Inc.)

Author, Chapter 5 Trustee Causes of Action. *Bankruptcy Practice in Massachusetts.* (Massachusetts Continuing Legal Education Inc.)