



Practice

Banking and Financial Services

Navigating today's changing landscape.

Now more than ever, it's important that lenders partner with competent counsel to navigate the increasingly complex and competitive financial services landscape. For institutional lenders of all sizes, that partner is Jaspan Schlesinger LLP. Our banking and financial services attorneys have the in-depth experience and commitment to client service you seek to simplify even the most complex credit and banking transactions, and to adeptly handle all aspects of banking litigation.

We Simplify Complex Transactions, Litigate Difficult Cases

While our banking and financial services attorneys are often called upon to counsel clients in lending transactions and banking litigation, our experience is diverse, our practice wide ranging. It includes:

- Commercial mortgages, such as asset-based loans, SBA and business loans, construction, multifamily, shopping center, and office building finance
- Syndicated lending and participations
- Loan workouts, modifications, and restructurings
- Loan sales and purchases
- Real property purchase, sale and leasing including REOs and branch leasing
- Foreclosure matters
- Loss mitigation and foreclosure alternatives
- Second lien monitoring and surplus proceedings
- Defense of lender liability claims
- Title claim litigation
- Bankruptcy matters
- Check litigation
- [Appeals](#)
- Commercial collection, including SBA collection and enforcement of judgments
- Taxicab medallion litigation
- Repossession
- [Real property tax protest/certiorari](#)
- Banking [labor and employment issues](#)

Because Jaspán Schlesinger is a full-service law firm, our banking and financial services attorneys consult as needed with colleagues who handle ancillary subjects to provide you with a solution-driven, holistic approach to banking and financial services matters.

Attorneys



Jennifer L. Zaso
Associate



Matthew L. Zafrin
Associate



Christopher E. Vatter
Partner



Larry M. Trinkwald
Associate

Case studies

Mortgage Foreclosure

Briefed and argued a case of first impression with wide-ranging implications for the mortgage industry in the New York State Court of Appeals, resulting in a favorable decision overturning orders from both the trial court and the intermediate appellate court. As a result of this decision, trial courts are now required, on a case-by-case basis, to specify the type of proof they require when determining a motion for deficiency judgment after a foreclosure sale.

Collection Matters

Enforced a judgment against a borrower who had defended the action based on defalcation by his bookkeeper. We recovered hundreds of thousands of dollars from retainage and profit from construction jobs and successfully defended the client against lien law claims. We also recovered significant surplus in a tax lien foreclosure of the guarantor's jointly owned property.

Prosecuted enforcement action of multimillion-dollar loan guaranteed by the United States Small Business Administration through affirmance on appeal in the Appellate Division, Second Department, including dismissal of the borrower's counterclaims against the lender alleging self-dealing, violation of New York state banking laws, lender liability and RICO.

Bankruptcy Proceedings

Guided a financial institution through chapter 11-bankruptcy case, wherein the client was vastly undersecured. Represented client in fraudulent conveyance litigation involving property in multiple states. Results obtained in six months enabled that client to fully secure its debt and obtain repayment over a short period of time.

Syndicated Loans

Negotiated a financial institution's participation in millions of dollars of commercial and residential

mortgage loans.