



David R. Hague

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Practice Areas

-  Litigation, Trials & Appeals
-  Bankruptcy & Receivership
-  ERISA & Employee Benefits

Biography

David R. Hague is Of Counsel with Fabian VanCott. He is experienced in representing secured and unsecured creditors, debtors, debtors-in-possession, trustees and receivers in federal and state courts. He has successfully represented clients before the Tenth U.S. Circuit and the Bankruptcy Appellate Panel for the Tenth U.S. Circuit. David is familiar with all aspects of the Uniform Commercial Code, having litigated in both federal and state court several complex issues involving Articles 2, 3, 4, and 9 of the UCC. David also handles complex commercial litigation cases where he teams with Fabian VanCott attorneys with expertise in the firm's core competency areas. In litigation, David represents clients on issues involving leasing, secured transactions, real property, ERISA, employment, and the FDCPA. He received his law degree from the University of Kansas, where he was managing editor of the Kansas Law Review and a member of the Order of the Coif. During law school, David clerked for the U.S. Bankruptcy Court for the District of Kansas. He earned his bachelor's degree in finance from the University of Utah, graduating with honors. David is admitted to state and federal courts in Utah and Nevada as well as the Tenth U.S. Circuit Court of Appeals.

Professional

Recognized as “Rising Star,” Mountain States Super Lawyers, 2009-2013

American Bar Association

Nevada State Bar, 2011

U.S. Court of Appeals, Tenth Circuit, 2010

Utah State Bar and U.S. District Court, District of Utah, 2007

American Bankruptcy Institute of Excellence Award, 2007

Representative Projects

BANKRUPTCY: David has represented various creditors and bankruptcy trustees in a wide range of business-related bankruptcy cases, including bankruptcy reorganization. David has successfully represented clients in cases before the Bankruptcy Appellate Panel for the Tenth Circuit. He was the 2007 recipient of the American Bankruptcy Institute of Excellence Award. During law school, David clerked for the Honorable Janice M. Karlin, U.S. Bankruptcy Court, District of Kansas where he performed extensive research on the impact of the Bankruptcy Abuse Prevention and Consumer Protection Act (BAPCPA) of 2005. Before attending law school, David worked for a large regional bank where he dealt with bankruptcy and creditor-related issues.

LITIGATION: David has prevailed on summary judgment and other motions involving a wide range of issues. Some of these issues include landlord/tenant disputes, breach of contract claims, foreclosures, and boundary disputes.

Education

J.D., University of Kansas School of Law, 2007; Order of the Coif, Managing Editor of the Kansas Law Review, Judicial Internship, Honorable Janice M. Karlin, U.S. Bankruptcy Court, District of Kansas

B.A., Finance, Honors, University of Utah, 2004; Phi Kappa Phi, Beta Gamma Sigma and Golden Key Honor Society

Publications & Presentations

Panelist, "Ask the Lawyers: What if the Unexpected Happens?" Society of Industrial and Office Realtors (SIOR), Salt Lake City, UT, April 25, 2012

"What Every Guarantor Should Know About the One-Action Rule and Deficiency Actions," The Enterprise, April 2012

Presenter, "Bankruptcy/Foreclosure," Salt Lake Home Builders Association, October 5, 2011

Presenter, "Debtor and Creditor Issues in Chapter 7 and Chapter 11 Bankruptcy," National Association of Home Builders' Builder 20 Club #33 Annual Conference, March 18, 2010

"Chapter 7 Bankruptcy - For Guarantors of Business Debt," UT CEO Magazine, November 2009

"Misrepresentations in the Insurance Application," American Bar Association, Utah Chapter, 2008

"The Ninth Amendment: A Constitutional Challenge to Corporal Punishment in Public Schools." 55 U. Kan. Law Rev. 429, 2007