



BRIAN T. CUMINGS

Shareholder

BANKRUPTCY & CREDITORS' REMEDIES

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ABOUT

Brian's practice focuses on representing creditors and parties-in-interest in bankruptcy cases across Texas, as well as representing Chapter 7 trustees and debtors primarily in the Western District of Texas. He also has extensive experience handling general civil litigation matters in state court. Prior to joining GDHM, Brian clerked with the Honorable Craig A. Gargotta and interned with the Honorable H. Christopher Mott, U.S. Bankruptcy Court, Western District of Texas.

PROFESSIONAL QUALIFICATIONS

- Calvin College (B.A., 2005);
- The University of Texas School of Law (J.D., 2012), Texas Intellectual Property Law Journal: Executive Articles Editor; 2010 Locke Lord Bissell and Liddell Novice Mock Trial Competition Finalist team; 2011 Gibbs & Bruns Endowed Moot Court Competition Finalist team (Individual Best Advocate); Outstanding Oral Advocate of the 20th Annual Hon. Conrad B. Duberstein Bankruptcy Moot Court Competition; UT Law's National Championship Team, 20th Annual Hon. Conrad B. Duberstein Bankruptcy Moot Court Competition; 2012 The University of Texas School of Law Niemann Cup Award for Outstanding Accomplishments in Advocacy; Order of Barristers 2012.

- Admitted: Texas, 2012; U.S. District Court, Western District of Texas, 2013; U.S. District Court, Northern District of Texas, 2013; U.S. District Court, Eastern District of Texas, 2013; U.S. District Court, Southern District of Texas, 2013

PROFESSIONAL AFFILIATIONS

- Larry E. Kelly Inn of Court, Associate
- College of the State Bar of Texas, Member
- Vice President of Law School Relations, State Bar of Texas Bankruptcy Law Section, 2016-2018
- Austin Bar Association
- Austin Young Lawyers Association

AWARDS AND HONORS

- *Texas Monthly*, Super Lawyers® Rising Star, published by Thomson Reuters, 2020
- Pro Bono Service Award, Bankruptcy Law Section of the State Bar of Texas
- Outstanding Oral Advocate of the 20th Annual Hon. Conrad B. Duberstein Bankruptcy Moot Court Competition
- UT Law's National Championship Team, 20th Annual Hon. Conrad B. Duberstein Bankruptcy Moot Court Competition

PUBLICATIONS AND PRESENTATIONS

- Co-Author, *Recent Developments in Consumer Bankruptcy 2019*, Jay Westbrook Bankruptcy Conference, 2019
- Co-Author and Panelist, *Traffic Jam: at the Intersection Between Community Property, Probate, and Bankruptcy*, Consumer Bankruptcy Conference, July 2018
- Contributor, *Bankruptcy in the Fifth Circuit and Beyond: Case Update 2018*, Western District of Texas Bankruptcy Bench Bar Conference, April 2018
- Co-Author, *Recent Developments in Consumer Bankruptcy 2017*, Jay Westbrook Bankruptcy Conference, 2017
- Co-Author and Panelist, *Reorganizing a Failing Business*, 15th Annual Advanced Business Law Seminar, November 10, 2017
- Co-Author, *Recent Developments in Consumer Bankruptcy*, Jay Westbrook Bankruptcy Conference, 2016
- Co-Author and Co-Presenter, *Rule 9019 Compromises: The Heart of the Bankruptcy Practice*, Jay Westbrook Bankruptcy Conference, 2016
- Co-Author, *Recent Developments in Consumer Bankruptcy*, ABI Spring Meeting, 2016

- Author, *§ 1329(a) and Modifying to Surrender*, The NACTT Academy for Consumer Bankruptcy Education, ConsiderChapter13.org, February 8, 2016
- Co-Author, *Recent Developments in Consumer Bankruptcy*, Jay Westbrook Bankruptcy Conference, 2015
- Panelist, *Young Lawyers Ask Judges Hard Questions*, Bench/Bar Conference, Bankruptcy Law Section State Bar of Texas, 2015
- Co-Author, *Recent Developments in Consumer Bankruptcy*, Jay Westbrook Bankruptcy Conference, 2014
- Co-Presenter, *Ten Bankruptcy Deadlines You Don't Want to Miss*, Starting Out Right Conference (San Antonio), 2014
- Co-Presenter, *Los Básicos del Derecho de Empresas*, March 13, 2014, Invest in Texas Forum, sponsored by State of Texas – Mexico Office
- Author, *Post-Marrama: Allowing Chapter 13 Trustees to Unwind a Debtor's Conversion to Chapter 7*, The NACTT Academy for Consumer Bankruptcy Education, ConsiderChapter13.org, January 27, 2014
- Co-Presenter, *Los Básicos del Derecho de Empresas*, October 25, 2013, *Capital de Oportunidades* Forum, Austin Hispanic Business Chamber of Commerce
- Co-Author, *Recent Developments in Consumer Bankruptcy*, Jay Westbrook Bankruptcy Conference, 2013
- Author, *Weeding Out Marijuana From Bankruptcy Proceedings: The Intersection Between State Laws Legalizing Marijuana and Federal Bankruptcy Law*, The NACTT Academy for Consumer Bankruptcy Education, ConsiderChapter13.org, September 23, 2013
- Author, *Stern v. Marshall: Making Life Harder for Chapter 13 Trustees?*, The NACTT Academy for Consumer Bankruptcy Education, ConsiderChapter13.org, August 26, 2013
- Author, *It Could Happen to You: Texas' Homestead Exemption Preempted by Federal Law*, The NACTT Academy for Consumer Bankruptcy Education, ConsiderChapter13.org, July 14, 2013
- Co-Presenter, *Ten Bankruptcy Deadlines You Don't Want to Miss*, Starting Out Right Conference (Dallas), 2013
- Co-Author, *Recent Developments in Consumer Bankruptcy*, Jay Westbrook Bankruptcy Conference, 2012
- Co-Author, *Defeating Bankruptcy Preference Actions by Motion for Summary Judgment*, Mastering the Art of Collecting Debts and Judgments Conference, 2012
- Co-Presenter, *Stern v. Marshall: Where Are We Now?*, Bankruptcy Bench Bar Conference Western District of Texas, 2012
- Co-Author, *Recent Developments*, Jay Westbrook Bankruptcy Conference, 2011