



Douglas M. Monson

Shareholder

801-323-3345

Practice Areas

- Banking and Financial Institutions
- Bankruptcy and Creditors' Rights
- Real Estate Transactions and Litigation

Douglas M. Monson joined the Banking and Financial Institutions Section of Ray Quinney, & Nebeker in 1982. Since that time, Mr. Monson has been deeply involved in the full array of banking and financial institution services offered by Ray Quinney & Nebeker. Mr. Monson has had extensive experience with commercial loan documentation projects involving numerous multi-million loans, as well as loan workouts and lender liability strategy and resolution. He continues to be involved in a wide spectrum of commercial lending negotiation and documentation services, both in the commercial real estate finance area as well as general corporate and business finance and agricultural lending. Mr. Monson was the chief architect and reviser of a unique set of multi-state real estate project finance documents for residential development and construction loans for First Security Bank, N.A., (now part of Wells Fargo Bank, N.A.).

Mr. Monson has significant expertise with Uniform Commercial Code issues as well as real estate finance issues. Mr. Monson also has considerable experience representing secured creditors, bankruptcy trustees and creditors committees with both real estate collateral and personal property collateral issues in Chapter 11 bankruptcy proceedings. He also assists clients with negotiating and drafting general commercial contracts, and represented the Utah Insurance Commissioner for over 20 years in the Commissioner's capacity as liquidator in several insurance company insolvency cases.

Mr. Monson was formerly the Financial Director and Treasurer for the firm for nine years and was a member of the firm's Executive Committee for eleven years.

Mr. Monson has been named as one of *The Best Lawyers in America* in Banking and Finance Law and was recognized by *Best Lawyers* as "Lawyer of the Year" in Banking and Finance Litigation for 2017 and 2014. He maintains an AV Preeminent (4.8) rating with Martindale-Hubbell, which is the highest rating awarded to attorneys for professional competence and ethics and has been voted by his peers throughout the state as one of Utah's "Legal Elite," as published in *Utah Business Magazine* (2005-2011,



2013-2015, 2018).

Education

J. Reuben Clark Law School, Brigham Young University, J.D., 1981

- *magna cum laude*
- J. Reuben Clark Scholar
- Managing Editor, BYU LAW REVIEW, 1980-81

University of Utah, B.A., Business Management, 1978

- *magna cum laude*
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Prior Professional Experience

- Law Clerk to Judge Bailey Brown, United States Court of Appeals, 6th Circuit, 1981-82
 - Law Clerk to Constitution Subcommittee, United States Senate Judiciary Committee, 1979
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Admitted to Practice

- Utah State Bar
 - United States Court of Appeals, Sixth Circuit
 - United States Court of Appeals, Tenth Circuit
 - United States District Court for the District of Utah
 - Utah Supreme Court
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Affiliations / Memberships

- Utah State Bar Association
 - Utah State Bar, Banking and Bankruptcy Sections
 - Salt Lake County Bar Association
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- Utah Bankruptcy Lawyers Forum
- American Bankruptcy Institute
- Member, LEAN (Lease Enforcement Attorney Network)
- Turnaround Management Association

Professional and Civic Activities

- Turnaround Management Association Planning Committee for Rocky Mountain Chapter (2013-present)
- Faculty Member, “Bankruptcy: From A Creditor’s Perspective,” National Business Institute, Salt Lake City, Utah (2014)
- Member, Advisory Board, Utah Initiative on the Retention and Advancement of Women in Law Firms (2008-2010)
- Member, International Board of Directors, J. Reuben Clark Law Society (1997-2004); Member, Clark Society Advisors (2008-present)
- President, Brigham Young University Law School Alumni Association (1998-99); Past-President (1999-2000); President-Elect (1997-98); Member of Alumni Board (1993-2000)
- Faculty Member, “Commercial Lending in Utah,” National Business Institute, Salt Lake City, Utah (2000)
- Chair, Constitutional Law Symposium Committee, J. Reuben Clark Law School (1997); Committee Member (1996-97)
- Member, Ballet West Law Night Committee (1996)
- Faculty Member, “Insolvency Workshop 1996,” National Association of Insurance Commissioners and International Association of Insurance Receivers, Albuquerque, New Mexico (1996)
- Member, Legislative Affairs Committee, Utah State Bar (1995-98)
- Member, Insolvency and Uniform Commercial Code Committees, Utah State Bar Committee of Bar Examiners (1988-94)
- Graduate, “Leadership Utah” Program, Salt Lake Area Chamber of Commerce (1992)
- Member, Leadership Utah Alumni, Salt Lake Area Chamber of Commerce (1995-present)
- Member, Ambassadors Group, Salt Lake Area Chamber of Commerce (1993-94)
- Member and Director, Bountiful Men’s Lacrosse (2004) (non-profit corporation to promote community youth lacrosse program)