

Andrew T. McClain

Counsel

Detroit

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OVERVIEW

Andrew is a trusted advisor and litigator focused on creditors' rights and distressed real estate. He counsels secured lenders, special servicers, government-sponsored enterprises, and other creditors on enforcement strategies, out-of-court workouts, restructurings, and post-judgment enforcement proceedings. His broad experience includes judicial and nonjudicial commercial foreclosures, receiverships, loan sales, and UCC Article 9 sales.

Andrew's commercial litigation practice includes matters involving real estate, business, and construction disputes in state and federal courts, arbitrations, and mediations. He protects and enforces his clients' rights at every stage of the dispute process from pre-suit strategy through appeal.

REPRESENTATIVE MATTERS

- Represented multiple secured real estate lenders, special servicers, and government-sponsored enterprises in numerous U.S. Securities and Exchange Commission receiverships.
- Represented court-appointed receiver for U.S. Securities and Exchange Commission.
- Represented special servicer in commercial foreclosure and receivership action and obtained favorable decision from Sixth Circuit Court of Appeals.
- Represented secured lenders, special servicers, and government-sponsored enterprises on commercial litigation matters, commercial foreclosures, receiverships, and out-of-court workouts and restructurings.
- Represented debtor in Chapter 11 reorganization of health care company.
- Represented successful stalking horse bidder of transportation and logistics provider that is the largest over-the-road finished vehicle logistics company in North America.
- Represented national property restoration company enforcing its mechanic's lien rights.
- Represented court-appointed receivers in complex commercial foreclosure actions.
- Counseled secured lenders in multiple Article 9 UCC sales.

AWARDS

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Recognized Lawyer, *The Legal 500*, Restructuring (including Bankruptcy): Corporate (2025)

- *Super Lawyers*® Illinois Rising Star (2019-2023)
- *Best Lawyers: Ones to Watch*: Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law (2021-2024)

TOP AREAS OF FOCUS

- Bankruptcy + Restructuring
- Commercial Mortgage-Backed Securities Special Servicing
- Litigation + Trial
- Real Estate

ALL AREAS OF FOCUS

- Bankruptcy + Restructuring
- Commercial Mortgage-Backed Securities Special Servicing
- Commercial Real Estate Lending
- Litigation + Trial
- Real Estate

PROFESSIONAL/COMMUNITY INVOLVEMENT

- American Bankruptcy Institute, Real Estate Committee
- Commercial Real Estate Finance Council
- National Association of Federal Equity Receivers

EDUCATION AND CERTIFICATIONS

EDUCATION

- Michigan State University College of Law, J.D., *cum laude*, member, *Michigan State Law Review*
- Fordham University, B.S.

BAR ADMISSIONS

- Illinois
- Michigan

COURT ADMISSIONS

- U.S. Court of Appeals, Seventh Circuit
- U.S. District Court, Eastern District of Michigan
- U.S. District Court, Western District of Michigan
- U.S. District Court, Northern District of Illinois

SPEAKING ENGAGEMENTS

- Speaker, “Commercial Real Estate Loan Defaults: Lender Remedies, Borrower Defenses, and Workout Strategies,” MyLawCLE, May 27, 2025.

PUBLICATIONS

- Co-author, “Receivership Law May Streamline Real Estate Sales In Illinois,” *Law360*, December 12, 2025.
- Co-author, “Commercial Mortgage Foreclosure Actions,” Illinois Institute for Continuing Legal Education, *Mortgage Foreclosure: Practice and Procedure 2024 Edition*, August 2024.
- Author, “Establishing Diversity When a Trust Is Involved,” *Law360*, June 2018.