

## Breck E. Milde

Of Counsel

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Phone: 408.286.9800



- **Industries**

- Cannabis
- Banking & Financial Services
- Industrial & Manufacturing
- Retail
- Technology

- **Services**

- Bankruptcy
- Financial Institutions & Creditors' Rights
- Real Estate

## Overview

Breck Milde is an attorney in the San Jose office of Hopkins & Carley and a member of the Financial Institutions & Creditors' Rights Practice Group. He has extensive experience with complex litigation matters in the state and federal courts focused in the areas of:

- Appeals
- Bankruptcy
- Bank operations law
- Commercial law
- Common interest developments
- Construction defect litigation
- Creditor's rights

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- Enforcement of judgments
- Fraudulent wire and check matters
- Insurance coverage
- Lender liability
- Negotiable instruments
- Real estate law
- Secured and unsecured transactions

Breck advises creditors in insolvency matters both outside and within the bankruptcy courts, primarily in:

- Adversary proceedings
- Relief from stay motions
- Claims disputes
- Objections to plans of reorganization
- Motions for the conversion or dismissal of bankruptcy cases
- Cash collateral proceedings
- Enforcement of executory contracts
- Appointment of trustees
- Preference and fraudulent transfer litigation
- Post-confirmation matters and appeals
- Loan restructuring and documentation

Breck is on the Judicial Arbitration Panel, and has acted as a Judge Pro Tem for the Santa Clara County Superior Court.

Prior to joining Hopkins & Carley, Breck was a founding partner at Terra Law LLP. He also served as legal counsel to Comerica Bank, and Pacific Western Bank. Breck has been selected to Northern California Super Lawyers every year since 2006.

## Insights

### Publications

- "Small Businesses and Creditors Are Set to Benefit from Revisions to US Bankruptcy Code," *"Daily Journal,"* October 10, 2019
- "California Debt Collection and Enforcement of Judgments", Matthew Bender Practice Guide, Editorial Consultant, 2006-present
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“Approaching an Action Against a Real Estate Broker”, CEB Action Guide, 1993

- “China Opens for Business”, California Lawyer, Vol. 5, No.8, August, 1985

## Professional Activities

- Santa Clara County Bar Association, Bankruptcy and Commercial Law Section Executive Committee, 1990 - 1991
- San Jose Bank Attorneys Association, Member, 1988 - Present
- San Jose Bank Attorneys Association, Chair, 1997 - 1998
- Congressman Don Edwards Inn of Court, Member, 2006 - Present
- Community Legal Services Corporation, Board of Directors, 1997 - 1998

## Bar Admissions

State Bar of California (1985)

## Court Admissions

- U.S. Court of Appeals for the Ninth Circuit
- U.S. District Court for the Northern District of California
- U.S. District Court for the Central District of California
- U.S. District Court for the Eastern District of California
- U.S. District Court for the Southern District of California