

Shutts' Creditors' Rights Group Represents Lender in \$846M Foreclosure Suit

South Florida Business Journal

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The *South Florida Business Journal* [reported](#) on the filing of an \$846.2 million foreclosure lawsuit involving 24 Lord & Taylor and 10 Saks Fifth Avenue locations across the country. Included in the lawsuit is the Saks Fifth Avenue location at Dadeland Mall in Miami, FL.

[Lee Mackson](#), Chair of Shutts & Bowen's Creditors' Rights & Bankruptcy practice group, along with [Michelle Hendler](#), represent the plaintiff, Wilmington Trust, in the litigation. Real Estate partner [Don Wasil](#) is assisting with the real estate issues. Wilmington Trust, as part of a CMBS trust, filed the suit on October 5 in Miami-Dade County Circuit Court against Saks Dadeland Leasehold LLC.

About Lee D. Mackson

[Lee D. Mackson](#) is a partner in the Miami office of Shutts & Bowen LLP and Chair of the Creditors' Rights/Bankruptcy Practice Group. With more than 36 years of experience, Lee advises clients in ways to resolve a variety of complex business disputes in court, arbitration and negotiation, including workouts, commercial foreclosures and trials. Lee primarily represents financial institutions in real estate and banking litigation, among other industries. He represents numerous multi-state lenders and special servicers and has handled multi-million dollar commercial foreclosures. These cases often involve receiverships and rent sequestrations. Lee has also appeared before the United States Supreme Court.

About Michelle G. Hendler

[Michelle G. Hendler](#) is a partner in the Miami office, where she is a member of the Creditors' Rights Practice Group. In working to resolve disputes in and outside of the courtroom, Michelle focuses her practice on real estate and creditor's rights matters. She represents lenders, real estate investors, and special servicers in commercial foreclosures, loan enforcement actions, guaranty claims, and note sales, and she represents court-appointed receivers. Michelle has experience litigating CMBS transactions and institutional loans in various industries, including large malls, shopping centers, hotels, warehouses, and investment properties.

Professionals

Michelle G. Hendler

Lee D. Mackson

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J. Donald Wasil

Practice Areas

Creditors' Rights and Bankruptcy

Real Estate

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Miami