



Brandy M. Rapp

PARTNER

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BIOGRAPHY

Ms. Rapp is a member of the firm's Business Solutions, Restructuring & Financial Litigation group. She has significant experience representing clients in bankruptcy cases, complex business litigation and business transactions, including out-of-court workouts. Ms. Rapp has a diverse practice representing debtors, trustees, liquidation trusts, creditors' committees, secured creditors, lessors and unsecured creditors. She has substantial experience within the following industries: mining, health care and construction.

RECOGNITION

- *Chambers USA*, Bankruptcy/Restructuring, Virginia (2026)
- *IFLR1000 United States*, "Highly Regarded" in Restructuring and Insolvency (2020, 2024-2025)
- *The Best Lawyers in America*®, Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law, and Litigation - Bankruptcy (2013-2027), Corporate Law (2025-2027) and Commercial Litigation (2026)
- "Lawyer of the Year" Roanoke Litigation - Bankruptcy (2016)

PRACTICES & INDUSTRIES

[Business Solutions, Restructuring & Financial Litigation](#)

[Business Litigation](#)

[Chapter 11 Reorganizations](#)

[Creditors' Committee Representation](#)

[Creditors' Rights](#)

[Business Restructuring and Recapitalization](#)

[Special Counsel Litigation](#)

[Healthcare](#)

[Energy & Natural Resources](#)

EDUCATION

University of Richmond School of Law, 2005, J.D., magna cum laude

West Virginia Wesleyan College, 2002, B.A., summa cum laude

ADMISSIONS

Virginia

- *Virginia Super Lawyer*®, Bankruptcy and Creditor Debtor Rights (2022–Present); "Rising Stars" (2009–2020)
- Recognized by *Lawdragon* as one of the 500 Leading U.S. Bankruptcy & Restructuring Lawyers (2020–present)
- *Virginia Business Magazine*, Richmond Bankruptcy/Creditors' Rights "Legal Elite" (2019–2025)
- American Bankruptcy Institute, "40 Under 40" Emerging Leaders in Insolvency Honoree (2019)
- International Women's Insolvency & Restructuring Confederation (IWIRC), Virginia Network, Western District Liaison (2019)
- Roanoke Bar Association, "Young Lawyer of the Year" (2014)

MEMBERSHIPS & ACTIVITIES

- Adjunct Professor of Law, Washington & Lee University School of Law, Failing Businesses and Potential Remedies: Bankruptcy Practicum
- Member, Board of Governors, Bankruptcy Section, Virginia State Bar
- Charter Member and Committee Chair, Rotary Club of the Blue Ridge – New Generations
- Member, The Ted Dalton American Inn of Court

CLERKSHIP

- Honorable William F. Stone, Jr., U.S. Bankruptcy Court, Western District of Virginia, Roanoke

CHAPTER 11 REORGANIZATIONS, BANKRUPTCY REORGANIZATIONS AND BANKRUPTCY

- Ms. Rapp represented the debtor in a successful chapter 11 reorganization of a continuing care retirement community. Ms. Rapp's work as counsel for the debtor involved restructuring secured municipal bonds and obtaining a release of the moratorium on the collection of entrance fees imposed by the Virginia State Corporation Commission and the Virginia Department of Insurance.

West Virginia

U.S. Bankruptcy Court: Eastern District of Virginia

U.S. Bankruptcy Court: Western District of Virginia

U.S. District Court: Eastern District of Virginia

U.S. District Court: Western District of Virginia

U.S. Court of Appeals: Fourth Circuit

U.S. Bankruptcy Court: Northern District of West Virginia

U.S. Bankruptcy Court: Southern District of West Virginia

U.S. District Court: Northern District of West Virginia

U.S. District Court: Southern District of West Virginia

- Ms. Rapp has represented secured and unsecured creditors in a number of Chapter 11 cases involving sophisticated legal issues, including debtor in possession financing, adequate protection payments, use of cash collateral, lien validity and priority litigation, avoidance action litigation, and litigation involving the debtor's assumption and/or rejection of leases and other executory contracts.

LOAN WORKOUTS AND FINANCIAL RESTRUCTURING

- Ms. Rapp has substantial experience representing lenders and borrowers in out-of-court loan workouts and financial restructuring transactions.

CREDITORS' COMMITTEE REPRESENTATION

- Ms. Rapp has represented the Official Committee of Unsecured Creditors in several Chapter 11 bankruptcy cases, including Champion Enterprises, Inc. (Delaware), On-Site Sourcing, Inc. (Eastern District of Virginia), Xinergy Ltd. (Western District of Virginia), Hard Rock Exploration, Inc. (Southern District of West Virginia) and New Trinity Coal, Inc. (Southern District of West Virginia).

SPECIAL COUNSEL SERVICES, BANKRUPTCY TRUSTEE REPRESENTATION, BANKRUPTCY LITIGATION

- Ms. Rapp has represented the Liquidating Trustee in LandAmerica Financial Group, Inc. (Eastern District of Virginia) in litigation of fraudulent conveyances and professional liability claims. Ms. Rapp has also served as special litigation counsel to the debtor in possession in Storehouse, Inc. (Eastern District of Virginia) in pursuing hundreds of avoidance actions. Ms. Rapp has also represented the Liquidating Trustee in Champion Enterprises, Inc. (Delaware) in administering the trust.
- Ms. Rapp has represented the receiver in several receiverships prosecuted by the Securities Exchange Commission and the Commodities and Futures Trading Commission.

- Ms. Rapp has also represented state court receivers, including the special receiver appointed for Capital Components & Millwork, Inc. in Fauquier County Circuit Court.

CONTINUING CARE RETIREMENT COMMUNITIES

- Ms. Rapp represented the debtor in a successful chapter 11 reorganization of a continuing care retirement community. Ms. Rapp's work as counsel for the debtor involved restructuring secured municipal bonds and obtaining a release of the moratorium on the collection of entrance fees imposed by the Virginia State Corporation Commission and the Virginia Department of Insurance.

CREDITORS' RIGHTS AND PREFERENCE DEFENSE

- Ms. Rapp has significant experience representing a variety of trade creditors in defending avoidance actions. Ms. Rapp also has substantial experience representing equipment leasing companies, landlords, and lenders in a number of Chapter 11 cases involving adequate protection payments, use of cash collateral, lien validity and priority litigation, avoidance action litigation, and litigation involving the debtor's assumption and/or rejection of leases and other executory contracts.

INSIGHTS

Panelist: *Gotchas that Getcha*, Continuing Legal Education Weekend for the Association of Commercial Finance Attorneys, (2025)

Panelist: *Receiverships and Other Alternatives to Bankruptcy*, 39th Annual Mid-Atlantic Bankruptcy Conference, (2024)

Panelist: *Hot Topics*, 38th Annual Mid-Atlantic Bankruptcy Conference, (2023)

Panelist: *Gotchas that Getcha*, Continuing Legal Education Weekend for the Association of Commercial Finance Attorneys, (2023)

Author: *The Avoidability of Intercompany Guaranties*, 24 BANKR. L. NEWS, no. 19, at 6 (2015)

Co-Author: *The New Age of Credit Support for Middle Market Lending*,
16 Westlaw Journal Bank & Lender Liability, no. 56, at 3 (2010)

Co-Author: *Intercompany Guaranties: Best Practices for Turbulent Times*, 24 Com. Lending R., no. 1, at 14 (2009)

Co-Author: *Are Attorneys "Debt Relief Agencies" Under the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005*, 23 BANKR. L. NEWS, no. 2, at 8 (2007)

Author: *Sell v. United States: Involuntary Administration of Antipsychotic Medication to Criminal Defendants*, 38 U. RICH. L. REV. 1047 (2004)