



Daniel R. Fogarty,
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Shareholder | Board Certified in Business Bankruptcy Law Bankruptcy & Restructuring | Bankruptcy Litigation

Recognized by The Best Lawyers in America as its 2027 “Lawyer of the Year” for Litigation – Bankruptcy, Daniel R. Fogarty is a highly experienced bankruptcy and restructuring attorney who represents businesses, creditors, trustees, and other parties in complex bankruptcy matters, business disputes, and high-stakes litigation. He is known for combining sophisticated bankruptcy knowledge with practical, aggressive advocacy aimed at protecting his clients’ interests and achieving results in difficult and often rapidly evolving circumstances.

Mr. Fogarty has substantial experience leading companies through Chapter 11 reorganizations, including numerous successful cases involving businesses in real estate, manufacturing, healthcare, retail, software development, and other industries. He has also represented creditors and other stakeholders in significant Chapter 11 proceedings throughout the country, as well as debtors, trustees, and other parties in Chapter 7 cases and out-of-court restructurings and workouts. His experience includes successful Subchapter V reorganizations and complex bankruptcy transactions and disputes.

A significant part of Mr. Fogarty’s practice involves bankruptcy litigation and contested matters. He represents clients in disputes arising from insolvency, creditor claims, the automatic stay, avoidance actions, asset sales, plan confirmation, fiduciary issues, and other matters requiring decisive advocacy in bankruptcy court. His litigation experience allows him to approach a bankruptcy case not simply as a restructuring exercise, but as a strategic legal dispute in which preserving leverage, challenging opposing claims, and positioning a client for the best possible outcome can be critical.

Before joining Stichter, Riedel, Blain & Postler, P.A. in 2006, Mr. Fogarty clerked for the United States Bankruptcy Court for the Middle District of Florida, Tampa Division, following his graduation magna cum laude from the University of Florida College of Law, where he was a member of the Order of the Coif and served on the Senior Editorial Board of the Florida Law Review.

Mr. Fogarty is Board Certified in Business Bankruptcy Law by the American Board of Certification, a distinction recognizing substantial experience and demonstrated proficiency in the field. He has been recognized by The Best Lawyers in America since 2018 in Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law and Litigation – Bankruptcy. In 2027, he was named Tampa’s Best Lawyers “Lawyer of the Year” for Litigation – Bankruptcy, an honor awarded to a single lawyer in a practice area and geographic market. He has also been recognized by Chambers and Partners for Bankruptcy/Restructuring and by Florida Super Lawyers, among other professional distinctions.

EDUCATION

- University of Notre Dame, Bachelor of Arts, History and Philosophy, Cum Laude
- University of Florida, Juris Doctor, Magna Cum Laude, Order of the Coif

BAR ADMISSIONS

- United States District Court, Middle District of Florida
- United States District Court, Northern District of Florida
- United States District Court, Southern District of Florida



HONORS AND DISTINCTIONS

- Board Certified in Business Bankruptcy Law by the American Board of Certification
- Rated "AV" (highest rating) by Martindale-Hubbell Law Directory
- Listed as Florida "Rising Star," in the area of bankruptcy/insolvency practice in "Florida Super Lawyers" 2009 - 2018, editions.
- Listed, Florida Super Lawyers, 2021 - 2026
- Listed, Florida's Legal Elite, 2017 - 2022, and "Up & Comers" category 2013 - 2016 Florida Trend Magazine
- Listed by Chambers and Partners, "America's Leading Lawyers for Business" in the area of Bankruptcy/Restructuring
- Listed, Best Lawyers in America since 2018
- Listed, Best Lawyers 2027 Lawyer of the Year - Tampa, FL, in the area of Bankruptcy and Litigation
- Law Clerk, United States Bankruptcy Court for the Middle District of Florida, Tampa Division
- Internship: Honorable Paul M. Glenn, Chief Bankruptcy Judge, United States Bankruptcy Court, Middle District of Florida
- Selected a Member of National Conference of Bankruptcy Judges Next Generation Program
- Selected a member of the International Insolvency Association Next Generation Program
- Florida Law Review: Senior Editorial Board
- Book Awards: Torts, Income Tax, Secured Transactions

MEMBERSHIPS AND COMMUNITY INVOLVEMENT

- Officer (Secretary), Tampa Bay Bankruptcy Bar Association
- Member, Hillsborough County Bar Association
- Member, American Bankruptcy Institute
- Member, Florida Bar Business Law Section

SPEAKING ENGAGEMENTS

- What Does The Dog Do When It Catches The Car? - Post Confirmation Issues Including Jurisdiction, Panelist, Tampa Bay Bankruptcy Bar Association, November 12, 2024
- Keeping Your Flies Out of the Ointment: Strategies for the Sticky Stuff, Panelist, N.D. Fla. Bankr. Bar Assoc. Annual Seminar March 2025
- Bankruptcy, Intellectual Property and SCOTUS Statutory Interpretation, Panelist, Federal Bar Association webinar, February 19, 2020
- Intellectual Property and Bankruptcy After Mission Products, Panelist, Tampa Bay Bankruptcy Bar Association, October 2019
- E-Discovery and Bankruptcy: What You Need to Know, Panelist, Central Florida Bankruptcy Law Association Annual Seminar, May 2018
- Determining when a "Claim" Arises Under the Bankruptcy Code, Panelist, Central Florida Bankruptcy Law Association Annual Seminar, May 2017
- Perspectives on Bankruptcy Mediations Commercial and Consumer, Moderator, Tampa Bay Bankruptcy Bar Association, December 2016
- The Intersection of Health Care Law and Bankruptcy, Panelist, Tampa Bay Bankruptcy Bar Association, November 2015



PUBLICATIONS

- Second Circuit Rules Section 546(e) Safe Harbor Preempts Creditors' State Law Claims – The Cramdown 2016
- Co-author with Susan Heath Sharp, The Federal Lawyer Magazine, "Stop! Do Not Pass Go, Do Not Collect \$200" – Primer on the Automatic Stay for Non-Bankruptcy Practitioners, May 2017
- Stern, Sharif, and the Purple Elephant – The Cramdown, Winter 2015
- May a Debtor Coming to the Bankruptcy Table Eat Smorgasbord, or Must the Debtor Eat the Entire Meal?, Cramdown (Spring 2015) (coauthored)
- Spoliation of Electronic Information: In re Quintus Corp. by Daniel R. Fogarty April 2007

REPRESENTATION

Mr. Fogarty has headed up or has an active involvement in the firm's representation of:

- Scrub Island Development Group, Ltd.
- Biovest Pharmaceuticals, Inc. (Bio-tech company)
- Phil's Cake Box Bakeries, Inc. (d/b/a Alessi Bakery)
- Bates Properties, Inc. (co-tenant of 2000 acre development in Pasco County, Florida)
- Creditors in In re Fundamental Long Term Care, Inc.
- Teamwork Retail, LLC (software development company)
- Teewinot Life Sciences Corp. (Pharmaceutical company)
- Inpatient Care Management Company, LLC (surgical practice management)

LOCATIONS

TAMPA

110 E. Madison St., Suite 200,
Tampa, FL 33602-4700
(813) 229-0144

PENSACOLA

3 W Garden St., Suite 606,
Pensacola, Florida 35202
(850) 637-1836

PANAMA CITY

430 West 5th St., Suite 400,
Panama City, Florida 32401
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