

---

# The Proper Role of an Examiner in Chapter 11 Cases

**Richard J. Davis, Hon. Arthur J. Gonzalez (ret.), Allen Pfeiffer and Jeffrey Rothleder**

**Moderated by:  
Andrew Goldman**



What is an examiner  
and what powers do  
examiners have under  
the Bankruptcy Code?

# What is an examiner?

---

An independent third party appointed by a bankruptcy court to act as an investigator and reporter, review certain aspects of the debtor's business and conduct and facilitate reorganization efforts, but not to manage or take control of the business or to undertake affirmative litigation as would a trustee

## **An examiner can benefit a bankruptcy case by:**

- Evaluating whether there is a meaningful chance of reorganization
- Reducing time and money spent by multiple investigations
- Providing an independent, impartial view on critical issues
- Diffusing tensions between parties

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](http://utcle.org/elibrary)

Title search: The Proper Role of an Examiner in Chapter 11 Cases

Also available as part of the eCourse

[2017 VALCON eConference](#)

First appeared as part of the conference materials for the  
2017 VALCON session

"The Proper Role of an Examiner in Chapter 11 Cases"