

# Patrick M. Costello

## AFFILIATED COUNSEL

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### EDUCATION

University of California, Hastings (J.D.); University of Chicago (B.A. *cum laude*)

### BAR ADMISSION

California; United States District Court, Northern, Eastern, and Central Districts of California; United States Court of Appeal, Ninth Circuit Court of Appeals

### SUMMARY

Patrick M. Costello practices law with Vectis Law Group. Mr. Costello has practiced law for over 25 years, primarily in the areas of insolvency, bankruptcy, creditors' rights, workouts, secured transactions, and commercial law. He has represented debtors, creditors, trustees, creditors' committees, purchasers, licensors, licensees, non-institutional lenders, officers, boards of directors and investors in bankruptcies, out-of-court workouts, assignments for benefit of creditors, dissolutions and a broad range of highly leveraged and distressed transactions with an emphasis on IP centric companies in transactions ranging from small start-ups to billion dollar transactions. Mr. Costello has counseled directors, senior management, investors, and creditors concerning potential duties and liabilities to creditors and/or the corporation in the "zone of insolvency" and has advised and represented such parties in state and federal court litigation concerning their conduct in distressed circumstances. He has successfully represented members of management in appeals before the Ninth Circuit.

Mr. Costello has lectured on a range of bankruptcy and insolvency issues before bar associations, corporate law firms and trade groups, and has been a guest lecturer at Santa Clara Law School and the University of California Haas School of Business. He has served on the Insolvency Law Committee of the Business Law Section of the State Bar of California and as a co-chair of the UCC Committee of the Business Law Section of the State Bar of California. Mr. Costello has co-authored "Technology Licensing: Protecting Licenses Against the Risk of the Licensor's Insolvency" in the California Business Law Practitioner, Vol. III, No. 2, Spring 1988; "New Bankruptcy Code Section 365(n): Limited Comfort for the Technology Licensee" in California Business Law Reporter, Vol. X, No. 5, January 1989; "Intellectual Property Licenses After the Enactment of Special Legislation: Limited Security" in Business Law News, Vol. 11, No. 3, Winter 1989; and "Now That the Tide Has Turned: The Impact of Bankruptcy on Customers of Technology Licensors and Service Providers" in Technology Access Report, (January 2002).