



Monroe "Mike" Kelly, III

Partner

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Mike Kelly has more than 25 years of experience in the representation of commercial banks and other financial institutions, with extensive involvement in commercial and real estate loan documentation, asset based lending, automotive dealer finance, letters of credit, problem loan workouts, creditors' rights, bankruptcies, reorganizations, lender liability litigation, bank operations and deposit and collection procedures. He also has extensive experience in commercial real estate development, including golf course acquisition, operation and financing.

Mr. Kelly represents several national and regional companies in the financial services industry. He frequently speaks to loan officers of various banks and financial institutions on lending procedures and documentation, loan loss and lender liability avoidance, problem loan workout procedures, and bankruptcies and reorganizations.

Mr. Kelly is a member of the Virginia State Bar and its Business and Bankruptcy Law Sections. He is a member of the American, Virginia, Virginia Beach and Norfolk and Portsmouth Bar Associations. He is admitted to practice before the U.S. District Court, the U.S. Bankruptcy Court and the Fourth Circuit Court of Appeals.

Mr. Kelly is listed in *The Best Lawyers in America*® for Banking Law, Litigation - Banking and Finance, Bankruptcy and Creditor-Debtor Law and Real Estate Law (2008-present). In 2009 and 2012, *Best Lawyers*® named Mr. Kelly Norfolk's Banking & Finance Law "Lawyer of the Year." In 2018, *Best Lawyers*® named him Norfolk's Litigation - Banking and Finance "Lawyer of the Year." He has also been named to *Virginia Business* magazine's list of "Legal Elite" (2008, 2010, 2013), recognized in *Virginia Super Lawyers* magazine (2013-present) and listed as one of the Top Lawyers of Coastal Virginia by *CoVa Biz Magazine*. In addition, Martindale-Hubbell has rated Mr. Kelly an AV attorney, its highest rating available. He is a member of the United Way Keel Club and is past president of the Norfolk Forum and the Norfolk Yacht and Country Club.

Mr. Kelly received his Bachelor of Science degree from the United States Naval Academy. He received his Juris Doctor degree from the University of Virginia School of Law.

Practice Areas

- Transportation & Logistics
- Financial Services
- Bankruptcy & Creditors' Rights
- Real Estate
- Distressed Property Group
- Maritime
- Banking & Financial Services
- Community Banks
- Consumer Finance

Experience

- Represented national lender in multi-year, multi-court complex litigation. The representation began in state court with an action by the lender to take possession of new and used automobiles that served as collateral for "floor plan" lending. The auto dealer counter-sued and raised business tort claims. The state court case was dismissed and the dealer moved to federal court and asserted new causes of action on the same claims.

Education

- University of Virginia School of Law (J.D.), 1974
- U.S. Naval Academy (B.S.), 1967

Professional Affiliations

- American Bar Association
- Norfolk and Portsmouth Bar Association
- Virginia Bar Association
- Virginia Beach Bar Association
- Virginia State Bar - Business and Bankruptcy Law Sections

Awards

- Named Norfolk's Litigation - Banking & Finance "Lawyer of the Year" by *Best Lawyers*® (2018)
- Named Norfolk's Banking & Finance "Lawyer of the Year" by *Best Lawyers*® (2009, 2012)
- Listed in *The Best Lawyers in America*® - Banking & Finance Law, Litigation - Banking and Finance, Bankruptcy & Creditor-Debtor Right/Insolvency & Reorganization Law, Banking & Finance

Litigation, Real Estate Law (2008-present)

- Listed in *Virginia Super Lawyers* magazine (2013-present)
- Listed in *Virginia Business* magazine's "Legal Elite" (2008, 2010, 2013)
- Listed as one of the Top Lawyers of Coastal Virginia by *CoVa Biz Magazine* (2017-present)