

Malcolm C. Lindquist

Shareholder
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Areas of Practice

Malcolm Lindquist is chair of Lane Powell's Financial Institutions Industry Team and concentrates his practice on commercial finance, equipment leasing, mergers, acquisitions and the Uniform Commercial Code. His practice includes the documentation of complex loan transactions, lease transaction and sales of portfolios of leases and loans. Malcolm also has extensive experience representing lenders in loan enforcement actions, bankruptcy proceedings, receiverships and out of court workouts. In 2004, he was inducted into the American College of Commercial Finance Lawyers as its first fellow from the state of Washington. Malcolm is an elected member of the American Law Institute.

Admitted to Practice

Washington
U.S. District Court, Eastern and Western Districts of Washington

Academics

Seattle University School of Law (J.D., 1979)
University of Washington, Classics (B.A., 1972)

Practice Group and Specialty Team Memberships

Chair, Lane Powell Financial Institutions Industry Team
Canada Practice
Corporate Finance and Securities
Mergers and Acquisitions
Bankruptcy and Creditors' Rights
Litigation
Native American Affairs

Publications

"Banks' Challenges Aid Law Firm Practices," *Portland Business Journal*, September 16, 2011 (Quoted)
"Today's Hot Law Firm Practice — Banking and Finance," *Puget Sound Business Journal*, August 26, 2011 (Quoted)
"Proposal Letters and Commitment Letters," a chapter in *The Executive's Guide to Lease Documentation*, Equipment Leasing and Finance Association, April 2008
"Lease vs. Secured Transaction: What's the Difference?" *Business Law Section Newsletter*, Washington State Bar Association, June 2004 (Co-author)
"Default and Enforcement of Security Interests," Chapter 14 of the *UCC Revised Article 9 Deskbook*, Washington State Bar Association, June 2003

Speaking Engagements

- “Commercial Law Developments,” Lane Powell Seminar, Seattle, December 15, 2011
- “Recent Developments Under Article 9 of the Uniform Commercial Code,” ELFA Legal Forum, May 2008
- Panel Presentation on NorVergence Lease Provisions and related UCC Issues, ELA Legal Forum, April 2006
- Third Episode of “Wheel Of Misfortune,” Issues Confronting Secured Creditors in Bankruptcy, Northwest Bankruptcy Institute, April 2006
- “NorVergence, the Saga Continues,” ABA Annual Meeting, August 2005
- Sequel to “Wheel of Misfortune,” Spring Meeting of the ABA Business Law Section, April 2005
- Game Show Host “Wheel of Misfortune” Issues Confronting Secured Creditors, CFA Annual Convention, November 2004
- “True Lease vs. Security Interest: A Distinction with a Real Difference to You and Your Clients,” 2004 ABA Annual Convention, August 2004
- “Impact of Revised Article 9 on Bankruptcy,” Sterling Education Services, January 2004
- “Enforcement of Security Interests under Revised Article 9,” WSBA Creditor/Debtor Section, December 2003
- “Introducing the UCC Revised Article 9 Deskbook,” WSBA, June 2003
- Moderator, “Disposition of Collateral under Revised Article 9,” ELA Legal Forum, May 2003
- “Current Issues in Sales and Foreclosures and Enforcement of Remedies Under Revised Article 9,” CFSC Fall Meeting/CFA Annual Convention, November 2002
- “Revised Article 9, Scope and Perfection of Security Interests,” Joint Eastern/Western Bankruptcy Judges Conference, September 2002
- Panel, “Hot Topics in Bankruptcy Law for Commercial Finance Lawyers,” ACFA Annual CLE, June 2002
- “Enforcement of Security Interest under Revised Article 9,” ELA Legal Forum, May 2002

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Awards and Honors

- Named as a “Washington Super Lawyer,” *Super Lawyers* magazine, Banking, 2011
- Peer Review Rated “AV” in Martindale-Hubbell
- Named as one of *The Best Lawyers in America*®, Banking and Finance, 2012

Professional and Community Activities

- Elected Member, American Law Institute
- American College of Commercial Finance Lawyers (<http://www.accfl.com>)
- Inducted as Washington’s first fellow in March 2004
- Board of Regents (2006-Present)
- Advisory Board, Gonzaga School of Law Commercial Law Center

Member, Pierce County Bar Association
Member, Washington State Bar Association
 Creditor-Debtor Section
 Executive Committee (1982-1983)
 Section Chairperson (1984-1986)
 Business Law Section
 Co-Chair, U.C.C. Committee
 Article 2A Subcommittee (1991-1993)
 Article 6 Subcommittee (1992-1993)
 Revised Article 9 Subcommittee (1999-2001)
 Co-Chair, Articles 2 & 2A Revision Review Subcommittee (2004)
Continuing Legal Education Committee (1988-1991)
Mandatory Continuing Legal Education Board (1992-1995)
 Board Chairperson (1994-1995)
Member, American Bar Association
 Business Law Section
 Business Bankruptcy Committee
 Programs and Publications Subcommittee
 Commercial Finance Services Committee
 Former Chair, Secured Lending Subcommittee
 U.C.C. Committee
 Equipment Leasing Subcommittee
Equipment Leasing Association
 Legal Committee (2001-2003)
 U.C.C. Subcommittee Chair (2002)
 Equipment Leasing Today
 Editorial Subcommittee Chairperson (2003)
 Motor Vehicle Subcommittee (March 2006-Present)
Tacoma Art Museum
 Board of Trustees (1992-1998)
 Board Secretary (1998)
 Night Tacoma Danced Activities Counsel (1988-1991)
 Event Co-Chair (1991)
Tacoma Community College Wine Festival
 Festival Co-Chair (1992 and 1993)
Rebuilding Together South Sound Corporate Counsel and Project Volunteer (2001-present)
Member, Board of Advisors to the Commercial Law Center of the Gonzaga School of Law