



## Timothy Crisp

Partner

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**Tim brings sophisticated commercial finance expertise to advise a broad spectrum of lenders and borrowers.**

**Specialized Commercial Lending:** Tim counsels banks, finance companies, servicers, private equity sponsors, and company borrowers to structure, document, close, and secure commercial, asset-based, agricultural and real estate loans, equipment leases, factoring arrangements, and other financial accommodations. He also represents card issuers and companies to negotiate corporate credit card programs.

**Federal and State Regulatory Compliance:** Tim assists clients to navigate the labyrinth of federal and state regulatory requirements to create and maintain compliant lending practices. He advises banks, consumer finance companies, lessors, servicers, fintech companies, money transmitters, debt collection agencies, merchants, and other businesses.

Tim also counsels clients who face regulatory compliance examinations and government investigations, including subpoenas and civil investigative demands.

Tim serves as the Administrative Partner for Holland & Hart's office in Santa Fe.

Before joining Holland & Hart, Tim was a partner at Foley & Lardner and Michael Best & Friedrich.

### EXPERIENCE

#### Federal and State Regulatory Compliance:

- Licensure and registration requirements
- Changes of control
- Prepare and modify compliant advertisements and solicitations
- Consumer-facing disclosures and documents

### PRACTICES

Corporate  
Finance  
Commercial and Industrial Finance  
Distressed Assets  
Consumer Finance  
International Services  
Cross-Border Solutions

### INDUSTRIES

Outdoor Recreation  
Financial Institutions

### EDUCATION

Duke University School of Law, J.D.,  
1990  
Co-founder, *Duke Journal of  
Comparative & International Law*  
Articles Editor, *Duke International and  
Comparative Law Annual* (now *Duke  
Journal of Comparative and International  
Law*)  
Jenny Ferrara Scholar  
Yale University, B.A., 1987

### BAR ADMISSIONS

Colorado  
Utah  
New Mexico  
Idaho  
Illinois  
Oregon  
Wisconsin

### COURT ADMISSIONS

U.S. District Court for the Eastern District  
of Wisconsin  
U.S. District Court for the Western District  
of Wisconsin

- Electronic contracting
- Compliance policies

### **Regulation of Consumer Financial Services and Payment Systems**

- Truth in Lending Act
- Federal Trade Commission Act
- Electronic Funds Transfer Act
- Consumer Leasing Act
- Dodd-Frank Consumer Protection Act of 2010 (including UDAAP)
- Fair Credit Reporting Act
- Fair Debt Collection Practices Act
- Servicemembers Civil Relief Act
- Military Lending Act
- Equal Credit Opportunity Act
- Gramm-Leach-Bliley Act
- VISA and MasterCard network operating regulations
- NACHA and other payment systems operating rules
- USA PATRIOT Act
- Usury laws
- Home solicitation laws
- Money transmission services laws
- Gift cards and prepaid card laws

### **Transactional Representation of Lenders**

- Senior, mezzanine, and subordinated credit facilities
- Local counsel legal opinions for financing and note issuance
- Equipment leases
- Factoring and asset-based lending

### **Loan Workouts and Restructuring**

- Loan Restructuring
- Collateral Liquidation
- Article 9 sales of distressed assets

### **PUBLICATIONS**

"There's A New Banker in Town for Silicon Valley Bank and Signature Bank," *Holland & Hart Client Alert*, Co-Author, 03/16/2023

"What's Happening with Silicon Valley Bank and Signature Bank? Answers to Fundamental Questions," *Holland & Hart Client Alert*, Co-Author,

03/13/2023

"Silicon Valley Bank Collapse: Navigating Risk and Implications," *Holland & Hart Client Alert*, Co-Author, 03/12/2023

"Goodbye Shareholder Anonymity, Hello Transparency," *Holland & Hart Client Alert*, 12/09/2021

"Crypto, DeFi, and Money Transmitter Laws: Navigating the Maze," *Holland & Hart News Update*, Co-Author, 06/17/2021

"Congress Passes New Coronavirus Relief for Businesses, Nonprofits, and Families," *Holland & Hart News Update*, 12/23/2020

"Is Now a Good Time to Acquire a Business? Opportunities and Risks for Buyers in the Era of COVID-19," *Holland & Hart News Update*, 07/29/2020

"Paycheck Protection Program Flexibility Act Brings (Mostly) Welcome Changes to PPP Loans," *Holland & Hart News Update*, Co-Author, 06/06/2020

"PPP Loan Forgiveness: How to Apply and How it Works," *Holland & Hart News Update*, 05/19/2020

"SBA Extends Safe Harbor Period to Repay Paycheck Protection Program Loans Without Certification Risk," *Holland & Hart News Update*, 05/06/2020

"Federal Reserve's Main Street Lending Program offers Liquidity to Small and Medium-Sized Businesses," *Holland & Hart News Update*, 05/06/2020

"Tax Consequences of PPP Loan Forgiveness," *Holland & Hart News Update*, 05/01/2020

"Shifting Sands: SBA Issues New Guidance on Paycheck Protection Program Loans," *Holland & Hart News Update*, 04/24/2020

"Paycheck Protection Program: Eligibility and Affiliation Rules," *Holland & Hart News Update*, Co-Author, 04/09/2020

"Paycheck Protection Program: Critical Changes," *Holland & Hart News Update*, Co-Author, 04/03/2020

"CARES Act Update: How the \$2.2 Trillion Relief Impacts Businesses and Employers," *Holland & Hart News Update*, Co-Author, 03/27/2020

"RELIEF FOR SMALL BUSINESSES: Paycheck Protection/Economic Injury Disaster," *Holland & Hart News Update*, Co-Author, 03/27/2020

"The Main Street New Loan Facility and Main Street Expanded Loan Facility," *Holland & Hart Coronavirus Resource Site*, March 2020

## **SPEAKING ENGAGEMENTS**

"COVID-19 'Return to Work' Considerations from a Business Law Perspective," *The Association of Corporate Counsel Colorado Chapter*, 05/20/2020

"FFCRA and the CARES Act," *Associated Builders and Contractors of Utah Webinar*, 04/09/2020

## MEMBERSHIPS AND AFFILIATIONS

- Atalaya Search and Rescue, Member
- Santa Fe Business Incubator, Advisory Board Member
- Special Investigative Panel, Wisconsin Supreme Court Office of Lawyer Regulation, 2015-2019
- Forward Theater Company, Board of Directors, 2016-2019
- Junior Achievement of Wisconsin, Dane/Rock Counties Chapter, Board of Directors, 2014-2017
- American Players Theatre, Board of Directors, 2005-2011
- Dane County Foreclosure Mediation Project, Volunteer mediator, 2011-2015
- State Bar of Wisconsin, Committee on Standard Forms of Legal Opinions, 1999-2001

## RECOGNITION

- *Chambers USA: America's Leading Lawyers for Business*, Banking and Finance, 2016-2019; Corporate/Commercial, 2020
- *The Best Lawyers in America*® Lawyer of the Year, Corporate Law – Santa Fe, 2020, 2023
- *The Best Lawyers in America*® Lawyer of the Year, Litigation – Banking and Finance – Madison, 2018
- *The Best Lawyers in America*® Lawyer of the Year, Banking and Finance Law - Madison, 2013; Santa Fe, 2021
- *The Best Lawyers in America*® Corporate Law, 2012-2023; Banking and Finance Law, Commercial Litigation, Equipment Finance Law, 2013-2023; Litigation – Banking and Finance, 2017-2023
- Wisconsin Super Lawyers®, 2007-2008
- "Transaction of the Year" 2007, Turnaround Management Association, Lead Attorney
- "Large Transaction of the Year Award" 2007, Turnaround Management Association Chicago/Midwest Chapter, Lead Attorney
- "Out-of-Court Restructuring of the Year Award" 2008, *The M&A Advisor*, Lead Attorney
- "Non-Chapter 11 Deal of the Year Award" 2007, *The M&A Advisor*, Lead Attorney
- "Community Impact Deal of the Year Award" 2007, *The M&A Advisor*, Lead Attorney
- Martindale-Hubbell®, AV Rating

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## PROFESSIONAL AND CIVIC AFFILIATIONS

- American Bar Association, Member
- Utah State Bar, Member
- State Bar of New Mexico, Member
- State Bar of Wisconsin, Member
- Oregon State Bar, Member