

**PUBLICATIONS**

## **Notice Requirement Clarified for Successor Liability Protection in Chapter 11 Asset Sale Orders**

**The Bankruptcy Strategist**

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A bankruptcy court's asset sale order limiting specific pre-bankruptcy product liability claims required prior "actual or direct mail notice" to claimants when the debtor "knew or reasonably should have known about the claims," held the U.S. Court of Appeals for the Second Circuit on July 13, 2016. *In re Motors Liquidation Co.*, 2016 U.S. App. LEXIS 12848, \*46-47 (2d Cir. July 13, 2016). In this article, of counsel Michael Cook discusses the Second Circuit's decision to implement a notice requirement for debtors.

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