



M. Kevin McCarrell

Partner

kmccarrell@foxrothschild.com



Greenville, SC

Tel: 864.751.7652

Fax: 864.751.7800

Kevin is certified by the Supreme Court of South Carolina as a Specialist in Bankruptcy and Debtor-Creditor Law.

He is member of the firm's Financial Restructuring & Bankruptcy group, focusing on bankruptcy, commercial and real estate litigation with an emphasis on creditors' rights, construction and landlord-tenant matters.

In the bankruptcy realm, Kevin has experience representing both creditors and debtors, as well as other interested parties in all aspects of bankruptcy, including bankruptcy litigation such as preference or fraudulent transfer claims, contested sales and contested stay relief matters.

Kevin represents banks, trade creditors (including in the health care, transportation and agriculture industries) and other financial services companies in workouts, mortgage foreclosures and debt collection matters in which creditors are seeking to recover on troubled assets or seeking to recover under conversion or fraud theories. He also represents creditors and others in defending lender liability actions and consumer suits, including FDCPA, FCRA, and other federal and state consumer protection laws.

Kevin represents businesses in a variety of contract disputes and business torts including veil piercing or alter ego actions, breach of fiduciary duty actions, successor liability actions and unfair trade practices actions.

In addition, Kevin's practice involves real estate litigation, with a focus on landlord-tenant eviction and collection matters. He also has extensive experience in foreclosures and title defects, including quiet title, reformation, and similar types of actions.

Services

- Financial Restructuring & Bankruptcy
- Financial Services Industry
- Litigation
- Real Estate
- Transportation & Logistics
- Title Insurance
- Construction

Before Fox Rothschild

Kevin was a partner at Smith Moore Leatherwood LLP, which combined with Fox Rothschild in 2018.

Beyond Fox Rothschild

In 2021, the South Carolina Supreme Court appointed Kevin to a three-year term on its Bankruptcy and Debtor-Creditor Law Specialization Advisory Board. Kevin was invited to serve as an associate member of the inaugural group of the J. Bratton Davis Bankruptcy American Inn of Court in 2018.

Kevin is a member of Leadership Charleston Class 53 and a member of Leadership Greenville Class 43. He previously served on the board of Compass of Carolina, a nonprofit counseling agency. He also previously served as both a loaned executive and office campaign coordinator for the Greenville County United Way.

Kevin was selected as an honoree for *Greenville Business Magazine's* 2016 Best & Brightest, as well as *South Carolina Lawyers Weekly's* 2017 Leadership in Law. He co-chaired the 2016 and 2017 South Carolina Bankruptcy Law Annual Seminar, and was appointed by the South Carolina Bankruptcy Court to serve on the 2017 Advisory Committee on Local Rules and Practice. He was also awarded the "very prestigious" *Good Egg Award* by his colleagues at Smith Moore Leatherwood in 2011.

Bar Admissions

- South Carolina

Court Admissions

- U.S. Supreme Court
- U.S. Bankruptcy Court, District of South Carolina
- U.S. District Court, District of South Carolina
- U.S. Court of Appeals, Fourth Circuit

Education

- University of South Carolina School of Law (J.D., *cum laude*, 2008)
- University of South Carolina, Moore School of Business (B.S., *with honors*, 2005)
 - Finance and Economics

Memberships

- Leadership Charleston
 - Class of 2026
- J.Bratton Davis Bankruptcy Inn of Court
 - Treasurer (2021-2024)
- South Carolina Supreme Court
 - Member, Bankruptcy and Debtor-Creditor Law Specialization Advisory Board
- U.S. Bankruptcy Court, District of South Carolina
 - Member, Advisory Committee on Local Rules and Practice (2017)
- South Carolina Bankruptcy Law Association
 - Association Board of Directors, Member (2018-19)
 - Seminar Committee, Co-Chair (2016 and 2017 Seminars)

Accomplishments

Kevin is a "Double Gamecock," having received his juris doctorate, *cum laude*, from the University of South Carolina School of Law, and his bachelor's degree, *magna cum laude*, from the University of South Carolina Honors College's Darla Moore School of Business.

His academic honors include:

- Order of the Wig and Robe

- South Carolina Law Review, Research Editor
- CALI Awards in Civil Procedure II and Trusts & Estates

Honors & Awards

- Certified Specialist in Bankruptcy and Debtor-Creditor Law, South Carolina Supreme Court
- Selected to the "Best Lawyers in America" list for Commercial Litigation and Litigation - Real Estate in Greenville, SC by *Best Lawyers* (2021-2026)
- Recognized among the "Legal Elite" for Bankruptcy & Creditor's Rights (2016-2025), Bankruptcy & Debtor Rights (2022-2023), Business Litigation (2020-2022, 2024), Foreclosure (2015, 2022) and Banking & Finance (2021-2022) by *Greenville Business Magazine*
- South Carolina *Super Lawyers*, Rising Stars Edition, Listed Creditor Debtor Rights (2017-2023)
- *Greenville Business Magazine's* Best & Brightest (2016)
- *South Carolina Lawyers Weekly* "Leadership in Law," (2017)
- Leadership Greenville Class 43 (2016)
- *Good Egg Award* by his colleagues at SML (2011)