

People



Eduardo S. Espinosa

Partner, Fraud and Recovery

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Eduardo Espinosa is an experienced court-appointed fiduciary frequently recommended by regulators to serve in proceedings where there is concern that alleged fraudsters will dissipate the remaining assets. A former enforcement lawyer with the U.S. Securities and Exchange Commission (SEC), Eddy has served as either the receiver, receiver's counsel, or trustee, in various federal and state proceedings in the life settlement sector, fraudulent securities offerings, EB-5 offerings, and general commercial litigation. In addition to his fraud and recovery practice, Eddy advises clients on the legal and regulatory aspects of their commercial and transactional opportunities. His practice covers an enterprise's entire lifecycle, including formation, capitalization, governance, domestic and international transactions, mergers and acquisitions, reporting requirements, and regulatory enforcement. Eddy serves on the board of the Dallas Hispanic Law Foundation.

Eddy concentrates his transactional practice in M&A, securities regulation, and corporate governance. Eddy represents buyers and sellers in energy, telecommunications, healthcare, food, real estate services, manufacturing, and financial services sectors. He has advised issuers, underwriters, broker dealers, investment advisers and investment companies regarding securities offerings and regulatory compliance matters; and has represented market participants before the SEC, the Texas State Securities Board and the Financial Industry regulatory Authority (FINRA). He complements his legal skills with a Master in Business Administration and a prior career in managerial accounting. Eddy's ability to analyze situations from multiple legal and business perspectives enables him to craft pragmatic, often novel, solutions that are designed to maximize value and promote dispute avoidance/resolution.

Notable Work

Insolvency: Appointed as the trustee of the Life Partners Position Holder Trust, which was created by the plan of re-organization of Life Partners, Inc. As of the confirmation date, LPI had a portfolio of 3,000+ life insurance policies in which it had sold more than

Areas of Experience

Fraud and Recovery
SEC Receiverships and Ponzi Schemes
Bankruptcy and Reorganization
Corporate
M&A and Private Equity
Data Centers and Digital Infrastructure

Education

J.D., Tulane University Law School, 1995
M.B.A., Tulane University, 1995
B.B.A., University of Texas at Austin, 1987

Admissions

Bars

Texas
Louisiana

Courts

U.S. District Court, Northern District of Texas

Languages

Spanish

Related Content

Eduardo Espinosa, Michael Napoli, and Austin Ownbey to Present on Cannabis and the Securities Regulator
March 05, 2025

Eduardo Espinosa to Moderate Regulatory Panel at NAFER's Annual Conference
October 28, 2024

Eduardo Espinosa and Michael Napoli to Speak on the Role of Receivers in Recovering Assets for Investors

100,000 interests to 22,000 investors. The Position Holder Trust holds all of the policies and is responsible for maintaining them for the benefit of the investors. The investors hold a variety of interests including interests in the Trust itself, interests in specific policies held by the Trust and notes issued by the Trust. www.lpi-pht.com

Securities Fraud: Receiver over an \$82 million securities fraud involving the sale of fractionalized life settlements and their derivatives. The assets' liquidation value was approximately \$0.40 per dollar invested. We reorganized the assets increasing the expected net distributable cash to \$1.00 per dollar.

EB-5 Fraud: Receiver over an \$13 million securities fraud arising out of material misrepresentations made by an EB-5 Regional Center and its affiliated entities.

Ancillary Receivership: Ancillary receiver to a Washington State receiver in connection with the liquidation of a 137 acre tract of land in Harris County, Texas.

Equipment Manufacturer Sale: Represented client in the \$75.6 million sale of drilling/logging equipment designer and manufacturer.

Home Health Acquisition: Represented client in \$76 million acquisition of home healthcare organization.

Energy Sector: Represented client in the sale of various oil field salt water hauler/disposal enterprises with an aggregate value of approximately \$20 million.

Commercial Landscape Firm: Represented client in the \$12.5 million sale of a commercial landscape firm.

Energy Sector: Represented client in the \$8.3 million sale of a water recycling business in the Marsalis Shale oil field services industry.

Financial Services Sector: Represented investment company founder in the redemption of interest of \$4.5 million.

Insurance Sector: Represented founder of an insurance services company in the redemption of \$2.7 million in shares.

Stock Sale: Represented client in \$2.2 million 338(h)(10) stock sale of a metal recycling business.

Asset Acquisition: Represented client in the \$1.75 million acquisition of educational systems consultant's assets.

Cross-Border Acquisition: Represented purchaser in a U.S./Mexico cross-border acquisition in the manufacturing industry.

Activist Investor: Represented activist investor regarding acquisition thresholds, group participation, and relevant reporting obligations.

Foreign Exchange Fund: Represented a \$5 million foreign exchange fund against allegations of securities fraud and a receivership action brought by the State of Texas.

Marketing Company: Represented a marketing company regarding the SEC's allegations of a \$22 million market manipulation.

Affiliations

- Akerman Foundation, Board of Directors, 2025
- National Association of Federal Equity Receivers (NAFER), Board Member, 2022-2024
- Dallas Hispanic Law Foundation, Board Member, 2017-2023
- State Bar of Texas
- Louisiana State Bar
- Dallas Bar Association
- National Association of Federal Equity Receivers
- Association for Corporate Growth
- Hispanic National Bar Association
- National Society of Hispanic Masters of Business Administration

Published Work and Lectures

- North American Securities Administrators Association, 2025 Enforcement Training, Speaker, “Cannabis and the Securities Regulator,” March 5, 2025
- National Association of Federal Equity Receivers 13th Annual Conference, Moderator, Regulatory Panel, October 28, 2024
- North American Securities Administrators Association, 2024 Enforcement Training, Speaker, “Understanding the Role of Receivers in Recovering Assets for Investors,” March 6, 2024
- National Association of Federal Equity Receivers Regional Meeting, Moderator, “What to Expect from the Agency-Receiver Relationship,” May 4, 2022
- ABA Section of Litigation Professional Liability Litigation Committee, Panelist, “Receiver Litigation: Through the Looking Glass, Smoke Filled Rooms, or Wild West?,” April 23, 2020
- National Association of Federal Equity Receivers Regional Education Series, Panelist, “Receiver Qualifications and Selections Process,” June 27, 2019
- Impact of the New Lease Accounting Standard Seminar, Panelist, “ASC 842’s Ripple Effects on Your Organization,” March 27, 2019
- *Pratt’s Journal of Bankruptcy Law*, Co-Author, “Fraudulent Transfers in the Ponzi Era,” September 2016
- *Pratt’s Journal of Bankruptcy Law*, Co-Author, “Through The Looking Glass: The Mechanical Misapplication of In Pari Delicto in Bankruptcy,” January 2016

Honors and Distinctions

- *Best Lawyers*, 2021-2025, Listed in Texas for Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law and Corporate Law
- 2022 *D Best Lawyer*, Listed in Dallas for Corporate Law: Mergers & Acquisitions