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HOW TO DETECT AND COMBAT FRAUDULENT DISMISSALS PRIOR TO BUSINESS INSOLVENCY

BANKRUPTCY LAW

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SUSPICIOUS TIMING OF THE DISMISSAL

Dismissals carried out just before filing for bankruptcy may be considered a maneuver to reduce labor liabilities. This temporal proximity is a relevant indicator for questioning their legality.

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SIMULATION OF ECONOMIC REASONS

If the company claims economic reasons without providing sufficient or coherent documentation, the dismissal may be considered fraudulent due to lack of real justification.

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VIOLATION OF LABOR RIGHTS

If the company claims economic reasons without providing sufficient or coherent documentation, the dismissal may be considered fraudulent due to lack of real justification.

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IMPACT ON BANKRUPTCY PROCEEDINGS

Fraudulent dismissals may affect the classification of the bankruptcy as culpable, involve administrator liability, and generate priority labor claims for the affected workers.

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