Our lawyers are in demand by business leaders, credit managers, financial advisors, institutional investors and restructuring professionals seeking a resourceful, aggressive, well-connected bankruptcy team. We understand how to reach a negotiated resolution yet have a strong track record at trial. We represent debtors, creditors' committees, individual and institutional stakeholders, and trustees in Chapter 11 proceedings throughout the United States.

A reorganization may be the most practical and promising strategy for a troubled company. We advise on prepackaged and renegotiated plans, which implement quick restructurings that might otherwise take years to complete. We also counsel debtors, creditors, and financial institutions in nonjudicial debt restructurings or workouts involving publicly and privately held companies.

In some instances, a business is not in distress but wishes to retire debt at a discount, restructure operations, or recapitalize. Our lawyers work with companies seeking creative techniques to achieve specific business goals to deal with these issues.

A company's fiscal difficulty affects various other parties, such as those who have provided loans, supplied goods and services, or invested capital. We represent official and unofficial creditors' committees and equity committees in diverse Chapter 11 and other insolvency matters. We collaborate with commercial and investment banks, savings institutions, mutual funds, pension funds and other financial firms in their management of troubled credit, or claims against companies in distress. Our lawyers also advise clients who are interested in buying assets from Chapter 11 debtors. We structure and secure bankruptcy court approval of debtor-in-possession financing, represent lenders in exploring and establishing these and other financing opportunities, and represent asset purchasers.

When appropriate, we consult with the firm's corporate and tax groups to structure transactions that minimize future complications and liability, and to avoid the domino effect that one bad deal can have on a company's overall well-being. We also advise on the significant bankruptcy aspects of various transactions, including commercial finance transactions, as well as on mergers, acquisitions, and divestitures of solvent, insolvent, and other highly leveraged companies. Our lawyers are involved in large and complex commercial, industrial, and residential real estate insolvencies, and they assist companies in emerging from bankruptcy with controlled environmental liabilities.

We also prosecute and defend all types of litigation related to bankruptcy proceedings. We are noted for representing the interests of shareholders, investors and consumers in class action litigation against corporate defendants that are in bankruptcy.

Whether defrauded institutional investors, individual investors, state, local and union employee pension and benefit funds, investment managers or consumers in some of the largest and most significant Chapter 11 cases, we understand the nuances and pitfalls facing such claimants in a bankruptcy context. Such representation helps protect a class of creditors that generally receives little or no recovery in Chapter 11 reorganizations or liquidations.

**EXPERIENCE**

**Representative Creditors' Committees**

- Borders Bookstores
- Bumble Bee
- Coldwater Creek
- Crumbs Bake Shop
- CST Industries
- Draw Another Circle (Hastings Entertainment)
- Exide Technologies
- Fred's
- Gander Mountain
- Gibson Guitar
- Gulf Chemical & Metallurgical
- Horsehead Holding
- Hygea
- Liberty Medical Supply
- Lily Robotics
Mission Coal
> Modell’s Sporting Goods
> Murray Metallurgical Coal
> New England Motor Freight
> Noranda Aluminum
> Orchids Paper
> ONE Aviation
> SportCo
> Standard Register
> Taylor Wharton International
> Verso-NewPage
> Vitamin World
> Xtera Communications
> Yueting (YT) Jia

**Representative Debtors**
> Aceto Corporation
> Big M (Mandee, Annie Sez)
> Binder & Binder
> Coach America
> ConnectEDU
> Dots Stores
> Duro Dyne National Corp.
> Earth Color Printing
> East Orange General Hospital
> Frank Theatres
> Frank W. Kerr
> Hollister Construction Services
> Love Culture Stores
> Mountain Creek Resort
> New Century Transportation
> New York City Opera

**Other Representations**
> Archer Daniels Midland: creditors’ rights counsel to company
> Bristol-Myers Squibb: creditors’ rights counsel to company
> Cambridge Analytica: counsel to data breach plaintiffs
> Hanjin Shipping: counsel to several container companies, terminal operators, and railway carrier
> Imerys: creditors’ rights counsel to company
> Insys Therapeutics: Bankruptcy counsel to securities plaintiff
> Marvel Comics: counsel to litigation trustee
> Penguin Random House: creditors’ rights counsel to company
> PG&E Corporation: Bankruptcy counsel to securities plaintiff
> Think Finance: Bankruptcy counsel to nationwide consumer borrower class

> Hygea Holdings Corp. Successfully negotiated formation of creditors’ trust, which includes various causes of action, five percent equity in the reorganized debtors, and funding for the trust. Hygea owned multiple medical practices and asserted approximately $200 million in debt.

HONORS & AWARDS

> The Best Lawyers in America (2012-2020)
  Recognized for work in Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law

> Chambers USA: America’s Leading Lawyers for Business (2009-2020)
  Recognized for work in Bankruptcy/Restructuring

> Super Lawyers (2005-2020)
  Recognized for work in Bankruptcy: Business