



Mary E. Seymour

Partner

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Mary has a broad range of experience advising clients on bankruptcy and restructuring matters. Her practice involves all aspects of in-court and out-of-court restructuring of financially distressed businesses, including the representation of corporate debtors, official and unofficial creditors' committees, significant stakeholders, and third-party purchasers.

Mary recently represented Binder & Binder, the nation's largest Social Security and veterans' disability advocacy firm, and 23 related entities in their Chapter 11 cases. She has been involved in numerous other high-profile Chapter 11 cases and out-of-court restructurings across a range of industries, including energy, communications, media, paper and printing, and transportation. Her current and recent clients include Binder & Binder (NY), Love Culture, Big M (parent company of Mande's and Annie Sez), Roomstore, American Community Newspapers, and Ponderosa Pine Energy Partners.

Mary also represents creditors' committees in numerous Chapter 11 cases, with a focus on identifying and obtaining value for general unsecured creditors. Recent committee representations include Taylor-Wharton Industrial, Holsted Marketing, Blitz U.S.A., Hayes Lemmerz, Lear Automotive, Marcal Paper Mills, and Ronson.

Mary also served as special counsel to the Hoboken Municipal Hospital Authority (the only municipal hospital authority in the state of New Jersey), leading a team from Lowenstein Sandler in the successful sale of the authority's assets and the resolution of a potential \$60 million bond default by the city of Hoboken.

HONORS & AWARDS

> **The M&A Advisor: THE M&A ADVISOR'S 14th ANNUAL TURNAROUND AWARDS (2019)**

Chapter 11 restructuring of M&G Chemicals named winner of "Cross-Border Restructuring of the Year"

Chapter 11 reorganization of New England Motor Freight (NEMF) named winner of "Restructuring of the Year (\$25M to \$50M)"

NEWS & INSIGHTS

Publications

> June 22, 2020

"A well-planned Chapter 11 can save a fleet," *Transport Dive*

Kenneth A. Rosen, Mary E. Seymour, Philip J. Gross

> April 1, 2020

"When Financial Stress Turns to Distress—Restructuring Tools to Avoid Disaster Parts 1 and 2: Chapter 11 Checklist and What Else Is in the Toolbox," *Bankruptcy & Restructuring Department*

Kenneth A. Rosen, , Jeffrey Cohen, Jeffrey D. Prol, Andrew Behlmann, Eric Chafetz, Joseph J. DiPasquale, Michael S. Etkin, Robert M. Hirsh, Wojciech F. Jung, Bruce S. Nathan, Mary E. Seymour

> March 20, 2020

"Critical Checklists for Business Owners and Management to Mitigate Risk of Financial Distress During the COVID-19 Crisis," *Bankruptcy & Restructuring Department*

Kenneth A. Rosen, , Jeffrey Cohen, Jeffrey D. Prol, Andrew Behlmann, Eric Chafetz, Joseph J. DiPasquale, Michael S. Etkin, Robert M. Hirsh, Wojciech F. Jung, Bruce S. Nathan, Mary E. Seymour

In the Media

> March 10, 2021

Lowenstein's representation of the Unsecured Creditors' Committee of Parent Company of Balducci's New York and Kings Food Markets in the confirmation of the Plan filed by the Debtors and approved by the court on February 22 is noted in the **Global Legal Chronicle** and **PBV Monitor**. The Lowenstein team was led by **Joseph J. DiPasquale, Mary E. Seymour, Kenneth A. Rosen,** and **Jennifer B. Kimble** and includes **Lowell A. Citron, Rachel Maimin, Jeremy D. Merkin,** and **Craig Dashiell**. **View Lowenstein's news announcement about this representation.**

- > September 10, 2020
Lowenstein's retention as counsel to the Official Committee of Unsecured Creditors in the Chapter 11 bankruptcy case of KB US Holdings Inc., the parent company of Balducci's New York and Kings Food Markets, and several affiliates, is noted in the **Global Legal Chronicle**. The Lowenstein team is led by **Kenneth A. Rosen, Mary E. Seymour, Joseph J. DiPasquale**, and **Jennifer B. Kimble** and includes **Rachel Maimin** and **Jeremy D. Merkin**. **View Lowenstein's news announcement about this retention.**
- > September 12; November 5, 2019
Law360, NBJIZ, and the **Global Legal Chronicle** highlight **Arielle Adler, Bruce Buechler, Joseph DiPasquale, Jennifer B. Kimble, Kenneth A. Rosen**, and **Mary E. Seymour** as debtor counsel to Hollister Construction Services' Chapter 11 bankruptcy proceedings. **View Lowenstein's news announcement about this representation.**
- > May 30, 2019
Mary E. Seymour, co-counsel for the Official Committee of Unsecured Creditors of Orchids Paper Products Company, is quoted in **Law360** regarding the company's proposed debtor-in-possession or DIP financing. Contesting the proposed DIP financing, the Committee raised concerns with the potential administrative insolvency of the cases and the budget for the proposed \$11 million DIP loan. The budget, filed in April, reflects outdated numbers and would leave nearly \$7 million of the DIP financing unused while leaving an estimated \$14.5 million of trade and vendor-related administrative expenses unpaid. Stated Seymour, "The budget that they're asking Your Honor to approve today is the budget that was prepared and filed on April 1- 60 days ago. It has [claim] assumptions in it, and it shows numbers that are not reflective of today." The judge labeled some of the provisions of the DIP financing as "misleading," which prompted the debtors and DIP lender to delay the final hearing until June 13.
- > March 15, 2019
Mary E. Seymour's recent article in **The Financial Manager** entitled "Social Media Sleuthing" is highlighted in **TVNewsCheck**. Seymour's article discusses the role that social media plays in the collections process, noting that collections personnel often utilize social media to verify customers' credit information. She explores some of the benefits and risks of reliance on social media to confirm personal information.
- > February 26, 2018
The **Global Legal Chronicle** highlights Lowenstein's being selected as legal counsel to handle the Chapter 11 bankruptcy proceedings of the Official Committee of Unsecured Creditors of Cenveo Inc. The article lists **Kenneth A. Rosen, Mary E. Seymour, Bruce D. Buechler, Bruce S. Nathan**, and **Eric Chafetz** as the Lowenstein team.
- > January 29, 2018
The **Global Legal Chronicle** lists **Mary E. Seymour** and **Andrew David Behlmann** as the leaders of the Lowenstein team serving as legal counsel in the Chapter 11 bankruptcy proceedings of the Official Committee of Unsecured Creditors of Windsor Marketing Group (WMG).

SPEAKING ENGAGEMENTS

- > Speaker, **Empty Boxes: Repurposing Real Estate Post-Bankruptcy**, 2019 Turnaround Management Association Regional Symposium, Atlantic City, NJ, June 6, 2019
- > Speaker, **2018 Media Credit Seminar - NYC**, BCCA; NMCP, New York, NY, October 25, 2018
- > **Contract Issues For the Media Credit Professional**, Hearst Credit Managers Summit 2018, Charlotte, NC, April 10, 2018
- > **The Retail Apocalypse and Its Impact on the Trade**, 2018 GAIN-PGI Educational Conference, San Francisco, CA, April 5, 2018
- > Presenter, **Contract Issues For the Media Credit Professional**, National Media Credit Professionals, New York, NY, March 15, 2018
- > Presenter, **The Impact of Increased Private Equity and Hedge Fund Activity on Creditors' Rights in the Chemical Industry: The New Normal?**, National Chemical Credit Association Annual Educational Conference, Scottsdale, AZ, February 22, 2017

EDUCATION

- > Seton Hall University School of Law (J.D. 1994)
- > Saint Peter's College (B.S.), Business Management

ADMISSIONS

- > New Jersey