



Chelsea P. Ferrette

Associate

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Chelsea advises clients across multiple industries on all facets of debt financing, with a strong focus on venture debt.

She has represented agents, lenders, and emerging startups in credit facilities aggregating in excess of \$3 billion, over half a billion of which were strictly venture debt transactions. She also represents and advises borrowers in forbearances, loan restructuring, amendments, and modifications; as well as private equity sponsors in arranging secured and unsecured financing in connection with venture debt, acquisition financings, recapitalization, and working capital. She also represents public companies and secured and unsecured creditors' committees in bankruptcy and out-of-court proceedings.

Prior to joining Lowenstein, Chelsea was associated with Cooley LLP, and she also served as outside general counsel for private software companies, startups, and late stage unicorns. For these clients, she has drafted corporate governance and company policies; managed intellectual property portfolios; handled litigation matters; negotiated vendor and real estate contracts; and advised on labor and employment matters, data privacy and security, due diligence review, social media, mobile device and website policies, and crowdfunding SEC guidelines.

EXPERIENCE

- > Represented NexPhase Capital, LP, an operationally-focused, independent private equity firm in a strategic partnership with DealerOn Inc., a leading provider of websites, social media marketing, SEO, SEM and internal lead management for car dealerships.
- > Represented Indorama Ventures (BKK:IVL) in its \$2.1 billion acquisition of the specialty chemicals portfolio of Huntsman Corporation USA (NYSE:HUN).
- > Represented Motus GI Holdings, Inc., a medical technology company providing endoscopy solutions that improve clinical outcomes and enhance the cost-efficiency associated with the diagnosis and management of gastrointestinal conditions, in their negotiations with Silicon Valley Bank to secure a \$8.0 million term loan.
- > Represented ADC Solutions USA, LLC and its affiliated companies, a manufacturer and marketer of auto lifestyle products, in its negotiations with Bank of America, N.A. to secure a revolving line of credit.
- > Represented NexPhase Capital, LP, an operationally-focused, independent private equity firm in its investment in DealerOn Inc., a leading provider of websites, social media marketing, SEO, SEM and internal lead management for car dealerships.
- > Represented Moda Operandi, Inc., a fashion discovery platform that gives consumers access to shop directly from designers' complete runway collections, in their venture debt refinancing with Comerica Bank for a revolving line of credit.

HONORS & AWARDS

- > **The National Black Lawyers "Top 100" New York (2020)**

NEWS & INSIGHTS

In the Media

- > January 6; January 24, 2020

Lowenstein's role representing independent private equity firm **NexPhase Capital, LP** in its newly announced strategic partnership with DealerOn, Inc., a leading website and digital marketing company serving the retail automotive industry, was mentioned in **citybizlist**, **Automotive News**, **The Banks Report**, **Cision PR Newswire**, and **AutoSuccess**. The Lowenstein deal team included **Christopher C. Henry**, **Andrew P. Erdmann**, **Alexander Brooks**, **Matt Savare**, **Theodore C. Sica**, **Michael Walutes**, **Julie Levinson Werner**, **Eric Jesse**, **Megan Monson**, **Bianka V. Barraza**, **Chelsea P. Ferrette**, **Carly S. Penner**, **Bryan Sterba**, **Matthew Tippy**, **Vikram Paul**, and **Serena Ward**. ***View Lowenstein's news announcement about this transaction.***

EDUCATION

- > The Catholic University of America Columbus School of Law (J.D., M.A. 2000); member, *The Catholic University of America Law Review*; Thurgood Marshall Scholar; SEC Honors Program
- > Bowdoin College (B.A. 1994); Dean's List

ADMISSIONS

- > New York
- > District of Columbia