

Bankruptcy Litigation and Counseling

Our attorneys have experience representing debtors, their directors and officers, secured and unsecured creditors, and equity holders in a wide range of bankruptcy and bankruptcy-related matters, including bankruptcy proceedings, post-bankruptcy plan litigation, complex commercial litigation, out-of-court workouts, fraud claims, adversary proceedings, avoidance actions, asset purchases, insolvency proceedings, clawback actions, fraudulent conveyance claims, and the negotiated resolution of other bankruptcy-related claims. We have represented public and private companies, financial institutions, funds, and individuals, as well as entities structured through offshore jurisdictions, in proceedings across the United States, United Kingdom, and other international jurisdictions. We regularly advise companies on how to limit their counterparty bankruptcy risk.

United States

Represent Hulk Hogan in bankruptcies of Gawker and its founder.

Represent brokerage firm in defending fraudulent conveyance claims brought by victims of fraudster who transferred funds to brokerage account.

Represented family member in adversary proceedings brought by trustee in highly-publicized Ponzi scheme.

Represent creditor in asserting fraudulent conveyance claims against lenders that received security interests and liens from affiliate of borrower.

Represent brokerage firm in adversary proceeding regarding transfers from Madoff feeder fund.

Represented securities broker and former shareholder in adversary proceeding and other litigation alleging fraudulent conveyances resulting from debtor's LBO.

Represented pension fund in complex litigation related to the leveraged buyout and subsequent bankruptcy of a major global chemical company.

Represented cosmetics company in adversary proceedings brought by debtor that had been a major customer.

Regularly represent a leading international consumer products company in varied matters arising from customer bankruptcies, including defending the client in avoidance actions and other adversary proceedings.

Represented telecommunications company and officer in litigation regarding preclusive effect of prior releases in securities class actions and bankruptcy reorganization resulting in favorable settlement.

Represented securities broker-dealer in adversary proceeding regarding Enron's repurchase of commercial paper.

Represented court-appointed officer in three lawsuits against global banking institutions and large accounting firms arising out of the largest European bankruptcy in history.

Successfully represented industry-leading consumer products company in bankruptcy of retailer and obtained payment in full of prepetition claims by asset purchaser where other general unsecured creditors recovered nothing.

Represented a major investment bank in litigation arising from the collapse of Enron, including negotiating the settlement of a fraudulent transfer action relating to a complex derivative transaction and arguing successfully for the application of Bankruptcy Code safe harbor provisions to obtain the dismissal of the avoidance claim relating to the unwind of a structured finance transaction.

Successfully represented bondholders and other secured and unsecured creditors in several litigation matters arising out of bankruptcy proceedings.

Successfully represented secured lender in pre-complaint discovery that convinced auto rental company and creditors' committee not to bring avoidance adversary proceeding.

Represented a hedge fund in a dispute with a leading investor concerning the right to participate in the restructuring of a major auto-parts manufacturer emerging from asbestos-related bankruptcy.

Represented an investment bank and two of its employees sued by the bankruptcy estate of a telecommunications company regarding alleged asset stripping scheme. Obtained dismissal of all claims.

Represented an energy company in obtaining settlement of adversary proceeding brought by debtor asserting copyright and breach of contract claims.

Successfully represented a debtor in obtaining voluntary dismissal of action by pre-petition lender against DIP lender.

Represented a cosmetics company in avoidance proceeding brought by trustee for distributor resulting in settlement.

Trial lawyer for debtor in successful defense against executives' claims for compensation resulting in dismissal of claims and a judgment in the client's favor.

Represented defrauded hedge funds in Chapter 7 and 11 bankruptcy proceedings.

Represented majority unsecured creditor in complex bankruptcy and ancillary proceedings.

Represented major U.S. real estate investment trust in bankruptcy litigation of large chain retailer involving the right to assume or reject leases.

Represented investment bank in complex litigation involving estate of bankrupt former energy company's attempt to recover amounts paid to redeem commercial paper from hundreds of counterparties.

United Kingdom

Representing a former senior executive of a large and high-profile organization in an investigation by the UK Insolvency Service and related civil litigation.

Providing insolvency and litigation advice to a former executive chairman of a restaurant chain which is currently in liquidation in relation to his duties as a former director and his engagement with the liquidators' inquiry.

Representing a significant creditor in insolvency proceedings and litigation related to the Abraaj Group.

Represented a global banking group with respect to its worldwide response to its losses and liabilities arising out of the Madoff Ponzi scheme and related bankruptcy, including defense in proceedings in multiple countries and in claims against and by the Madoff estate.

Represented a private equity firm and the former directors of a portfolio company in connection with potential Italian civil and criminal claims arising out of the collapse of a multinational group of companies.

Advised a private equity firm on potential litigation and restructuring issues in connection with its bid to acquire a UK-based frozen food company.

Represented a security agent with respect to litigation issues in connection with the restructuring of a German company.

Represented a professional services firm in connection with a UK parliament joint select committee's inquiry into the collapse of retail group BHS.