

# Financial Restructuring

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King & Spalding represents a broad range of clients in complex and high profile restructuring matters and in other situations involving financially distressed businesses. We are regularly retained in bankruptcy cases pending throughout the United States, including cases presenting multi-jurisdictional and cross-border issues. Our practice focuses on representing institutional lenders, alternative asset managers and other secured creditors, financially distressed borrowers/debtors, buyers of assets in connection with distressed M&A transactions, and parties in connection with insolvency-related litigation.

Working closely with our Finance, Private Equity, Healthcare, Energy and Capital Markets teams, our representations span a variety of industries, with particular emphasis on the retail, healthcare, energy, restaurant, hospitality, infrastructure, real estate, agriculture, manufacturing, media and telecommunications sectors.

Financially distressed companies must be as efficient as possible when working to restructure or reorganize their businesses. Advance planning, liability management analysis and a coordinated approach among specialists and stakeholders are critical components to any successful reorganization. We have handled financial restructurings on behalf of a variety of stakeholders, so we understand the varied perspectives, motivations and concerns from all sides of a transaction.

Our secured lender clients (including ad hoc groups of lenders) seek out the Financial Restructuring team to maximize their recoveries in connection with out-of-court workouts, formal in-court reorganizations, debtor-in-possession loans, Chapter 11 exit financings, and prepackaged and pre-arranged Chapter 11 plans. Our “one team” approach across practice areas allows us to provide a seamless and comprehensive client representation.

We are regularly retained to represent financially distressed businesses in connection with workouts, restructurings or

## Capability Lawyers



W. Austin Jowers (Austin)  
*Atlanta*



Roger G. Schwartz  
*New York*



Matthew Warren  
*Chicago*

## Recognition

Ranked Band 1 –  
Bankruptcy/Restructuring in  
Georgia

CHAMBERS 2022

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Ranked Band 1 –  
Bankruptcy/Restructuring:  
Highly Regarded Nationwide

CHAMBERS 2022

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Ranked Band 5 –  
Bankruptcy/Restructuring in  
New York

CHAMBERS 2022

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Ranked National Tier 1 –  
Bankruptcy and Creditor  
Debtor Rights / Insolvency  
and Reorganization Law

US NEWS: BEST LAW

reorganizations, including portfolio company investments held by private equity firms and hedge funds. By working with other lawyers in the firm's Corporate, Finance and Investments (CFI) practice area, we are able to offer legal services throughout the lifecycle of a distressed company.

We frequently represent strategic and financial buyers of assets and businesses in Chapter 11 cases. We help our clients identify opportunities and navigate the complexities of these transactions by analyzing the circumstances and helping devise structures and approaches that maximize the likelihood of a successful deal.

We also represent litigants in contested matters, adversary proceedings and other bankruptcy and insolvency litigation involving creditors' rights, lender liability and alter ego liability.

#### Cases & Deals

*March 22, 2024*

King & Spalding Secures \$900 Million for Reficar in Its Dispute with Chicago Bridge & Iron (CB&I)

King & Spalding Represents Aether Financial Services On Multibillion Euro Financial Restructuring

*June 15, 2023*

King & Spalding represents private equity house Triton's Mangrove Luxco IV S.a r.l. in landmark insolvency litigation before German regional court

#### [VIEW ALL](#)

#### Insights

##### ARTICLE

*April 1, 2024*

Navigating the Litigation Minefield When Exercising Proxy Rights

##### CLIENT ALERT

*March 28, 2024*

The Seventh Circuit Upholds District Court's Decision That Safe Harbor Provision of Section 546(e) Applies to Privately Held Securities

##### NEWSLETTER

*March 28, 2024*

Financial Services Focus – March 2024

#### [VIEW ALL](#)

#### Events

##### SPEAKING ENGAGEMENT

*May 9, 2024*

Carolyn Alford, Jennifer Daly and Matthew Warren to Speak at the Private Credit Industry Conference on Direct

#### FIRMS 2022

Ranked National Tier 3 –  
Litigation: Bankruptcy

US NEWS: BEST LAW  
FIRMS 2022

Ranked Tier 1 Atlanta –  
Bankruptcy and Creditor  
Debtor Rights / Insolvency  
and Reorganization Law

US NEWS: BEST LAW  
FIRMS 2022

Ranked Tier 1 Atlanta –  
Litigation: Bankruptcy

US NEWS: BEST LAW  
FIRMS 2022

Ranked Tier 2 New York –  
Bankruptcy and Creditor  
Debtor Rights / Insolvency  
and Reorganization Law

US NEWS: BEST LAW  
FIRMS 2022

Ranked Band 1 –  
Bankruptcy/Restructuring  
Nationwide

CHAMBERS USA 2021

Ranked Band 1 –  
Bankruptcy/Restructuring in  
Georgia

CHAMBERS USA 2021

Ranked Band 5 –  
Bankruptcy/Restructuring in  
New York

CHAMBERS USA 2021

"King & Spalding is one of my favorite firms to work with. The lawyers are consummate professionals who always approach

Lending and Middle Market Finance

### SPEAKING ENGAGEMENT

*February 23, 2024*

Jennifer Daly to Speak at 2024 Wharton Restructuring and Distressed Investing Conference

### SPEAKING ENGAGEMENT

*November 1, 2023*

Thad Wilson to Speak on Financial Poise Webinar

[VIEW ALL](#)

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News

### RECOGNITION

*April 8, 2024*

Asia Pacific Business Names Andrew Brereton an Advisor of the Year

### IN THE NEWS

*April 2, 2024*

Partners Jennifer Recine, Sarmad Khojasteh and David Kupfer join K&S's Business Litigation practice group in New York, focused on real estate litigation and complex commercial litigation

### PRESS RELEASE

*April 2, 2024*

King & Spalding Adds Three-Partner Litigation Team in New York

[VIEW ALL](#)

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matters with a very calm manner."

CHAMBERS USA 2021

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"They have tremendous experience, they're extremely responsive and they're detailed in their approach."

CHAMBERS USA 2021

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Ranked Tier 1 –  
Restructuring and Insolvency  
GA

IFLR 2021

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Ranked Tier 5 –  
Restructuring and Insolvency  
IL

IFLR 2021

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Ranked Tier 5 –  
Restructuring and Insolvency  
NY

IFLR 2021

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Ranked Tier 5 –  
Restructuring and Insolvency  
USA

IFLR 2021

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Ranked Tier 3 –  
Restructuring and Insolvency  
Singapore

IFLR 2021

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One individual notes that the team is "very well-connected, talented and versatile."

CHAMBERS USA 2020

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Clients view them as "the top restructuring firm in the Atlanta market."

CHAMBERS USA 2020

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One interviewee reports:  
"King & Spalding is a well-respected law firm with a deep bench of creditor clients."

CHAMBERS USA 2020

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"There's a lot of creativity there," comments another, continuing: "They offer a personal service."

CHAMBERS USA 2020

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Three of our bankruptcy lawyers are Fellows of the American College of Bankruptcy

THE AMERICAN COLLEGE  
OF BANKRUPTCY

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One of the most active bankruptcy law firms based on representations in active cases.

THE DEAL

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Finalist for Team of the Year:  
Restructuring and Insolvency  
and Deal of the Year:  
Restructuring and Insolvency  
(Nine West Restructuring)

IFLR1000 US 2020  
AWARDS

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