

# Private Credit & Special Situations Investing

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*Helping clients move the market and maximize value.*

Our Private Credit & Special Situations Investing group consists of over 100 finance and restructuring attorneys with deep experience representing private credit and debt funds, BDCs, special situations, opportunistic, distressed and dislocation funds, fulcrum lenders, equity-holders, hedge funds, CLOS and financial institutions through varied market cycles. We are one team delivering thoughtful solutions and essential information to clients at every stage of the lifecycle of a private credit investment. We empower our clients in the market by driving peer-to-peer engagement and discourse.

We are commercial, innovative and solution oriented. Partnering with our clients, we always take a forward-looking approach to market terms, monitoring industry trends to identify opportunities and anticipate rather than react. We offer clients our market insights and knowledge based on our multidisciplinary expertise, proprietary database, and strong industry relationships.

## **Leveraged Finance & High Yield**

We leverage our knowledge and experience to provide credit funds and non-bank lenders with comprehensive, solutions-focused service with respect to their investment opportunities, including:

- direct lending (first lien secured loans, unitranche products, and ABL/FILO tranches and unsecured loans)
- junior capital (second lien and mezzanine loans/notes, private high-yield placements, holdco pik loans/notes, or preferred or convertible equity investments)
- credit opportunities and special situation financings
- bespoke products that satisfy credit fund sensitivities
- new money primary issuance, including custom

## Capability Lawyers



W. Todd Holleman (Todd)  
New York



Jennifer E. Daly  
New York

## Recognition

Ranked in Commercial  
Lending

LEGAL 500 2019

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Received U.S. Nationwide  
Ranking in Banking &  
Finance

CHAMBERS USA 2019

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Tier 1 for Banking & Finance  
in "Best Law Firms"

U.S. NEWS & WORLD  
REPORT 2018

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Lawyer Received "Up &  
Coming" Recognition

CHAMBERS UK 2016

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- indenture products
- loans, high yield and investment grade bonds
- CLO investing
- stressed / distressed debt
- refinancings and dividend recapitalizations
- venture debt

### **Distressed and Opportunistic Representations**

We structure and implement innovative and value-accretive restructuring solutions across a broad spectrum of transactions. From initial group formation stage through transaction completion, we are involved in every aspect of formulating, negotiating, and effectuating a restructuring. We represent lenders and lender groups in in-court and out-of-court financial and operational restructurings and work-outs, including:

- balance sheet refinancings and/or providing capital solutions to stressed credits (including structured debt-equity investing, equity co-investments, and preferred stock)
- exit and rescue financings
- representing the interests of the equitized lenders as company counsel post-restructuring
- 363 sale and plan sponsor transactions

### **Range of Disciplines**

Leveraging a diversity of experience among top tier finance, restructuring, capital markets, private equity and regulatory lawyers, we advise clients on each of the key components needed for any credit representation. We provide a seamless delivery of multidisciplinary services across practice areas, including Real Estate, Private Equity, Capital Markets, Mergers & Acquisitions, Healthcare, Energy, and Litigation teams to provide experienced counsel to our clients across all public and private sectors.

#### Cases & Deals

*September 1, 2020*

Nantahala Capital Management Wins Right To Trade Global Eagle Entertainment Stock

JICA invests in Women's World Banking Capital Fund

*April 11, 2017*

King & Spalding Advises Roark Capital Portfolio Company Atkins Nutritionals Inc. in Combination with Conyers Park Acquisition Corp.

[VIEW ALL](#)

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Insights

THOUGHT LEADERSHIP

September 13, 2021

Amy Peters Joins Leaders in the Private Debt Industry for a Roundtable Discussion

### THOUGHT LEADERSHIP

May 11, 2020

Key Takeaways from A Glimpse Into Private Credit Webinar

### CLIENT ALERT

June 18, 2019

Fifth Circuit Denies Post-Petition Default Interest to Fully Secured Creditors

[VIEW ALL](#)

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Events

### SPEAKING ENGAGEMENT

May 14, 2021

Jonathan Talansky to Speak on Virtual American Bar Association May Tax Meeting

### SPEAKING ENGAGEMENT

March 18, 2021

Jennifer Morgan to Speak at ACREL Spring Meeting

[VIEW ALL](#)

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News

### IN THE NEWS

October 6, 2021

New York Law Journal profiles Jennifer Daly, who discusses King & Spalding's private credit app and innovation

### RECOGNITION

August 5, 2021

Jennifer Daly Named a New York Law Journal Innovation Award Winner

### IN THE NEWS

February 4, 2021

K&S launches mobile app to help lenders navigate the private credit market

[VIEW ALL](#)

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