

## Susan O. Berry

Partner  
*Corporate, Finance and Investments*

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Susan Berry focuses on commercial financing and other business transactions, with an emphasis on the energy industry. As a partner in our Corporate, Finance and Investments practice, she advises financial institutions and corporate borrowers on a variety of complex lending matters, including reserve-based loans to oil and gas companies, asset-based loans involving diverse collateral and across many industries, syndicated facilities with multiple lien priorities, unsecured loans and leveraged acquisitions.

Her practice also includes recapitalizations, workouts, restructurings and DIP financings. In 2016, Susan was seconded to act as in-house counsel to the energy banking division of Capital One following the commodity price downturn.

Susan further has experience advising clients in connection with various types of mergers, acquisitions, dispositions, project finance transactions and general corporate matters.

### Matters

Represented a single financial institution as lender in more than 30 workouts and restructurings of syndicated reserve-based credit facilities to oil and gas companies and bilateral loans to oil field service companies.

Representation of the administrative agent on the restructuring of a syndicated senior secured reserve-based credit facility secured by oil and gas properties in the Permian Basin.

Representation of the administrative agent on the restructuring of a syndicated senior secured reserve-based credit facility secured by oil and gas properties and midstream assets in the Permian Basin.

Representation of the administrative agent on the restructuring of a syndicated senior secured reserve-based credit facility secured by oil and gas properties in the Eagle Ford shale formation.

Representation of the administrative agent on a syndicated senior secured reserve-based credit facility secured by oil and gas properties in the Eagle Ford shale formation.

Representation of the administrative agent on the workout of a senior secured credit facility to a company engage in operating free-standing emergency rooms in Texas and other states.

Represented administrative agent in a \$280 million credit facility secured by borrower's oil and gas properties.

Represented lender in a \$300 million loan to an oil and gas company, and subsequent workout and bankruptcy of borrower.

Represented administrative agent in a \$350 million senior secured revolving credit facility secured by borrower's oil and gas properties.

Represented administrative agent in a \$500 million credit facility secured by borrower's oil and gas properties.

Represented financial services unit of American conglomerate in its divestiture of more than \$8 billion of real estate-secured commercial loans.

Represented lender in a \$1.13 billion syndicated mortgage loan financing to acquire a 298-building industrial portfolio located in 14 states.

Represented real estate developer in acquisition and development of a 30-acre shopping center development in Texas.

Represented a private equity firm in its acquisition of the managing interest in a 400 MW natural-gas fired power facility in Texas.

Represented corporations and other entities, as borrowers, in a wide variety of financing, acquisition and restructuring transactions.

Represented oil field service company as buyer in acquisition of an aftermarket services business.

Represented lender in trilogy of bilateral loans to a manufacturer of blast-resistant modular buildings.

Represented administrative agent in a \$94 million syndicated facility to an international compression company and in connection with a \$12.5 million secured facility of borrower's Canadian affiliate.

Represented private equity companies and corporate entities in diverse industries in mergers, acquisitions, divestitures and general corporate matters.

Represented a private equity client in the acquisition of an upstream oil and gas company and simultaneous capital infusion of approximately \$100 million to fund its drilling programs.

Represented borrowers in wide assortment of financing, acquisition and restructuring transactions.

Represented entities in diverse industries in mergers, acquisitions, divestitures and general corporate matters.

Represented administrative agent in a \$400 million unsecured loan to a public home health care company.

Represented administrative agent in a \$460 million revolving credit facility to a borrower group of five international affiliates.

Represented an oil and gas services company in its asset contribution and \$45 million equity infusion from a private equity buyer, structured through a jointly owned and operated merger subsidiary; and subsequently represented such subsidiary as borrower in related financing.

Represented a variety of financial institutions and other lenders in the negotiation and documentation of secured and unsecured credit facilities.

Represented lender in \$35 million secured credit facility to a public Texas-based manufacturer of advanced optical devices and components.

Represented one of the largest U.S. independent power producers in divestiture of minority interests in 5 U.S. natural-gas fired power plants with capacity of approximately 4,800 MW to a Japanese international trading conglomerate's subsidiary, as well as subsequent repurchase of such interests.

Represented one of the largest U.S. independent power producers as borrower in an unsecured \$150 million term loan and letter of credit facility.

Represented administrative agent in a \$90 million senior secured facility secured by borrower's prisons and rehabilitation facilities.

Represented administrative agent in a syndicated \$70 million senior secured revolving credit facility to a public non-traded business development company.

Represented private equity fund as lender in \$11 million second-lien term loan to manufacturer secured by real estate assets.

Represented financial institutions, as additional lenders entering into, and as participants in, existing syndicated loan facilities.

Represented oil field service company as borrower in \$22 million facility secured by real estate assets in Texas, Oklahoma, Colorado, Pennsylvania and Louisiana.

Represented a variety of financial institutions and other lenders in the negotiation and documentation of secured and unsecured credit facilities.

## Credentials

### EDUCATION

J.D., Southern Methodist University

B.A. Political Science, Southern Methodist University, cum laude

B.A. Public Affairs, Southern Methodist University, cum laude, with distinction

### ADMISSIONS

New York

Texas

### ASSOCIATIONS

American Bar Association, Business Law Section

Houston Energy Finance Group

Texas Bar Foundation, Life Fellow

Women's Finance Exchange of Houston

The Women's Resource of Greater Houston - Committee Member

## Insights

### ARTICLE

March 9, 2020 • Source: *Pratt's Energy Law Report*

Rekindling the Flame: Oil and Gas Securitizations

## CLIENT ALERT

*April 14, 2020*

Lender Can Continue Policy of Eligibility Requirements for Small Business Loans

## NEWSLETTER

*December 9, 2019*

Energy Newsletter – December 2019

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## News

### CASES & DEALS

*August 13, 2021*

Axiom Infrastructure Acquires a Battery Storage Project from Recurrent Energy

### IN THE NEWS

*November 6, 2019 • Source: Hart Energy*

Hart Energy interviews Oil and Gas Investor's 40 under 40 honoree Susan Berry

### RECOGNITION

*November 4, 2019*

Oil and Gas Investor Names Susan Berry to its "Forty Under 40" List

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