Bankruptcy & Restructuring

We frequently represent and advise all of the various constituents in complex domestic and crossborder restructuring matters, including formal bankruptcy and other court proceedings and out-of-court transactions.

Bankruptcy and Out-of-Court Matters

Cahill lawyers have significant experience representing debtors and borrowers, their boards of directors, and equity sponsors/investors. For example, we have represented SP Newsprint and SP Recycling Corporation; Orleans Homebuilders; and the Charlie Brown's Steakhouse, Bugaboo Creek Steak House, and The Office Beer Bar & Grill restaurant chains, in all aspects of their Chapter 11 filings in the District of Delaware; and Aurora Oil & Gas and BH S&$B Holdings (d/b/a Steve & Barry's) in all aspects of their Chapter 11 filings in the Western District of Michigan and Southern District of New York, respectively. We also served as special counsel in the Chrysler, Trico Marine Services, Bear Island, Energy Partners Limited, and Fairchild Corporation bankruptcy cases. Finally, we counseled a major law firm through its dissolution and out-of-court wind-down and a print media company through its out-of-court restructuring.

Further, we counsel DIP lenders, exit lenders, underwriters and arrangers, and funds with respect to secured financings in bankruptcy and restructuring matters, including in the Caesars Entertainment Operations Company, Cengage Learning, Oreck Vacuum, Allied Systems, Townsend Media, Jobsen Medical Services, Indianapolis Downs, Residential Capital, Abitibi-Bowater, Neff Corp., Lyondell Basell, Foamex, Formica, Exide Technologies, RCN Corp., Northwest Airlines, and Siegel bankruptcy cases. We also regularly represent strategic and financial purchasers of distressed assets out of bankruptcy.

In addition, we advise unsecured creditors, bondholders, and committees in bankruptcy and restructuring matters, and our lawyers actively participated in the bankruptcy cases of Lehman Brothers, Kodak, Vertis, Madoff Securities, Source Interlink, North General Hospital, Crucible Materials, Tribune, Continental Case, First Place Financial, Smurfit Stone, Philadelphia Newspapers, Charter Communications, Bayou Funds, Delphi, Refco, and United Airlines and in many out-of-court restructuring matters.

Finally, we assist clients in both transactional and litigation situations with respect to various debtor/creditor issues, including claims objections, preferences, fraudulent conveyances, debt recharacterization, equitable subordination, deepening insolvency, lender liability, and other matters, both prior to and during bankruptcy and other judicial proceedings. To learn about our Bankruptcy Litigation practice, click here.

Financial Restructuring

We have extensive experience in a range of restructuring transactions, such as exchange offers and cash tender offers, where our deep involvement in capital markets and lending bolster our ability to provide thoughtful, integrated capital structure advice and to recommend and implement creative solutions. Examples of such matters include General Motors, Clear Channel, Bon-Ton Department Stores, CIT, MX Energy, HTM Sport, Duane Reade, Caesars, Source Interlink, Anthracite Capital, Albertsons and Supervalu, NXP, Bite Finance Interaction, American Media, and GMAC.