Bankruptcy & Restructuring

We frequently represent and advise all of the various constituents in complex domestic and cross-border restructuring matters, including formal bankruptcy 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, equity sponsors and other investors. We have represented SP Newsprint and SP Recycling Corporation, Orleans Homebuilders, The Charlie Brown’s Steakhouse, Bugaboo Creek SteakHouse, The Office Beer Bar & Grill restaurant chains, Aurora Oil & Gas and BH S&B Holdings (d/b/a Steve & Barry's) in all aspects of their Chapter 11 filings. We also represented certain directors and officers in the Patriot National bankruptcy cases and 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.

We also regularly represent administrative and collateral agents and lenders, including DIP and exit lenders, with respect to secured financings in bankruptcy and restructuring matters, including in the David’s Bridal, Sears, American Tire Distributors, iHeartMedia, Philadelphia Energy Solutions, 21st Century Oncology, Caesars, Cengage Learning, Oreck Vacuum, Allied Systems, Townsend Media, Josen Medical Services, Indianapolis Downs, Residential Capital, Abitibi-Bowater, Neff Corp., Lyndell Basell, Foamex, Formica, Exide Technologies, RCN Corp., Northwest Airlines and Seitel bankruptcy cases. We also regularly represent strategic and financial purchasers of assets out of bankruptcy and in connection with other distressed investments.

In addition, we often advise significant creditors in bankruptcy and restructuring matters and our lawyers actively participated in the bankruptcy cases of Westinghouse Energy, RCS Capital, 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 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 re-characterization, equitable subordination, deepening insolvency, lender liability and other matters, both in the structuring phase 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 Claire’s Stores, 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.