



SEWARD & KISSEL LLP

Global Bank and Institutional Finance & Restructuring Practice Group 2019 Highlights

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| \$30B+ CLO/CFO/ Secured Note/Loan Facilities | Represented several financial institutions in CLOs (including middle market CLOs and Euro CLOs), collateralized fund obligations, secured note transactions, multi-currency loan facilities and warehouse transactions, as well as redemptions, re-pricings, re-financings and re-sets, totaling over \$30 billion. |
| \$6.4B Aircraft Financings and Related Transactions | Represented bank clients in connection with aircraft securitizations and related aircraft financing transactions amounting to approximately \$6.4 billion in issuance. |
| \$12B Student Loan Securitizations & Remarketings | Represented bank clients in connection with student loan securitizations and remarketings amounting to approximately \$12 billion in issuance. |
| \$35B Secured Loans | Represented bank clients in their capacities as facility agent, administrative agent and collateral agent in connection with secured loan facilities totaling approximately \$35 billion. |
| \$5B Consumer Lending Transactions | Represented bank clients in connection with marketplace and consumer lending transactions, including securitizations, whole loan pass-through certificate series trusts and participation trusts, totaling approximately \$5 billion. |
| 1,000+ MBS Transactions | Involved in over 1,000 MBS transactions with respect to servicing issues, covenant and payment issues and related litigations, transfer of servicing rights and servicing transitions, as well as origination of private label RMBS transactions. |
| 40+ Subscription Capital Call Facilities | Represented several banks as lenders, and funds as borrowers, in connection with over 40 subscription capital call facilities. |
| \$500M+ Secondary Market Transactions | Represented banks, broker dealers, hedge funds and investment advisors on a variety of secondary market transactions related to US and international par and distressed debt and bankruptcy claims totaling over \$500 million. |
| 25+ Backup Servicing Transactions | Represented backup servicers in over 25 securitizations and revolving loan facilities involving marketplace and consumer loans. |
| LIBOR Transition | Advised and supported clients in the loan, securitization and derivatives markets in the negotiation, adoption and implementation of fallback language and replacement benchmarks in both legacy and new transactions, including adopting and implementing protocols developed by Seward & Kissel's LIBOR Transition Task Force. Authored a chapter in The International Comparative Legal Guide to: Lending & Secured Finance 2019 titled, "SOFR So Good? The Transition Away from LIBOR Begins in the United States." |
| Default & Restructuring Matters | Represented bank clients in connection with major financial defaults, restructurings and bankruptcies, including Energy Future Holdings, Odebrecht S.A., OAS S.A., Nine West, Mesabi Ore, Mission Coal, Toys R Us, Petroleos de Venezuela (PDVSA), J Crew, the Schahin Group, Sunshine Oilsands, Cap Cana, Oxford Westmoreland, Murray Energy, First Energy, Exco Resources, Neiman Marcus and Ditech. |

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| Marketplace Lending, Warehouse and Purchase Loan Transactions | Represented investors in financing various marketplace lending platforms through warehouse loan facilities and loan purchase facilities, which include participation purchase and intercreditor arrangements, and servicing arrangements. |
| Depository Receipt Transactions | Represented bank clients in connection with the issuance and maintenance of depository receipts programs for various international companies including a leading Asia-Pacific financial services and insurance company, a biotechnology company, a global-scale gold producer, a sportswear manufacturer and a biopharmaceutical company. |
| CLO Involuntary Bankruptcy and Related Proceedings and Transition | Represented the trustee of five CLOs in connection with the confirmed chapter 11 plan of a portfolio manager in <i>In re Acis Capital Management, L.P., Acis Capital Management GP, LLC</i> , filed in the United States Bankruptcy Court for the Northern District of Texas, Dallas Division, and the related post-confirmation court proceedings, as well as the implementation of court-approved transitions and related holder requests and inquiries. |
| Cryptocurrency Funds | Represented an investment firm as the sponsor of a first of its kind exchange-traded product, whose assets will consist of Bitcoin and United States Treasury Bills, to be listed on NYSE Arca. |
| Asset Backed Commercial Paper Facility | Represented a large Japanese financial institution in the formation of a new asset backed commercial paper conduit, with a full liquidity backstop and funding capacity of billions of dollars. |
| Student Income Share Agreement Lending Facility | Represented lenders in a loan facility secured by income share agreements (an alternative to student loans) originated by an educational institution. |
| EU Regulations | Represented financial institutions acting as a pre-closing reporting/posting agent in connection with issuer obligations related to compliance with transparency requirements under EU regulations. |
| New Market Participants & Trustee/Agency Transfers | Represented a large financial institution serving in various capacities in its first CLO and represented multiple financial institutions, in trustee and other agency capacities, to transfer such roles in various ongoing transactions (including CLO and commercial paper transactions), restructuring initiatives and bankruptcy proceedings. |
| Awards & Recognitions | Partners recognized in Super Lawyers rankings Lawyer International Legal 100 2019 – Structured Finance Law Firm of the Year - New York, USA Worldwide Financial Advisor Awards Magazine - Excellence Awards 2019 Winner - Asset Securitizations Law Firm of the Year – USA |

For more information, please reach out to our Partners, Counsel and Senior Counsel in the Group.

Partners

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