



Bankruptcy, Restructuring & Workouts

Creative strategies for distressed situations: That's how Hinshaw helps.

Insolvency can present mission-critical challenges for companies, lenders, suppliers, business partners, and major customers. Given today's complex, deeply interconnected marketplace, a multidisciplinary approach is required to create and carry out effective solutions for distressed business situations.

Hinshaw can help. Our bankruptcy, restructuring, and workouts team commands a full range of restructuring capabilities. With substantive legal knowledge across an array of practice areas, including securities and finance, corporate governance, tax, employee benefits, real estate, and complex litigation, we provide sophisticated, business-driven advice and representation.

Properly recognized and managed, insolvency-related risks can be minimized and channeled to generate favorable business opportunities.

We regularly represent businesses, institutional lenders, nontraditional investors, equity funds, and other stakeholders in complex restructurings and commercial loan workouts, distressed acquisitions, and loan enforcement matters throughout the United States and abroad. Our transactional counselors and seasoned litigators—many of whom have deep, industry-specific experience work together to formulate and deploy creative strategies focused on solving clients' problems.

Core Services

Bankruptcy Litigation and Creditors' Rights

Forceful and resourceful, our attorneys develop sophisticated strategies that deliver results. Coupled with in-depth, issue- and industry-specific knowledge, we handle the full spectrum of bankruptcy, creditors' rights, and insolvency matters.

We regularly counsel and represent secured and unsecured creditors and creditors' committees, bankruptcy trustees, banks and other institutional lenders, mortgage companies and servicers, nontraditional investors, equity funds, and lessors of commercial properties in the following areas, among others:

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Bankruptcy Compliance

We regularly advise lender and servicer clients nationwide on a wide range of bankruptcy code compliance issues in connection with large consumer loan portfolios. Among other areas, our team has experience:

- Preparing and implementing bankruptcy policies and procedures.
- Drafting bankruptcy-compliant repossession notices.
- Preparing messaging for online account access available to bankruptcy debtors.
- Advising on bankruptcy accounting and escrow issues.
- Credit reporting of bankruptcy debtors.
- Defending against discharge and stay violation actions, on a standalone basis or as part of larger class action.

Working closely with business and legal stakeholders, we have developed internal and external protocols that allow clients to predictably comply with the intricacies of the Bankruptcy Code.

Business Restructuring

Our restructuring attorneys serve as trusted counsel for lenders, businesses, investors, owners, and other stakeholders as they navigate either their own or others' insolvency issues. Our counsel is business-driven and designed to help clients identify and create value while avoiding trap doors and unanticipated consequences.

We work with clients to develop a full range of restructuring and revitalization options, including:

Our attorneys have been integrally involved in the confirmation of Chapter 11 plans in contested and uncontested proceedings, and successfully concluded out-of-court assignment proceedings and compositions.

Commercial Loan Workouts and Modifications

Our workout team includes attorneys well versed in bank and other creditor regulatory matters, loan documentation, foreclosures, Uniform Commercial Code (UCC) and other financial litigation, as well as tax and finance. Through our multidisciplinary approach, we cover the gamut of complex commercial loan workouts, restructurings, modifications, and enforcement matters.

We believe that, by partnering with one firm, our clients can address any legal issue attendant to a commercial loan or defaulted mortgage, including:

We advise financial institutions, loan servicers and investors on issues pertaining to commercial and industrial loans, SBA/USDA-guaranteed loans, collateralized and non-collateralized loans, real estate and construction loans, mezzanine financing, bridge loans, and a wide range of other financial products.

Stephanie Laird Tolson

Brian R. Zeeck

Anthony J. Zeoli

Related Services

Business & Commercial Transactions

Business Insolvency

Commercial Litigation



Experience

- Representation of Chapter 7 Bankruptcy Trustee for restaurant bearing name of internationally recognized sports celebrity
- Representation of Creditors' Committee in successful liquidation of international printing press manufacturing enterprise
- Representation of insurer in settlement of liability and termination of policies involving multi-product manufacturing conglomerate and environmental issues
- Representation of multiple defendants in national fraud and improper conveyance litigation brought by Chapter 7 Trustee against various financial institutions
- Representation of commercial lenders in assignment for the benefit of creditors of Chicago food purveyor
- Representation of Chapter 7 Bankruptcy Trustee in prosecution of claims of non-dischargeability due to the Debtor's fraud
- Representation of petitioning creditors in successful involuntary bankruptcy and liquidation of investment advisory enterprises
- Representation of national real estate development/management firm in major retail bankruptcy reorganization

News

[Hinshaw Boosts West Coast Capabilities With Addition of Two Partners in Los Angeles](#)

April 25, 2024

[Hinshaw Recognized as "Distinguished in Litigation" in BTI Consulting's Litigation Outlook 2024 Survey](#)

November 16, 2023

[Hinshaw Receives Recognition in 2024 "Best Law Firms" Directory](#)

November 2, 2023

[Three Hinshaw Partners Recognized by New Orleans Magazine as 2023 Top Lawyers](#)

November 1, 2023

[101 Hinshaw Lawyers Recognized in 2024 Editions of Best Lawyers in America and Ones to Watch](#)

August 17, 2023

[2023 Edition of Chambers USA Recognizes Hinshaw for its Transportation, Insurance, and Financial Services Practices](#)

June 1, 2023

[U.S. News – Best Lawyers Recognizes Hinshaw in 2023 "Best Law Firms" Directory](#)

November 2, 2022

[Hinshaw Recognized in 2022 U.S. News – Best Lawyers "Best Law Firms" Directory](#)

November 4, 2021

[Hinshaw Expands in Northeast Adding New Jersey Office and Eight Lawyers](#)

August 26, 2021

[Sixty-Seven Hinshaw Lawyers Recognized in 2022 Edition of Best Lawyers](#)

August 19, 2021

[Bloomberg's Making Partner in a Pandemic: Hinshaw's Brad Dunn](#)

April 19, 2021

[Hinshaw Bolsters Gulf Coast Presence with Two Houston Partners](#)

December 17, 2020



[Sixty-Five Hinshaw Lawyers Recognized in 2021 Editions of Best Lawyers and Best Lawyers: Ones to Watch](#)
August 20, 2020

[Hinshaw Adds Five-Partner Group with Consumer Financial Services, Bankruptcy, and Commercial Litigation Experience, and Extends Southern Roots with Louisiana Presence](#)
July 20, 2020

[Mark Carter Joins Hinshaw's Commercial Transactions Practice in Chicago](#)
October 15, 2019

[Hinshaw Partner D.L. Morriss Named One of Chicago's Notable Minority Lawyers](#)
November 28, 2018

[Hinshaw's Rockford Seminar Series](#)
October 9, 2017

[Chicagoland Chamber of Commerce Profiles Daniel L. \(D.L.\) Morriss as One of Its "Emerging Leaders"](#)
March 17, 2017