

Asset Recovery and Creditors' Rights

Jones Walker represents institutional and private investors and other creditors holding distressed debt. The distressed debt group restructures loans, enforces creditors' remedies, represents creditors in bankruptcy, and arranges and executes sales and acquisitions of distressed loans in discrete transactions or in pools. We deal with issues that arise from title defects and related claims, environmental problems, successor-developer issues, lender-liability claims, and litigation arising in connection with distressed assets. Jones Walker has experience working in tandem with receivers and property managers effectively and efficiently to preserve legal rights and collateral value.

We regularly represent clients in all transactional and litigation aspects of business reorganizations, bankruptcy, and debtor-creditor matters. Our attorneys handle sales of loans, both commercial and residential, in which we may represent the lender or we may bring investor clients to the lender. Our experience also extends to commercial and consumer loan restructuring and enforcement.

In the bankruptcy and workout arena, our attorneys act as advocates and counselors for a broad range of clients, including vulture funds, debtors, trustees, DIP lenders, secured and unsecured creditors, formal and *ad hoc* creditor and bondholder committees, and indenture trustees. Our attorneys routinely litigate such bankruptcy matters as avoidance actions, adequate protection and cash collateral issues, executory contract assumptions and rejections, confirmations of reorganization plans, and discharge and dischargeability complaints.

Outside of bankruptcy, our transactional attorneys assist clients in acquiring troubled or bankrupt companies or their key assets. Our attorneys have a broad range of experience in non-bankruptcy traditional creditors' rights matters, such as drafting settlement agreements, deeds in lieu, state and federal court foreclosures on real estate, personal property, intellectual property, and leasehold estates.

Our client base in the debtor-creditor area is broad and diverse, and includes major and independent oil and gas producers, banks, investment banks and funds, venture capital firms, real estate investment trusts, developers and lenders, landlords, hotels, gaming concerns, grocery chains, construction

contractors, hospitals, nursing homes, interstate transportation carriers, vessel constructors, airlines, equipment, vehicle and vessel finance companies and lenders, retail stores, transmission, pipeline and service companies, and officers and directors of troubled companies.