



# Banking and Financial Services

Chapman and Cutler's banking and financial services practice groups represent a wide variety of lending institutions. Our clients include several of the world's largest banks, numerous medium-sized banks, small community banks, finance and mortgage companies, retailers, limited purpose banks, credit unions, and thrift institutions.

Our practice groups fall into five distinct, but complementary, categories:

- Commercial Lending and Real Estate
- Public and Institutional Banking & Finance
- Bank Regulatory Matters
- Consumer Financial Services
- Payment Products and Systems

Chapman lawyers from all of our banking and financial services practice groups work together to meet our clients' legal needs. Representative of the types of commercial credit transactions we regularly handle are syndicated bank credits, asset-based lending transactions, real estate lending and REITs, agribusiness lending, debtor-in-possession financing, asset securitizations, and letters of credit and other credit enhancement transactions.

We also represent banks and other financial services entities with respect to a broad spectrum of consumer-related financial products and services, cash management, payment systems and technology, bank mergers and acquisitions, and all types of bank regulatory and compliance activities.

## Engagements

Canadian Consumer Loan Warehouse Financing  
May 2022

## Attorneys

Kimberly L. Ahlgrim  
Anna M. Anderson  
Daniel W. Baker  
David L. Batty  
Douglas A. Bird  
Allen Brown  
Paul D. Carman  
William J. Carpenter  
Jacquelyn Cerasuolo  
Valerie N. Clark  
Kelly W. Cline  
Richard A. Cosgrove  
Lara Daly-Sims  
Amanda Delaney  
Anthony M. DiGiacomo  
Tyler Dorf  
Aaron J. Efta  
Scott R. Elsworth  
Kimberly K. Enders  
David M. Field  
Craig Fishman  
Marc P. Franson  
Katherine A. Gale  
Carey Gaughan  
Thomas N. Glushko  
Justin M. Greatorex  
Cari Grieb  
Ronald J. Hacker

Acquisition Financing of Cleanroom Companies  
January 2022

Chapman Served as US Counsel to an Israel-Based Trustee in Connection with the \$506 Million Sale of New York Residential Apartment Buildings  
December 2021

Acquisition and Financing of Delaware Park Casino and Racetrack

First International Green CoCo Bond Issuance by Israeli Bank  
October 2021

Israel's First Internationally-Issued CoCo Notes  
September 2021

Acquisition of Measurement and Control Business of Emerson Electric  
September 2021

Chapter 11 Section 363 Sale  
August 2021

Acquisition of High-Precision Metal Components Supplier  
November 2020

Acquisition of Commercial Vehicle Suspension Component Supplier  
November 2020

Acquisition of Health Care Leases and Loans  
December 2018

Debt Facility for Biopharmaceutical Company  
April 2018

Term Loan for a Molecular Diagnostics Company  
April 2018

## Banking and Financial Services Record Updates

**April 7, 2020 (Updated June 28, 2022)**

Congress Acts to Preserve the Increased Debt Eligibility Threshold of the Small Business Reorganization Act of 2019

Caitlin T. Harrington

Christopher Hirst

John C. Hitt, Jr.

Thomas F. Howard

Juliet H. Huang

Matthew P. Huebsch

R. William Hunter

Olu "Ish" Ishmael

Ildiko Jona

Jenny Lee Kawamura

Michelle S. Kesner

Sarah C. Kessler

Joshua J. Kinard

Jonathan Kirschmeier

Gregory A. Klamrzynski

Carson Klarck

Kassandra Knoff

Aaron M. Krieger

Nicole C. Krol

Gabriel Lara

M. Joel Laub

René J. LeBlanc-Allman

Scott A. Lewis

Lorelle L. Lindo

Robert E. Lockner

Joseph P. Lombardo

James F. Lucarello

Carson Ludwig

Sean T. Maloney

Eric R. Manor

John J. Martin

David "Ari" Marzban

Amanda Mehr

Kellie F. Merkel

Timothy P. Mohan

**May 2022**

The Regulation of Marketplace Lending: A Summary of the Principal Issues

**April 7, 2022**

LSTA Issues New ESG Guidance

**September 13, 2021**

Screening for ESG Criteria in Lending and Investment Transactions

**April 26, 2021**

Bank Was True Lender on Loan to Student Loan Trust

**April 22, 2021**

U.S. Commits to Cutting Carbon Emissions in Half by 2030

**April 20, 2021**

Loan Associations Publish Social Loan Principles

**April 14, 2021**

Two Court Actions with Implications for Marketplace Lenders

**March 25, 2021**

SEC Poised to Take Action on ESG and Climate Change Issues

**March 2, 2021**

ESG Investing to Continue Growth in 2021 under Biden Administration

**January 13, 2021**

Consolidated Appropriations Act, 2021 Offers Temporary Relief to Certain Landlords and Suppliers from Preferential Transfer Liability

**October 13, 2020**

CMS Announces Eased Repayment Terms for Medicare Accelerated and Advance Payment Program Loans

**September 28, 2020**

Madden-Based Cases in New York Against Securitization Trusts Dismissed

**September 2020**

Strictly Speaking: What Lenders Need to Know about Strict Foreclosure and Restructurings

Tobias P. Moon

Orion Mountainspring

Michael W. Myones

Caitlin J. Nelson

Evangeline Nketia

Mark R. O'Meara

Kevin M. O'Neill

Nathan H.B. Odem

Kristine M. Osentoski

Kristin L. Parker

Christopher A. Pellegrini

William C. Petraglia

Christopher J. Preston

Kathryn A. Puls

Catherine Rossouw

Lauren D. Rushing

Meghann Salamasick

Margaret M. Seuryneck

Joshua M. Smith

Robert D. Stephan

Matthew C. Stone

Preston T. Swapp

Simone Tatsch

Jennifer L. Tedjeske

Marilynn Tham

Carol Thompson

Karen R. Thompson

Nicholas A. Whitney

Eric J. Wood

Imran Yassin

**Staff**

Michelle A. Covert

Grace J. Kim

Michelle L. Krofel

**September 2020**

OCC and FDIC Issue Final Rules on “Valid When Made”

**August 18, 2020**

Colorado True Lender Litigation Settled

**July 31, 2020**

Strictly Speaking, Part III: How Can a Lender Incentivize Management in a Strict Foreclosure?

**July 2020**

Online Lending Policy Institute: Views from the FDIC (Video)

**July 2020**

Brief Summary of Selected Tax Provisions in the CARES Act

**July 24, 2020**

Recent Regulatory Actions Focus on Technology and Innovation

**July 23, 2020**

Strictly Speaking, Part II: How Can a Lender Effect a Strict Foreclosure?

**July 16, 2020**

Strictly Speaking: Strict Foreclosure Can Provide an Efficient Smooth Exit for Lenders in the Right Circumstances

**July 7, 2020**

For Lenders – Navigating Main Street Loan Considerations

**June 2020**

Online Lending Policy Institute: Views from the OCC (Video)

**June 12, 2020**

Federal Reserve Bank of New York Issues Updated Notice of Interest for Municipal Liquidity Facility

**June 10, 2020**

Paycheck Protection Program Flexibility Act of 2020: Changes to the PPP Ahead of Its June 30 Termination Date

**June 5, 2020**

Federal Reserve Expands Eligibility for Its Municipal Liquidity Facility

Gregory Pealer

Soren W. Schwartz

Nancy Zarazua

**Areas Of Concentration**

Bank Regulatory Matters

Commercial Lending and Real Estate

Consumer Financial Services

Payment Products and Systems

Public and Institutional Banking & Finance

**June 1, 2020**

OCC Issues Final Rule on "Valid When Made"

**May 28, 2020**

Small Business Administration: Loan Forgiveness under the Paycheck Protection Program

**May 7, 2020 (Updating an April 14, 2020 Client Alert)**

Updates to the Main Street Loan Facilities Offered by the Federal Reserve

**May 6, 2020**

Federal Banking Regulators Modify the Liquidity Coverage Ratio for Banks Participating in the Money Market Mutual Fund Liquidity Facility and the Paycheck Protection Program Liquidity Facility

**April 29, 2020**

Federal Reserve Announces Changes to Its Municipal Lending Facility

**April 24, 2020**

\$484 Billion Stimulus Bill Replenishes Paycheck Protection Program and Provides Additional Funding for Health Care Providers and Coronavirus Testing

**April 22, 2020 (Updating an April 13, 2020 Client Alert)**

Questions and Answers about the Municipal Liquidity Facility Established by the Federal Reserve under the CARES Act

**April 2020**

Bankruptcy and Aircraft Finance

**April 14, 2020**

Questions and Answers about the Main Street Bank Lending and Primary Market Corporate Credit Syndicated Bank Lending Facilities Established by the Federal Reserve under the CARES Act

**April 9, 2020**

Federal Reserve Announces Six New Funding Facilities Based on CARES Act Authorizations

**April 9, 2020**

Business Tax Provisions in the CARES Act

**April 6, 2020**

Federal Reserve Bank of New York Announces April 14, 2020, Start Date for Purchases of Commercial Paper under Commercial Paper Funding Facility and Post FAQs for Program

**April 3, 2020**

Federal Reserve Posts FAQ and Borrowing Documents for Money Market Liquidity Facility

**April 2, 2020**

Federal Reserve Temporarily Removes Treasuries and Reserves from Supplementary Leverage Ratio

**April 1, 2020**

The Impact of COVID-19 on Pending and Newly Scheduled Court Hearings

**April 1, 2020**

The CARES Act—Notable Provisions for Institutions of Higher Education

**April 1, 2020 (Updating a March 31, 2020 Client Alert)**

Small Business Administration: The Paycheck Protection Program under the CARES Act

**March 31, 2020**

Small Business Administration: The Paycheck Protection Program under the CARES Act

**March 30, 2020**

The CARES Act – Notable Provisions for Health Care Businesses

**March 30, 2020**

New Financial Support Programs for Businesses, States, and Municipalities in CARES Act

**March 27, 2020**

Lender Considerations with Respect to Existing Middle Market Credit Facilities in Light of the COVID-19 Pandemic

**March 27, 2020**

CARES Act Provisions Affecting Consumer Lenders

**March 24, 2020**

Federal Reserve Amends Money Market Fund Liquidity Facility to Include Additional Collateral

**March 24, 2020**

Federal Reserve Amends Pricing, Adds Municipal Issuers, and Makes Other Changes for Recently Established Commercial Paper Funding Facility

**March 23, 2020**

Federal Reserve Announces Extensive New Measures to Support the Economy

**March 20, 2020**

Federal Reserve Announces Money Market Fund Liquidity Facility

**March 19, 2020**

Federal Reserve Establishes Special Commercial Paper Backstop and Primary Dealer Funding Facilities

**January 2020**

SEC Proposes New Rules to Update Statistical Disclosures for Banking Registrants

**January 6, 2020**

New California Consumer Privacy Rules Now in Effect. What Should Financial Institutions Be Doing?

**December 2, 2019**

Although Not a Game Changer, Sun Capital Court Reverses Lower Court Regarding Private Equity Investment Fund's Responsibility for Portfolio Company's Pension Liability

**September 26, 2019**

Beyond the Four Corners: Seventh Circuit Holds That a UCC Financing Statement May Incorporate a Collateral Description by Reference to Sufficiently "Indicate" the Collateral for Purposes of Perfection

**July/August 2019**

Second Time's a Charm: First Circuit Finds That Financing Statement Amendments Saved Defective Collateral Description

**July/August 2019**

Appeal of a Municipal Plan of Adjustment Held to Be Equitably Moot by the Ninth Circuit

**Spring 2019**

Opportunistic Investors' Drive to Accelerate Termination of a CDO Hits a Dead End

**March 2019**

Federal Banking Regulators Propose New Bank Holding Company Category System to Apply to Capital and Liquidity Requirements and to Enhanced Prudential Standards

**February 2019**

Delaware District Court Supports Secured Creditor Gift Plans

**December 11, 2018**

Colorado Ups the Ante—Sues SPV and Securitization Trusts

**November 30, 2018**

New Proposed Regulations Take the Bite out of Section 956 Deemed Dividends for Corporate Shareholders

**November/December 2018**

Seventh Circuit Holds That the Illinois Department of Revenue Must Present Evidence to Support the Value of Its Claim for Adequate Protection in a Section 363 Sale

**November/December 2018**

A Lease by Any Other Name Would Not Smell as Sweet: Fifth Circuit Denies "True Lease" Status to a "Sale" of Software

**November 1, 2018**

Borrower Disclosures Now Required for Commercial Loans Made in California

**October 2018**

Bankruptcy Desk Reference for Equipment Lenders and Lessors

**September 11, 2018**

Federal Banking Regulators Issue Interim Final Rule on Treatment of Certain Municipal Obligations as HQLA

**June 20, 2018**

Foreclosure Condo Purchasers Beware: Suit Not Required Before Past-Due Condo Association Assessments Must Be Paid

**June 20, 2018**

Designated Survivor: Ninth Circuit Rejects Designation of Secured Creditor's Unsecured Claim under Section 1126(e) of the Bankruptcy Code

**May 24, 2018**

Discovery Rule Does Not Apply to FDCPA Statute of Limitations

**May 2018**

All Is Not Lost: Courts Allow Debtors to Redeem Sold Real Estate Taxes in Bankruptcy to Avoid Losing Their Property

**May 14, 2018**

New Jersey District Court Holds That a Real Estate Tax Foreclosure Sale Can Be Set Aside as a Preference under Section 547 of the Bankruptcy Code

**March 2018**

Defaulted Securities: The Guide for Trustees and Bondholders

**April/May 2018**

All Is Not Lost: Courts Allow Debtors to Redeem Sold Real Estate Taxes in Bankruptcy to Avoid Losing Their Property

**February 13, 2018**

Deemed Dividends After the Tax Cuts and Jobs Act

**February 2018**

LIBOR Successor Rate Provisions in the Syndicated Loan Market

**February 2018**

Senior Lender Considerations in Respect of Representation and Warranty Insurance in Middle Market Private Equity Transactions



**November 27, 2017**

Life is Not a Bowl of Cherries for PACA Claimant Objecting to Cash Collateral Use:  
In re Cherry Growers, Inc.

**November 15, 2017**

Tax Reform Proposals of Interest to Financial Institutions

**November 14, 2017**

When Is a Deadline Really a Deadline? U.S. Supreme Court Clarifies the Distinction Between a Jurisdictional Appeal Filing Deadline and a Mandatory Claim Processing Rule

**October 30, 2017**

Second Circuit Reverses MPM Silicones' "Prime Plus" Formula for Cramdown Interest Rates, Delivering Secured Creditors a Welcome Victory and Resetting Market Expectations

**October 19, 2017 (Originally Published October 4, 2017)**

Make-Whole Update: Texas Bankruptcy Court Awards Unsecured Bondholders' 'Enormous' Make-Whole Claim, with Interest, Over Solvent Debtors' Objection

**October 19, 2017**

On Second Thought: Delaware Bankruptcy Court Denies \$275 Million Breakup Fee Despite Earlier Approval

**October 5, 2017**

The Proposed Limitations on Deduction of Interest Could Change Funding Choices

**October 2017 (Originally Published July 25, 2017)**

Pro Rata Sharing Provisions in Credit Agreements: What Lenders and Loan Investors Need to Know

**September 2017 (Originally Published May 10, 2017)**

In Case of First Impression, Illinois Appellate Court Holds That Senior Lender's Material Breach of Intercreditor Agreement Warrants Partial Subordination of Senior Debt

**August 25, 2017**

In Delaware, the Gift Plan Is Not Dead Yet

**August 24, 2017**

The Gift Plan: Dead or Alive?

**August 17, 2017**

Revocation Rulings Continue to Cloud TCPA Compliance

**July 2017**

Direct Purchases of State or Local Obligations by Commercial Banks and Other Financial Institutions

**July 12, 2017**

The CFPB's Final Arbitration Rule: A Deadly Blow to the Class Action Waiver

**July 2017**

Nick Whitney Discusses the Exodus of Credit Value and Other Leveraged Loan Trends on the New Xtract Research Podcast

**June 19, 2017**

Treasury Report Recommends Certain Municipal Obligations as HQLA

**June 14, 2017**

First Treasury Report on Financial Reform — Possible Securitization Impacts

**June 13, 2017**

Supreme Court Unanimously Holds That Debt Purchasers Are Not Debt Collectors in Justice Gorsuch's Landmark First Opinion

**May 23, 2017**

Sixth Circuit Holds That a Perfected Assignment of Rents Precludes a Debtor's Use of Rents as Cash Collateral

**May 19, 2017**

Victory for Debt Collectors in First of Two Landmark Supreme Court Cases

**May 2017**

Southern District of New York Issues Decision on Remand in Madden

**May 2017 (Originally Published March 8, 2017)**

Managing HELOCs

**May 5, 2017**

Not Everything You Bargained For? Ninth Circuit Holds That a Secured Creditor Holding a Non-Recourse Mortgage is Barred from Asserting a Deficiency Claim Following the Foreclosure of the Collateral

**May 2, 2017**

Notable Updates in the Law of the Uniform Commercial Code

**May 2, 2017**

Financial CHOICE Act 2.0 "Discussion Draft" Released by House Financial Services Committee

**April 17, 2017**

TCPA Update 2017: The First Quarter in Review

**April 13, 2017**

Justice Deferred: What High Court Won't Review In Lakeridge

**March 27, 2017**

SEC Issues Proposal to Amend Rule 15c2-12

**March 2017**

Companies Are Using Covenants to Restructure Their Capital Structure and Prime Existing Debt — What Lenders and Debt Investors Need to Know

**March 2017**

Chapman's Marc Franson Discusses "True Lender" Issues and the Madden Case (Video)

**March 9, 2017**

Not Just Boilerplate — The Importance of Always Verifying a Forum Selection Clause in a Commercial Contract

**February 28, 2017**

Madden Remand Decision

**February 22, 2017**

D.C. Circuit Court of Appeals Breathes New Life into the CFPB

**February 14, 2017**

What You Need to Know about "Unrestricted Subsidiaries"

**February 10, 2017**

Third-Party Exam Guidance Clarifies Increased Expectations for Vendor Management

**February 8, 2017**

The Subordination of Equity-Related Claims in Bankruptcy

**February 7, 2017**

Bank Regulatory Newsletter

**February 6, 2017**

Ninth Circuit Questions Subordination of Equity-Related Claims in Bankruptcy

**February/March 2017**

Financial CHOICE Act (H.R. 5983) as Guide to Possible Financial Regulatory Reform, Including "Dodd-Frank Repeal"

**January 25, 2017**

Second Circuit Rolls Back Expansive Trust Indenture Act Interpretation

**January 24, 2017**

New FCC Chairman May Change Tack on TCPA

**November/December 2016**

Fintech: Friend or Foe of Banks?

**December 29, 2016**

Distressed Investing: New York's Highest Court Holds — a Trade is a Trade

**December 6, 2016**

OCC Will Grant Limited-Purpose Bank Charters to Fintech Companies

**November 29, 2016**

Bank Regulatory Newsletter

**November 22, 2016**

Is Momentive Losing Momentum?

**November/December 2016 (Originally Published August 31, 2016)**

Credit Bidding: Has the “Fisker” Threat Subsided?

Municipalities in Distress? How States and Investors Deal with Local Government Financial Emergencies

**October 21, 2016**

Equitable Mootness in the Municipal Bankruptcy Context

**October 20, 2016**

D.C. Circuit Hears Challenge to FCC's Interpretation of the Telephone Consumer Protection Act

**October 19, 2016**

Adverse CFPB Ruling By D.C. Circuit

**October 12, 2016**

Sixth Circuit Dismisses Appeal of Detroit's Plan of Adjustment as Equitably Moot

**September 27, 2016**

Tax Sales and Fraudulent Transfers: Two Approaches

**September 2016**

Midstream Oil & Gas Contracts Seeing Changes Following Bankruptcy Court Scrutiny

**September 19, 2016**

In Departure from Seventh Circuit, Ninth Circuit Holds Tax Sales Are Not Fraudulent Transfers

**August 8, 2016**

Environmental Lender Liability Protection

**August 3, 2016**

MSRB Decides Not to Pursue Proposal to Require Municipal Advisors to Disclose Bank Loans, but the Discussion Surrounding Bank Loan Disclosure is Far from Over

**Spring/Summer 2016 (Originally Published April 7, 2016)**

The Federal Reserve Issues Final Rule Including Certain Municipal Obligations as HQLA

**July 25, 2016 (Originally Published July 22, 2016)**

New Maryland Court Decision: Potential Impact on Consumer Marketplace Lenders

**June 30, 2016**

Congress Approves Measures to Return Puerto Rico to Financial Stability

**June 2016**

Leveraged Lending Guidelines, New Debt Structures and Pitfalls in Bankruptcy

**June 27, 2016**

Make-Whole Update: Delaware Bankruptcy Court Rules Intercreditor Agreement Does Not Permit First Lien Noteholders to Demand Payment of Previously Disallowed Make-Whole from Junior Noteholders

**June 23, 2016 (Originally Published May 31, 2016)**

Red Or Black? Difficult Decisions Ahead for Atlantic City

**June 15, 2016**

U.S. Supreme Court Rejects Puerto Rico's Attempt at State-Level Restructuring Regime

**May 2016**

Financing Public-Private Partnerships in the U.S. Private Placement Market

**May 31, 2016**

New Jersey Approves Atlantic City Stabilization Plan

**May 26, 2016**

Are You an Over-Secured Lender in Your Borrower's Bankruptcy? Beware: You May Still Not Be Entitled to Receive Post-Petition Interest

**May 25, 2016**

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**May 25, 2016**

A Cautionary Tale for Over-Secured Creditors

**May 24, 2016**

Municipal Bankruptcy, Atlantic City and Other Games of Chance

**May 20, 2016**

New Proposed Regulations Address Earnings Stripping and Debt-Equity Classification

**May 16, 2016**

U.S. Treasury Department Issues White Paper on Marketplace Lending

**May 3, 2016**

Potential Impact of Proposed Federal Reserve Single Counterparty Credit Limits on Municipal Obligation Holders

**May 2016 (Originally Published February 3, 2016)**

FDIC Emphasizes Corporate Leadership to Address the Key Risk Management Issues Raised by Cybersecurity and Marketplace Lending

**April 19, 2016**

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**March 30, 2016**

Illinois Supreme Court Invalidates Chicago Pension Reform Law

**March 24, 2016**

The Aftermath of EMC and Caesars: Trust Indenture Act Claims Brought by Objecting Bondholders

**March 23, 2016**

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**March 21, 2016**

Supreme Court Asks for Government View on Madden Appeal

**March 10, 2016**

CFPB Turns Its Spotlight on Marketplace Lenders

**February 29, 2016**

Make-Whole Update: Delaware District Court Follows New York's Lead in Disallowing Make-Whole Premium in Bankruptcy — Dispute Moves to Third Circuit

**February 19, 2016**

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**February 18, 2016**

A Sui Generis Approach to 'Insider' Status in Bankruptcy

**February 8, 2016 (Originally Published February 1, 2016)**

Pennsylvania Decision Highlights 'True Lender' Risks

**February/March 2016 (Originally Published October 15, 2016)**

The LSTA Publishes Detailed Response to the ABI Commission's Proposed Bankruptcy Reforms

**February 1, 2016**

New Federal Court Decision Applies the "True Lender" Doctrine to Internet-Based Payday Lender

**November 12, 2015**

EFH Ruling Impairs Creditor Reliance on Indenture Trustees

**November 9, 2015**

Maryland Court Decision Could Affect Consumer Marketplace Lenders

**September 24, 2015**

So Long as It's Your Own Money — Third Circuit Allows Secured Creditors to Gift Value to Junior Creditors to Resolve Sale Objection Even When More Senior Creditors Receive Nothing

**September 23, 2015**

Bank Regulatory Newsletter

**September 2015 (Originally Published June 3, 2015)**

Federal Court Decision Creates Uncertainty for Non-Bank Loan Assignees and Certain Marketplace Lenders Regarding the Scope of Federal Preemption of State Usury Laws

**September 2015 (Originally Published June 24, 2015)**

Judgment Creditors: How Building a Strong Record During Citation Proceedings Can Pay Dividends in Bankruptcy

**August 13, 2015**

Unitranche Facilities and the Jurisdiction of Bankruptcy Courts: RadioShack's Chapter 11 Leaves Questions Unanswered

**August 13, 2015**

Second Circuit Declines to Rehear Madden Case

**July 30, 2015**

The Precedential Value of Sagamore Partners

**July 29, 2015**

Bank Regulatory Newsletter

**July 27, 2015**

Legislation Opens a New Chapter for Municipal GO Bondholders in California

**July 23, 2015**

Another One Bites the Dust — Energy Future Decision Likely Precludes Future Arguments to Lift the Automatic Stay in the Make-Whole Context

**July/August 2015**

S.D.N.Y. Affirms MPM Silicones' "Prime Plus" Formula for Cramdown Interest Rates, Likely Harming Creditor Recoveries

**July 14, 2015**

First Circuit Affirms Invalidity of Puerto Rico's Public Corporations Debt Enforcement and Recovery Act

**July 10, 2015**

Treasury Releases Proposed Updates to U.S. Model Treaty

**July 8, 2015**

Marblegate II and the "Tyranny of the Minority" – Another Weapon is Added to Bondholders' Arsenal to Disrupt Exchange Offers and Restructurings

**July 6, 2015**

Bank Regulatory Newsletter

**July 2, 2015**

Challenges Ahead for Chapter 11 Retained Professionals: The Implications of Baker Botts v. Asarco

**June 16, 2015**

Change of Control Defaults: Healthways Case May Put Lenders' Protections in Doubt

**June 15, 2015**

Can You Vote More Than Once? The Bankruptcy Code's Current "Numerosity" Standard Under 1126(c) and Possible Reform

**June 3, 2015**

The Federal Reserve Proposes Including Certain Municipal Obligations as HQLA

**June 2015**

The ABI Commission on Reform of Chapter 11 Final Report: What Secured Creditors Need to Understand

**May 18, 2015**

S.D.N.Y. Affirms MPM Silicones' "Prime Plus" Formula for Cramdown Interest Rates, Likely Harming Creditor Recoveries



**May 12, 2015**

It's Not All Bad: ABI Proposals That Could Benefit Secured Creditors

**May 8, 2015**

Bank Regulatory Newsletter

**May 5, 2015**

Does Your Intercreditor Agreement Properly Protect You? Common Mistakes and How to Fix Them — Lessons Learned From the MPM Silicones and RadioShack Cases

**March 25, 2015**

To the Point!

**March 13, 2015**

The Trust Indenture Act has Reemerged as a Powerful Tool for Objecting Bondholders Outside of Bankruptcy

**February 19, 2015**

If It Walks Like a Duck... In re Duckworth: Another Warning to Lenders to Take Care in Drafting Security Documents

**February 10, 2015**

Puerto Rico Recovery Act Ruling Reaffirms Creditor Expectations

**February 10, 2015**

Fundamentals of Middle-Market Acquisition Financing

**February 6, 2015**

MSRB Releases Bank Loan Disclosure Advisory

**February 6, 2015**

Court Finds Mistaken Filing Terminates Security Interest Securing \$1.5 Billion Loan

**February 2, 2015**

Your Blanket (Lien) May Have Holes: Proposed Amendments May Further Erode Secured Lenders' Rights

**January 27, 2015**

Can Bankruptcy Sales Be Free and Clear of Unknown Future Claims?

**January 15, 2015**

Twin Daggers: Proposed 363(x) Amendments and Revisions to Adequate Protection Provisions Would Significantly Erode Secured Creditors' Recoveries

**January 13, 2015**

To the Point!

**January 5, 2015**

Redemption Option Value: Broad Implications for Secured Lenders

**January 2015**

I'm a Secured Creditor so I'm Entitled to Default Interest, Right?

**December 23, 2014**

If It Walks Like a Duck...In Re Duckworth: Another Warning to Lenders to Take Care in Drafting Security Documents

**December 17, 2014**

The ABI Commission on Reform of Chapter 11 Issues Final Report: What Secured Creditors Need to Understand

**December 16, 2014**

Bank Use of Social Media Data: Compliance Issues

**December 10, 2014**

Prepaid Card Proposed Rule: How Does It Apply to Your Card Programs?

**November 20, 2014**

IRS Proposes Removal of 36-Month Rule for Reporting Cancellation of Debt

**November 13, 2014**

Summary of CFPB Proposed Rule for Prepaid Products

**November 12, 2014**

To the Point!

**November 5, 2014**

To the Point!

**November 5, 2014**

Delaware Supreme Court Rules that a Mistaken Filing Can Terminate Security Interest

**October 2014**

2014 Creditors' Rights: Implications of a Changing Landscape for Secured Creditors

**October 9, 2014**

To the Point!

**October 9, 2014**

Fundamentals of Middle-Market Acquisition Financing

**September 29, 2014**

MPM Silicones Latest Court to Whittle Away at Secured Creditor Protections: Plan Confirmed Providing Secured Creditors with Below Market Replacement Notes

**September 4, 2014**

I'm a Secured Creditor so I'm Entitled to Default Interest, Right?

**August 20, 2014**

Good News for Creditors Filing Proofs of Claim!