



Senior Lending

Chapman and Cutler's Commercial Lending and Real Estate Group represents a variety of state and federally chartered financial institutions, commercial finance companies, and U.S. branch offices of banks chartered in Canada, Japan, France, the Netherlands, and Germany.

We regularly handle secured and unsecured credit facilities ranging from single-lender to widely syndicated credit facilities. The firm is frequently retained to counsel clients in the areas of asset-based lending, agribusiness lending, and leveraged buyout financing. We also handle construction lending and all aspects of real estate finance.

In addition, we have represented both lenders and borrowers in connection with senior secured facilities to provide financing to private equity funds secured by capital commitments. These facilities include a wide variety of fund types, including real estate, energy, and infrastructure with entities domiciled both on and offshore. We advise on all aspects of such transactions, from structuring to managing relationships with a diverse array of fund investors, including institutional, governmental, and foreign investors.

We work with clients through the lending process, from the initial structuring through the negotiation of commitments, drafting and negotiation of loan documents and closing. Our practice group attorneys bring substantial experience to debt restructurings and workouts, both inside and outside of bankruptcy.

Representative Transactions

- Represented the agent lender in a \$50 million acquisition financing of a California winery secured by vineyard real estate and operating assets
- Represented the lender in an \$11.3 million, three-year secured credit facility for the acquisition of a processor and distributor of ethnic food products. This transaction included negotiating an intercreditor agreement with the mezzanine lender involving the subordination of its claims as well as its junior liens on the assets of the borrower to the

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Related Practices

Agribusiness Lending
Asset-Based Lending
Commercial Lending
Commercial Lending and Real Estate
Derivatives Transactions
Ex-Im Bank Financing
Lending to Private Equity

senior debt and liens.

- Represented the agent lender in an \$80 million loan facility to a processor of beef secured by real estate in multiple jurisdictions as well as operating assets
- Represented the agent bank in a \$210 million revolving credit facility for a grocery wholesale company secured by the working capital assets of the borrower and its subsidiaries
- Represented the agent bank in restructuring a \$325 million revolving credit and term loan facility secured by all real and personal property of a biogenetic company and certain of its subsidiaries, including stock of foreign subsidiaries and intellectual property in various South American and European countries
- Represented the agent bank in a \$130 million synthetic lease to a California wine company for vineyard acquisition and development and a \$25 million synthetic lease for a wine distribution center
- Represented the agent bank in an \$80 million revolving credit and term loan facility for an international processor secured by substantially all real and personal property of the borrower and its subsidiaries in the United States, Australia, and New Zealand
- Represented the agent bank in a \$50 million, three-year secured revolving credit facility (asset-based/dominion of funds basis) to refinance the indebtedness of a West Coast agricultural firm. The capital structure included a separate second-lien term loan
- Represented the agent bank in a \$140 million unsecured revolving credit facility for a West Coast chemical company
- Represented the agent bank in a \$130 million revolving credit facility for a sugar processor secured by substantially all personal property of the borrower and its subsidiaries
- Represented the agent bank in a \$110 million revolving credit facility for a healthcare REIT
- Represented the agent bank in a \$55 million revolving credit facility for a residential homebuilder
- Represented the agent bank in a \$450 million revolving credit facility for a hospitality REIT
- Represented the agent bank in a \$25 million revolving letter of credit facility for a diversified REIT
- Represented agent banks, syndicate banks, and borrowers in approximately 100 revolving credit facilities secured by capital

Firms

Letters of Credit/Bankers
Acceptances

Loan Syndications and
Trading/Syndicated Credits

Public and Institutional
Banking & Finance

Real Estate Investment Trusts
(REITs)

Regulatory Capital Notes

commitments of investors

- Represented the agent bank in \$800 million term and revolving credit facilities for a multi-national real estate services company
- Represented the agent bank in \$750 million term and revolving credit facilities for a credit card marketing and private-label card program company