

Commercial Finance: Lender Representation

Seyfarth Shaw LLP's commercial finance team represents lenders, from regional banks and large investment banks to alternate lending funds and other non-traditional lenders, in finance activities across the U.S. ranging in size from \$5 million to billions.

Our lending clients engage us in a wide array of finance transactions including secured and unsecured credit facilities; mezzanine financings; inter-creditor arrangements; syndicated loans; equipment lease transactions; asset-based loans; acquisition financing; specialty financing; project finance; and loan workouts, restructurings, and bankruptcy matters.

We focus on helping clients close transactions in an efficient and timely manner while carefully safeguarding their interests and fostering customer relationships. For our clients with a high-volume of transactions, we have used our award-winning legal service model, SeyfarthLean®, to develop processes and tools that streamline the lending process, reduce outside legal costs, and provide consistent service delivery.

Complementary Practices

Real Estate Finance: This team has closed loan transactions totaling billions of dollars for some of the largest capital market investment banks and institutional lenders in the U.S. These loans have been for all types of properties across the country, and have included some of the largest transactions in the industry.

Public Finance: Over the last decade, this team has closed more than \$30 billion in debt financing, including various public, private, taxable and tax-exempt offerings for a variety of asset classes.

Health Care Finance: This team combines its experience in asset-based and cash flow finance, real estate finance, capital markets, and health care regulatory issues to guide and maneuver clients through the complex structuring, documenting and negotiating of health care related finance transactions.

Restructuring and Workouts: Our finance team works hand in hand with our bankruptcy attorneys to guide lenders, borrowers, and other parties through in and out of court restructurings of distressed credits. Our experience includes debtor in possession loans, negotiating terms of cash collateral usage, analyzing a debtor's capital structure to identify structural risks and untapped value (if any), sales of assets through foreclosure or bankruptcy auction, exit finance, and advice on reorganization or liquidation plans.

Loan and Claims Trading: We advise lenders/creditors looking to extricate themselves from the risks and uncertainties of a distressed situation by guiding them through a sale to

remove the exposure from their balance sheets. Further, we regularly advise end purchasers looking to accumulate a position of influence or control in a distressed entity (or eventual ownership of the restructured company), seeking to hedge or arbitrage in an obligor's capital structure, or who simply believe a distressed asset is undervalued.

What Sets Us Apart

✓ *Chambers USA* has recognized Seyfarth attorneys in Georgia, Illinois, and Massachusetts as among the best in the Banking and Finance industry.

✓ Actively involved in the Commercial Finance Association, the Loan Syndication and Trading Association, the Council of Development Finance Authorities, the New York Institute of Credit, and serve as committee members on the American Bar Association's Commercial Finance Committee.

✓ We offer 360° representation, from origination and negotiation, to structuring and closing. We are involved in loans from all stages of a company's development and across all industries.

Demonstrated Track Record of Results

- Represented the joint lead arranger, collateral agent, and lender in a \$4 billion senior, secured, syndicated revolving credit facility to two major department stores and their subsidiaries, and in a separate \$500 million senior secured letter of credit facility.
- Represented the joint lead arranger, collateral agent, and lender in a \$2 billion senior, secured, syndicated revolving credit facility to one of the largest toy store retailers in the world, including cross border guaranties and collateral from its foreign subsidiaries.
- Represented a leading financial institution as credit enhancement provider in a substitution of liquidity facility with respect to a \$208 million senior bond series.
- Represented a regional bank in term loan facilities valued at \$370 million to a borrower for working capital, purchasing of equipment and permitted acquisitions.
- Represented the U.S. subsidiary of a foreign bank as lead lender in a \$50 million syndicated financing of a NYSE company "go-private" transaction.
- Represented the U.S. subsidiary of a foreign bank in connection with a \$75 million syndicated construction loan for the development of a mixed-use residential and retail company in Boston.
- Represented the U.S. subsidiary of a foreign bank in a \$100 million revolving credit facility to a marine transportation company. The syndication included three other lending institutions, and numerous title and NVDC issues.
- Represented a regional bank in connection with a \$5.4 million acquisition financing to a manufacturing company to acquire the assets of a multinational company that specializes in silicone and silicone-based technology.
- Represented a regional bank in a \$20 million revolving loan facility and \$2 million term loan facility to a major distributor and provider of IT products and solutions throughout the U.S.
- Represented a regional bank in a \$8.5 million capital call line of credit to a real estate fund.
- Represented a leading financial institution in a \$150 million loan to support the merger of two REITs.
- Represented a diversified financial services company as a co-lender in a \$300 million credit facility to a pharma company owned by a leading private equity sponsor.
- Represented a diversified financial services company as a co-lender in a \$130 million credit facility to a portfolio company of a private equity firm in the healthcare industry. A significant portion of the loan was used for a dividend recapitalization.
- Represented a diversified financial services company as a co-lender in a \$158.5 million credit facility to a private equity owned manufacturer of vitamin, supplement and other nutraceutical products in the U.S.
- Represented a leading U.S. financial bank in several commercial loans over the last year, including a \$650 million syndicated loan with a \$100 million accordion feature to a major waste management company, and a \$23 million line of credit and \$51.5 million bridge loan to a healthcare provider secured by all personal property assets.
- Represented a leading U.S. financial bank as administrative agent for a group of lenders in a syndicated \$175 million secured term loan to a real estate mortgage lender and servicer. The loan was secured by a real estate portfolio, which required consents and negotiations with Fannie Mae, Freddie Mac and others.
- Represented a real estate investment company as lender in connection with several acquisition and renovation loans ranging in size from \$8 million to \$50 million
- Represented a foreign bank in the refinancing of several properties across California. The refinances ranged in size from \$14 million to \$225 million.
- Represented a healthcare provider in the senior living facility industry in the \$62 million refinance of an existing mortgage loan and the \$6 million refinance of an existing accounts receivable credit revolver.



"Seyfarth Shaw" refers to Seyfarth Shaw LLP. Our London office operates as Seyfarth Shaw (UK) LLP, an affiliate of Seyfarth Shaw LLP. Seyfarth Shaw (UK) LLP is a limited liability partnership established under the laws of the State of Delaware, USA and is authorised and regulated by the Solicitors Regulation Authority with registered number 556927. Legal services provided by our Australian practice are provided by the Australian legal practitioner partners and employees of Seyfarth Shaw Australia, an Australian partnership.