

Debtors

Overview

The Bankruptcy, Restructuring & Insolvency practice group's comprehensive experience in bankruptcy naturally includes our frequent representation of business debtors of virtually all sizes, industries, structures, locations and business models. We pride ourselves on forming targeted teams that can immediately assess our clients' needs and efficiently craft customized legal and financial solutions designed to achieve our clients' objectives.

Our sophisticated and prolific bankruptcy practice has a truly international scope that allows Munsch Hardt professionals to remain well-connected with other business parties, professionals, lenders, liquidators and adversaries who are typically implicated in bankruptcy cases and restructurings. This allows us to effectively strategize with our clients in the administration of complex bankruptcy estates and provide them with ample access to business, financial and other professional services and offerings that may be necessary in order to accomplish the restructuring objectives.

Moreover, our Bankruptcy, Restructuring & Insolvency team includes a stable of aggressive and extremely sophisticated business litigation attorneys who are as experienced in the courtroom as they are in the boardroom. Whether in state or federal court, or even alternative forums, such as specialized courts or arbitration, our attorneys possess the skills, experience, relationships and reputations needed to properly develop and pursue a principled, strategic plan of attack and to effectively and zealously advocate our clients' legal positions, both in negotiations and in court.

Our goal is to clearly outline options and then collaboratively work with our clients on developing and implementing the best restructuring strategy.

Experience

Hospitality Representation

Represented Texas Grand Prairie Hotel Realty, LLC and certain of its debtor affiliates in their Chapter 11 cases filed in the Northern District of Texas. The debtors own and operate four Hyatt Place hotels in Texas. The case was significant because the debtors were able to confirm a plan on cramdown of the senior lender and obtain a rate of interest under the Till formula approach, which was the first time this had been applied in this Circuit to a contested Chapter 11 plan and which was substantially less than the rate demanded by the secured lender. The order confirming the Chapter 11 plan was appealed to the United States Court of Appeals for the Fifth Circuit, which affirmed the cramdown and the interest rate, leading to new and significant precedent in the Fifth Circuit.

Real Estate Representation

Represented CSD, LLC in Chapter 11 cases filed in the District of Nevada. The debtor owns a 52 acre estate located in Las Vegas, which includes the residence of Wayne and Kathleen Newton, Mr. Newton's memorabilia, an exotic car collection, 55 Arabian horses and a number of exotic animals.

Real Estate Representation

Represented BHFS I, LLC and certain of its debtor affiliates in their Chapter 11 cases filed in the Eastern District of Texas. The debtors own and operate office, retail and high end residential space at the highly-regarded project known as "Frisco Square," near Dallas, Texas. The debtors also owned approximately 37.5 acres of fully developed office, retail, multifamily, hotel and parking garage development sites. The debtors' plan was successfully confirmed within six months of filing of the bankruptcy petition.

Energy Representation

Represented Vanderra Resources, LLC in its Chapter 11 case filed in the Northern District of Texas. The debtor was a privately owned oilfield construction company based in Fort Worth, Texas providing one-stop oilfield services such as construction/reclaiming of oilfield drilling locations, building, supplying, and maintaining frac pits, high rate water transfers, poly line transfers and roustabouts.

Agriculture Representation

Represented Paul Reinhart, Inc. in its Chapter 11 case filed in the Northern District of Texas. Prior to the bankruptcy filing, the debtor was the fourth largest cotton merchant in the United States and the largest seller of organic cotton worldwide, with annual revenue of approximately \$550 MM.

Food Services Representation

Represented Golden Restaurants, Inc. in its Chapter 11 case filed in the Northern District of Texas. The debtor is the largest national franchisee of Golden Corral, with more than 3,500 employees and restaurants located in eight states.

Hospitality Representation

Represented BPP Texas, LLC and certain of its debtor affiliates in their Chapter 11 cases filed in the Eastern District of Texas. The debtors own and operate 22 Wyndham branded hotels across the United States.

Debtor Representation

Represented Nelson Bunker Hunt in his Chapter 11 case, filed in the Northern District of Texas. At the time of the filing, this was one of the largest personal bankruptcy cases ever filed, involving more than \$250 MM in assets and over \$2 B in contested claims.

Energy Representation

Represented an E&P oil and gas company in its Chapter 11 case, involving in excess of \$150 MM in debt. The debtor was successfully restructured under a plan providing for new capital raised through an equity rights offering.

Practice Leaders



Ross Parker

Dallas
214.855.7511
rparker@munsch.com



Davor Rukavina

Dallas
214.855.7587
drukavina@munsch.com

Related People

Beverly Bass
Thomas Berghman
John Cornwell
Brenda Funk
Kevin Lippman
Jay Ong
Alexander Perez
Deborah Perry
Davor Rukavina
Garrick Smith
Julian Vasek
Conor White

Related Practices

Bankruptcy, Restructuring & Insolvency
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Committees
Creditors
Cross-Border Insolvency
Fraud & Asset Recovery
Insolvency Litigation
Trustees
Receiverships

Related Industries

Financial Services
Construction
Energy
Health Care
Hospitality
Insurance
Manufacturing
Real Estate
Retail
Technology & Telecommunications
Transportation

Newsroom

In The News: Munsch Hardt in Law360: Oil & Gas Bankruptcies May Drag As Secured Debt Swells

In The News: Munsch Hardt Snags Norton Rose Bankruptcy Pro In Houston

Press Release: Munsch Hardt Earns Top-Tier Rankings in 2016 Best Law Firms List

In The News: Female Powerbroker Q&A: Munsch Hardt's Deborah Perry

In The News: Reservoir Exploration Files for Chapter 11 with Plan

Article: What Every Bankruptcy Attorney Needs to Know About Cash Collateral and DIP Financing