



Benjamin D. Feder

Special Counsel

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About

For more than three decades, Ben Feder has focused his practice on bankruptcy and restructuring matters. He is appreciated by clients and colleagues alike for his extensive experience and legal acumen, outstanding negotiation and drafting skills, and creativity and effective advocacy when protecting and maximizing value for his clients.

Ben represents indenture trustees, bank lenders, debtors, bondholders, creditors' committees and other parties in interest, in all phases of Chapter 11 and other cases under the Bankruptcy Code, in U.S. and foreign workouts, and in out-of-court restructurings. Much of his work centers on distressed M&A transactions, representing purchasers in the acquisition of troubled companies. Ben has also appeared pro hac vice in bankruptcy cases in jurisdictions throughout the United States.

Whether Ben is working with a company facing financial challenges, a major creditor of a troubled business, or an investor seeking to buy a distressed enterprise or select assets, his commitment and perseverance to each client's objectives benefit those he serves.

In December 2014, Ben completed the comprehensive ABI/St. John's 40 Hour Bankruptcy Mediation Training program and was accepted onto the official panel of mediators for the Southern District of New York, the Eastern District of New York, and the District of Delaware.

From 1995 to 1998, Ben was a founder and principal member of Westchester Brewing Company. Earlier in his career, Ben served as a law clerk to the Honorable Cecelia H. Goetz in the U.S. Bankruptcy Court for the Eastern District of New York.

In 2023, Ben joined *Law360's* 2023 Bankruptcy Editorial Advisory Board as one of its twelve members.

Experience

Distressed M&A Purchasers

667 East 34th Street Owners Corporation; Achaogen; AE&E; Amagansett Family Farm; Ambassador Eyewear; Asia Global Crossing (the first acquisition by a Chinese company of assets in a U.S. Chapter 11 case); Broadway Trading; Compass Learning; Lynnhill Condominium Association; Oreck Corporation; Pappas Telecasting; Pillowtex; Pocket Communications; Stone & Webster; and Telergy.

Indenture Trustees

American Eagle Energy; Arch Coal; Bruin E&P Partners; Caesars Entertainment Operating Corporation; Energy Future Holdings; General Motors; iHeart Communications; Midstates Petroleum; Motorcoach Industries; Orexigen Therapeutics; Nebraska Books; Noble Corporation plc; Reichhold Industries; Residential Capital; Sears Holdings; Southeastern Grocers; UTEX Industries; Valaris plc; Vanguard Resources; Warren Resources and Windstream Holdings.

Debtors

Barzel Industries; Contessa Premium Foods; Delphi; SGL Carbon; U.S. Datanet; and Winstar.

Pre-Petition Lenders

1769 LLC; Al Copeland Enterprises (Popeye's Famous Fried Chicken); Ames Department Stores; Cabrini Medical Center; Owens Corning; Quality Stores; R.H. Macy & Co.; and Radnor Holdings.

DIP Financing Lenders

AMF; MicroAge; Niagara Frontier Hockey (Buffalo Sabres); and Stage Stores.

International Restructurings

Afren (UK); Catalyst Paper (Canada); Concordia International Corp. (Canada); Lightstream Resources (Canada); Ocean Rig (Cayman Islands); Telewest Communications (UK), TPI Polene (Thailand); and Sociedad Commercial del Plata (Argentina).

Other Significant Creditor Representations

Hawker Beechcraft; Magna Entertainment Corporation; Nortel; Tonopah Solar Energy; and Visteon Corporation.

Honors

The Best Lawyers in America® (Woodward/White, Inc.), Bankruptcy and Creditor-Debtor Rights / Insolvency and Reorganization Law, 2018-2021.

Retail Manufacturing/Distribution Deal of the Year (Sale of Oreck Corporation to Royal Appliance Manufacturing Co.), *The M&A Advisor*, 2014

Legal Aid Society Pro Bono Award, 2004

Affiliations

American Bankruptcy Institute

Turnaround Management Association's *The Journal of Corporate Renewal*, editorial advisory board, 2011.

Related Services

Bankruptcy and Restructuring
Finance and Lending

Financial Institutions

Education

Boston University School of Law, J.D., 1985

- American Jurisprudence Awardhighest grade in Constitutional law

Boston University, B.A., 1981

- magna cum laude

Admissions

Connecticut, 2022

New York, 1986

Courts

U.S. District Court–Southern District of New York

U.S. District Court–Eastern District of New York

U.S. District Court–District of Colorado