

Partner, New York

Corporate Restructuring



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Education

J.D., Fordham University
School of Law, 2011 (*cum laude*; Notes
& Articles Editor, *Fordham Law Review*)

B.S., University of Pittsburgh, 2008
(*magna cum laude*)

Bar Admissions

New York

Evan Hill focuses his practice on complex corporate and financial restructurings, advising clients in all aspects of out-of-court restructurings, liability management transactions, Chapter 11 reorganizations, and distressed mergers and acquisitions. Mr. Hill's restructuring experience spans a wide variety of industries, including health care, energy, financial services, shipping and media. He also has experience representing corporate clients, private equity sponsors and investment banks in connection with public and private mergers and acquisitions, recapitalizations and equity investments, including PIPE investments in de-SPAC transactions.

Mr. Hill is an active member of several industry and charitable organizations. For example, he has served as a member of the board of directors and in other leadership positions of the New York City Chapter of the Turnaround Management Association (TMA). He also is a member of the American Bankruptcy Institute (ABI) and the New York City Bar Association, where he serves on the Bankruptcy and Corporate Reorganization Committee and formerly served as secretary and treasurer of the Legal History Committee. Mr. Hill also is a member of the leadership of Young Catholic Renewal, a group of professionals in the corporate restructuring industry aged 40 and under who are committed to providing charitable assistance to those in need.

Additionally, Mr. Hill actively represents a variety of *pro bono* clients, with a focus on nonprofit organizations. He has advised dozens of nonprofit organizations in all aspects of corporate governance, commercial transactions and mergers and acquisitions. Mr. Hill also is a member of the Law Firm Anti-Racism Alliance Banking Working Group, which is tasked with examining the practices of banking and financial institutions to determine how best to address elements of the industry that perpetuate racial inequity.

Mr. Hill was named to the ABI's 2022 40 Under 40 list of Emerging Leaders in Insolvency Practice, in addition to being the winner of the TMA's Emerging Leader Award in 2020. He also was named as the winner of a 2020 Cornerstone Award by the Lawyers Alliance for New York in recognition of providing distinguished *pro bono* service to nonprofit organizations. Mr. Hill also frequently writes and speaks on issues pertaining to financial distress and restructuring.

His significant representations include:

Company/Board Representations

- a publicly traded health care company in connection with contingency planning and liability management transactions involving significant contingent liabilities and billions of dollars of debt
- the special committee of the board of directors of a Latin American financial services company
- a sponsored portfolio company in the entertainment industry in connection with contingency planning and out-of-court liability management transactions
- an international offshore drilling company in connection with contingency planning and liability management transactions involving more than \$1 billion of debt
- Stearns Lending in its Chapter 11 restructuring involving approximately \$1.3 billion of debt
- New Cotai in its Chapter 11 restructuring involving approximately \$850 million of debt
- SunEdison in the largest Chapter 11 case filed in 2016 involving the restructuring of approximately \$8.7 billion of debt and \$2.3 billion in gross asset sales
- iPayment in its out-of-court exchange offers and refinancing involving nearly \$1 billion of debt
- Millennium Health in its prepackaged Chapter 11 cases and restructuring of \$2.1 billion of debt
- Nautilus Holdings Limited in its Chapter 11 cases involving \$770 million of debt

Creditor/Lender Representations

- Barclays Bank in connection with its roles as pre- and post-petition lender and agent under various multibillion-dollar financing facilities with Ditech Holding Corporation
- Bank of America, N.A. as the agent for the prepetition \$1.85 billion revolving credit facility for Toys “R” Us
- Black Diamond Capital Management as the largest secured creditor in the Chapter 11 cases of Harvey Gulf International Marine
- Salus Capital Partners LLC as secured creditor in RadioShack’s Chapter 11 cases

Purchaser/Equity Representations

- L’Occitane International S.A. in connection with the Chapter 11 case of its wholly owned subsidiary L’Occitane, Inc.
- Highbridge Capital Management as DIP lender and stalking horse bidder in the Chapter 11 cases of Pernix Therapeutics
- United Natural Foods in its acquisition of SUPERVALU for \$2.9 billion, including assumption of outstanding debt and liabilities
- Talen Energy as equity holder in connection with the prepackaged Chapter 11 cases of New MACH Gen involving approximately \$600 million of debt
- Sciens Capital Management as controlling stockholder in connection with the Chapter 11 cases of the firearm manufacturer Colt Defense

Publications

- “Lessons Learned From Recent Uptier Transaction Litigation,” *Turnaround & Workouts*, October 2023
- “Early Stage Capital Raising Trends in Chapter 11 Reorganizations,” *Skadden Insights*, June 2023
- “Prepackaged Bankruptcies,” *Strategic Alternatives For And Against Distressed Businesses*, 2023
- “Uptier Exchange Transactions Remain in Vogue, Notwithstanding Litigation Risk,” *Westlaw*, March 8, 2021, and *Skadden, Arps, Slate, Meagher & Flom LLP*, February 2, 2021
- “Fifth Circuit To Weigh Enforceability of Make-Whole Premiums in Chapter 11,” *Skadden’s 2021 Insights*, January 26, 2021
- “Prepackaged Bankruptcies” chapter, *Strategic Alternatives For and Against Distressed Businesses*, 2021
- “New York Court of Appeals Ruling Could Shift Negotiating Leverage to Holdout Noteholders in Out-of-Court Restructurings,” *Skadden, Arps, Slate, Meagher & Flom LLP*, November 18, 2020
- “Speaking Engagements”
 - “The Nuts & Bolts of Bankruptcy Law 2024 / #1 The Nuts & Bolts of a Chapter 11 Plan,” Financial Poise webinar, January 24, 2024
 - “Liability Management Panel: Navigating Past Challenges and Charting Future Paths,” Distressed Investing Conference, November 29, 2023
 - “Plan Confirmation Issues: Recent Decisions and Hot Topics,” New York City Bar Association panel discussion, October 18, 2023
 - “The Eye of the Storm: A Look at Current Trends & Distressed Opportunities for 2021,” Turnaround Management Association webinar, January 27, 2021
 - “Review & Outlook: Restructurings Beyond Covid-19,” 12th Annual Restructuring + Distressed Investing Intelligence Forum and Turnaround Atlas Awards, January 21, 2021