



Marc A. Horwitz

Partner

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Marc Horwitz regularly advises domestic corporations and multinational financial institutions on all aspects of derivatives and structured financial products.

Marc concentrates his practice on representing domestic corporations, multinational banks and insurance companies in swap and derivative transactions as well as other financial products. He also represents corporations, banks and other financial institutions—both local and multinational—in other structured finance transactions as well as custody arrangements, global and domestic repurchase agreements, securities lending arrangements and exchange traded futures.

EXPERIENCE

REPRESENTATIVE LEGAL MATTERS

- Regularly advises major US, non-US and multinational corporations, banks, insurance companies and municipalities on the documentation, settlement and close-out of swap and other over-the-counter derivative transactions (including currency, interest rate, equity, commodity, carbon emissions and credit derivative transactions) pursuant to the ISDA Master Agreement and related documentation.
- Regularly advises major US, non-US and multinational corporations, financial institutions, insurance companies and municipalities on documentation of domestic and global repurchase agreements, custody arrangements, collateral management arrangements, securities lending arrangements, cleared derivatives arrangements, and futures, options and other securities account agreements.
- Regularly advises financial institutions, corporations, hedge funds, insurance companies and municipalities on regulatory and compliance issues arising under the derivatives provisions of the Dodd Frank Act.
- Regularly advises major US, non-US and multinational corporations, financial institutions, insurance companies and municipalities on all aspects of the transition from inter-bank offered rates such as LIBOR to risk-free reference rates such as SOFR.
- Advises major banks and corporations on supply chain finance, factoring and receivables finance transactions.

CREDENTIALS

RELATED SERVICES

- Finance
- Derivatives
- Structured Finance and Securitization
- Insurance and Reinsurance Disputes

RELATED SECTORS

- Insurance
- Financial Services

Admissions

- Illinois

Recognitions

The Legal 500 United States has repeatedly recognized Marc for the quality of his work in the US in derivatives and structured products. The directory has noted that he is "'insightful,' 'efficient,' 'proactive' and always 'up-to-date with evolving and complex elements in the derivatives field.'" He has a "very strong background and excellent understanding of current business issues impacting the derivatives market."

Prior Experience

Prior to joining DLA Piper, Marc was head of the North American derivatives practice at another large global law firm.

Education

- J.D., Indiana University Maurer School of Law 1994
- B.A., Economics, University of Michigan 1991

Memberships

- American Bar Association

INSIGHTS

Publications

Will COVID-19 disrupt LIBOR transition planning? (Global)

17 March 2020

The effects of coronavirus disease 2019 (COVID-19) on the global economy are causing many to ask whether the timing of the LIBOR transition may also be affected.

ISDA 2018 US Resolution Stay Protocol

9 MAY 2019

On July 31, 2018 the International Swaps and Derivatives Association published the ISDA 2018 US Resolution Stay Protocol (the US Protocol). The US Protocol is intended to enable parties to ISDA Master Agreements and similar Protocol Covered Agreements (PCAs) to contractually recognize the cross-border application of special resolution regimes applicable to global systemically important entities and their affiliates.

- Author, "Overview: US Resolution Stay Rules and the ISDA® 2018 US Resolution Stay Protocol," *Thomson Reuters*, October 12, 2018
 - Co-author, "ISDA 2016 Variation Margin Protocol: Margin Rules Compliance Guide-United States," *The Journal on the Law of Investment & Risk Management Products*, Vol. 36, Issue 11, Dec 2016
 - Co-author, "Life on the margin: US margin rules finalized at last," *Journal of Investment Compliance*, Vol. 17, No. 2, 2016
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- Co-author, "The Waiting Is the Hardest Part: The CFTC Issues Final Rule Defining Swap Dealer and Major Swap Participant," *Practical International Corporate Finance Strategies*, April 30, 2012

Events

- "Dodd-Frank Issues for EU Market Participants," IFE Benelux EMIR Conference, Brussels, December 6, 2013
- "Dodd-Frank Issues for EU Market Participants," LFE Benelux EMIR Conference, Luxembourg, December 5, 2013

NEWS

DLA Piper advises Seaspan Corporation in US\$201.25 million 3.75% exchangeable senior notes offering

4 January 2021

DLA Piper represented Seaspan Corporation, a leading independent owner and operator of containerships, in its offering of US\$201.25 million principal amount of 3.75% exchangeable senior notes due 2025 closed on December 21, 2020.
