



Rachel Ehrlich Albanese

Partner
CHAIR, US RESTRUCTURING PRACTICE

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- Restructuring

Rachel Albanese is Chair of the U.S. Restructuring Practice and a partner in the New York Office. Rachel has nearly 20 years' experience representing secured and unsecured creditors, debtors, equity holders, purchasers of distressed assets, and other parties in interest in a wide range of restructuring matters, including cases under chapter 11 of the US Bankruptcy Code, out-of-court workouts and cross-border insolvency proceedings. In addition, Rachel has been involved in the current restructuring efforts in Puerto Rico since the earliest days when she participated in dozens of meetings with U.S. Congress members and staff to develop the law that ultimately became PROMESA. She has been instrumental in many of the firm's PROMESA-related matters.

Rachel is a co-chair of the Women in Bankruptcy & Restructuring affinity group of the National Association of Women Lawyers (NAWL). Recently, she was selected by Crain's New York Business as a 2022 Notable Woman in Law and recognized by *Chambers and Partners* in 2021 for Bankruptcy and Restructuring in New York. As reviewed by Rachel's clients, " *She has the unique ability to explain the details in relation to novel areas of bankruptcy law, but also get to the punchline of the impact on us. She is very prescient in identifying risks and she is incredibly thoughtful.*" " *She is a powerhouse.*"

Rachel is an active member of the American Bankruptcy Institute, the International Women's Insolvency & Restructuring Confederation and the Turnaround Management Association. After law school, where she served as Editor-in-Chief of Penn Law's Journal of International Economic Law, Rachel clerked for Hon. John W. Bissell, Chief Judge, United States District Court for the District of New Jersey. Rachel is a contributing author of the Bloomberg Law: Bankruptcy Treatise and has guest lectured at Penn Law School and Duke Law School.

Rachel previously served as Co-Hiring Partner of the New York office.

Notable representations:

- Valeritas Holdings, Inc. in its chapter 11 case, the first chapter 11 case in the country to attribute COVID-19 as one of the factors leading to the filing

- Committee of Independent Directors of Covia Holdings Corp. and special counsel to Covia in Covia's chapter 11 cases
- Advantage Capital, in connection with UCC sale of Farmhouse Culture, Inc.
- Spyglass Media Group, LLC (f/k/a Lantern Entertainment LLC) in *The Weinstein Company* chapter 11 case
- Authentic Brands Group as stalking horse purchaser in *In re Nine West Holdings, Inc.*
- Several foreign banks in the *Fairfield Sentry* chapter 15 litigation
- Ad hoc groups of noteholders in *In re Magnum Hunter Resources Corporation*, *In re Inversiones Alsacia S.A.*, *In re Eastman Kodak Co.*, *In re Houghton Mifflin Harcourt Publishing Co.*, *In re Rubicon REIT*, *In re Smurfit-Stone Container Corp.*, and *In re Adelphia Communications Corp.*
- The official committees of unsecured creditors in *In re Chassis Holdings, Inc.* and *In re SandRidge Energy, Inc.*
- Houlihan Lokey in *In re Relativity Media, LLC*
- UMB Bank, N.A. in *In re Residential Capital, LLC*
- The debtors in *In re Metro Affiliates, Inc.*, *In re Recycled Paper Greetings, Inc.*, and *In re Loral Space & Communications Ltd.*
- The Joint Official Liquidators of Trikona Advisers Limited and Security Capital Ltd. in US proceedings

Certain of the above matters were handled by Rachel prior to her joining DLA Piper LLP (US).

VITA

- New Jersey
- New York

Empfehlung

- Recognized as 2022 Notable Woman in Law, *Crain's New York Business* (2022)
- Selected as Winning Deal Team – 2021 Turnaround/Transaction of the Year – Small Company, *Turnaround Management Association*
- Chosen as Honoree, "Evening on the Lake," *Citizens Committee for New York City* (2021)
- Selected as Winning Deal Team – 2021 Cross-border Turnaround Deal of the Year, *Global M&A Network*
- Recognized for Bankruptcy/Restructuring New York (Band 4), *Chambers* (2021)
- Recognized as DLA Piper's "North American Pro Bono Awards" recipient (2020)
- Recipient of the 14th Annual Women in Achievement Award from The New York Institute of Credit (NYIC) Women's Division
- Recognized as National Law Journal's 2020 Crisis Leadership Trailblazers
- Recognized as *Lawdragon's 500* Leading U.S. Bankruptcy and Restructuring Lawyers (2020, 2022)
- Appointed to Bankruptcy Editorial Advisory Board, *Law360* (2015 and 2016 terms)
- Selected as Winning Deal Team – Professional Services Sector, 2011 Turnaround Awards, *The M&A Advisor*
- Received 2010 BNA Insights Award for "Chaper11.com: New Life for the Failed Retailer," published in the Aug. 19, 2010 issue of *BNA's Bankruptcy Law Reporter* (one of five articles selected out of over 1,000 entries)
- Noted in *The Wall Street Journal*, *New York Law Journal*, *National Law Journal* and on NY1 for pro bono efforts
- Recognized as Empire State Counsel, New York State Bar Association (pro bono)

For more information, pursuant to New Jersey Lawyer Advertising guidance, please [click here](#).

Ausbildung

- J.D., University of Pennsylvania
Journal of International Economic Law, Editor-in-Chief
- B.A., University of Pennsylvania
cum laude

Courts

- Supreme Court of the United States
- United States Court of Appeals for the Third Circuit
- United States District Court District of New Jersey
- United States District Court for the Eastern District of New York
- United States District Court for the Southern District of New York

Mitgliedschaften

- Contributor, Creditor Rights Coalition
- Co-Chair for National Association of Women Lawyers' (NAWL) Practice Area Affinity Group, Women in Bankruptcy & Restructuring
- Advisory Board Member, Women in Funds
- Advisory Board Member, ABI NYC Bankruptcy Conference
- Advisory Board Member, VALCON 2022
- Co-Chair, PLI Bankruptcy & Reorganizations 2022: Current Developments
- International Women's Insolvency and Restructuring Confederation
- American Bankruptcy Institute
- Penn Arts & Sciences Professional Women's Alliance
- Turnaround Management Association

PRO BONO

- Unchained At Last
- Kids in Need of Defense
- Her Justice
- ABI Task Force on Veterans & Servicemembers Affairs
- DLA North American Pro Bono Committee and DLA NY Pro Bono Committee

AKTUELLES

Publikationen

A discussion of Colorado plugging and abandonment rules

2 March 2021

US oil and gas plugging and abandonment rules

Plugging and reclaiming requirements for non-injection oil and gas wells and well sites in Colorado, as well as implications for bankruptcies and approaches for buyers seeking to account for these rules in asset sale agreements.

Restructuring in an uncertain environment

18 May 2020

DLA Piper's Thomas Califano, Richard Hans and Rachel Albanese discuss the challenges and opportunities businesses should be aware of as they navigate these shoal waters.

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- Co-author, "Treatment of Healthcare Company Provider Agreements Is Key in Chapter 11 Bankruptcy Sales," *Turnaround Management Association*, September 1, 2021
 - Quoted in, "Private equity sponsors expected to help borrowers ride out deadly Delta variant," *Refinitiv*, August 9, 2021
 - Co-author, "Three Recent Developments in Third Circuit Bankruptcy Law," *Law.com*, February 04, 2020
 - "US: Chapter 11," *America's Restructuring Review 2020*, Law Business Research: December 2019 (with Oksana Koltko Rosaluk)
 - Co-author, "Overview of Plan Support Agreements," *New York Law Journal*, June 8, 2018
 - Co-author, "US: Chapter 11," *Global Restructuring Review*, November 20, 2017
 - Co-author, "Healthcare restructurings: four key issues to consider before a chapter 11 filing," *JD Supra*, November 10, 2017
 - Co-author, "Recent SDNY Decision Protects, Clarifies Investment Banker Compensation in Bankruptcy," *Bloomberg Law*, January 26, 2017
 - Co-author, Practical Alternatives to a Bankruptcy Filing, *Journal of Corp. Renewal* (January/February 2016)
 - Co-author, Restructuring and Insolvency in the United States: Overview, *Practical Law* (November 2015)
 - Author, *Bloomberg Law: Bankruptcy Treatise* (December 2014)

Seminare und Veranstaltungen

Vergangene

A fireside chat with Holly Etlin, Managing Director at AlixPartners: The current state of the retail industry

27 April 2022

Consumer Goods and Retail speaker series

Webinar

Taking the keys? Navigating restructurings

27 April 2021 | 11:00 - 11:45 EDT

Webinar

Bankruptcy primer for general counsel, C-suite and non-bankruptcy practitioners

20 August 2020 | 11:00 - 12:00 PDT

Webseminare

- Co-chair of conference and panelist, "Bankruptcy & Reorganizations 2022: Current Developments," Practising Law Institute (May 2022)
- Panelist, "VALCON 2022: The Impact of Easy Money on Valuations During the Pandemic," American Bankruptcy Institute (May 2022)
- Panelist, "PWC presents: 2022 Restructuring Outlook," American Bankruptcy Institute (February 2022)
- Panelist, "Taking the Keys? Navigating Restructurings," Refinitiv LPC's Middle Market, Direct Lending & Large Corporate Loans Virtual Conference (April 2021)
- Presenter, "What Is Bankruptcy Mothballing?" Talks On Law (March 2020)

- Presenter, "Termination for Bankruptcy Myth," Talks On Law (March 2020)
- Panelist, Yes, You Need Them: The Value of Financial Advisors and Investment Bankers in § 363 Sales, American Bankruptcy Institute Winter Leadership Conference (Dec 2019)
- Panelist, LatAm Restructuring, Global Restructuring Review: 3rd Annual GRR Live New York (Oct 2019)
- Panelist, Distressed Investing Breakfast: Technology's Impact on Distressed Lending & Investing, TMA New York City Chapter (Sept 2018)
- Moderator, Restructuring: What's New?, Global M&A Network's Restructuring + Distressed Investing Forum (July 2018)
- Panelist, Looking at International Insolvency/Restructurings Through the Bankruptcy Code and Beyond, American Bankruptcy Institute (Sept 2014)
- Panelist, Cross-Border Enforcement of Orders in Restructuring Cases, American Bankruptcy Institute Winter Leadership Conference (Dec 2013)

NEWS

DLA Piper announces new practice leadership

18 February 2022

DLA Piper is pleased to announce several changes to sub-practice leadership in its Finance, Corporate, Private Equity, Regulatory and Government Affairs, and Litigation practices.

DLA Piper partner Rachel Albanese named to *Crain's New York Business* 2022 Notable Women in Law list

20 December 2021

DLA Piper is pleased to announce that Rachel Ehrlich Albanese, partner in the New York office and vice chair of the firm's US Restructuring practice, has been named to the *Crain's New York Business* Notable Women in Law list.

Rachel Albanese honored by Citizens Committee for New York City

15 October 2021

Rachel Ehrlich Albanese, a partner in the New York office of DLA Piper and vice chair of DLA Piper's US Restructuring practice, was recently honored by Citizens Committee for New York City with an All In for New York City Award in recognition of her deep community involvement and efforts to promote social justice.

DLA Piper receives 2021 TMA Turnaround/Transaction of the Year Award for representation of Valeritas in first COVID-19-related chapter 11 case

17 September 2021

DLA Piper is pleased to announce that the firm has received a 2021 TMA Turnaround/Transaction of the Year Award from the Turnaround Management Association (TMA), the largest nonprofit serving corporate renewal and restructuring professionals worldwide, for its representation of medical device company Valeritas Holdings Inc. in the first chapter 11 case citing the COVID-19 pandemic as a factor leading to the bankruptcy. The matter won a 2021 TMA Turnaround/Transaction of the Year award in the Small Company Turnaround/Transaction category.

Rachel Albanese honored by New York Institute of Credit

4 February 2021

Rachel Ehrlich Albanese, a partner in DLA Piper's Restructuring practice, recently received the New York Institute of Credit Women's Division's Executive of the Year Award as part of the organization's 14th Annual Women in Achievement Awards.

DLA Piper announces its 2019-2020 Pro Bono Award winners

30 November 2020

DLA Piper's lawyers and staff across the country and around the world are committed to promoting access to justice by providing their time, talent and energy to those who cannot afford to hire a lawyer.

Rachel Albanese named to the *National Law Journal's* 2020 list of Crisis Leadership Trailblazers

1 September 2020

DLA Piper is pleased to announce that Rachel Ehrlich Albanese has been named a 2020 Crisis Leadership Trailblazer by the *National Law Journal*.

Five DLA Piper lawyers named Leading Bankruptcy & Restructuring Lawyers by *Lawdragon*

27 August 2020

Five DLA Piper lawyers have been named to *Lawdragon's* inaugural list of 500 Leading US Bankruptcy & Restructuring Lawyers.

DLA Piper advises outsourced customer care provider IBEX in US\$90.5 million IPO

13 August 2020

DLA Piper represented IBEX Limited (Nasdaq: IBEX), a portfolio company of The Resource Group, in its initial public offering of US\$90.5 million of common stock. Citigroup Global Markets Inc. and RBC Capital Markets, LLC served as joint book-running managers for the offering.

DLA Piper obtains confirmation of plan for Valeritas in first coronavirus-related chapter 11 case

8 June 2020

DLA Piper represented medical device company Valeritas Holdings Inc. in its chapter 11 case in the United States Bankruptcy Court for the District of Delaware.

MEDIA MENTIONS

- "Ex-Weinstein Chair Says Hearsay Used In Ch. 11 'Scream' Row," *Law360*, August 5, 2021
- "Spyglass Fires Back At Weinstein Brother's Demand For Pay," *Law360*, July 23, 2021
- "'Silver Linings' team loses appeal over pay following Weinstein bankruptcy," *Reuters*, May 21, 2021
- "Weinstein Co. Buyer Owes Pre-Ch. 11 Profits, 3rd Circ. Told," *Law360*, January 13, 2021
- "Named to the National Law Journal's 2020 list of Crisis Leadership Trailblazers," *Citybizlist*, September 3, 2020
- "FTS Ch. 11 Plan OK'd After Fracking Sand Supplier Deal," *Law360*, November 4, 2020
- "DLA Piper Advises Outsourced Customer Care Provider IBEX In US\$90.5 Million IPO," *Citybizlist*, August 14, 2020

- "Mall Of America Takes Sears Lease Row To 2nd Circ.," *Law360*, June 10, 2020
- "Drug Firm Hurt By Coronavirus Gets Ch. 11 Plan OK'd," *Law360*, June 4, 2020
- "Trends in Restructuring and Debt Markets," *DLA Piper*, April 9, 2020
- "Weinstein Film Rights Buyer Spared Paying Pre-Ch. 11 Profits," *Law360*, March 20, 2020
- "Busted Companies Blame Virus for Pushing Them Into Bankruptcy," *Bloomberg News*, March 13, 2020
- "Coronavirus-Disrupted Drug Firm's \$12M Ch. 11 Loan Gets OK," *Law360*, March 12, 2020
- "Valeritas Receives Final DIP Approval After Debtors, DIP Lender Resolve Objection Lodged by UCC," *Americas Middle Market*, March 12, 2020
- "Atty 'Tiger Team' helps win bankruptcy fix for disabled vets," *Law360*, October 6, 2019
- "Petition's 2018 Deal of the Year," *Petition*, December 19, 2018
- "DLA Piper receives pro bono award from National Juvenile Defender Center," May 18, 2018
- "Notice of Appearance: Rachel Albanese, Partner at DLA Piper," *Petition*, April 6, 2018
- "Busted Narrative: Fast Fashion Falters," *Petition*, March 28, 2018
- "Movers," *The National Law Journal*, November 28, 2016
- "On the Move," *New York Law Journal*, November 16, 2016
- "Career Tracker: Lawyers on the move," *Reuters*, October 28, 2016
- "Rachel Albanese Joins DLA Piper's NY Restructuring Practice," *Troubled Company Reporter*, October 27, 2016
- "Partner Moves-Rachel Albanese Joins DLA Piper's NY Restructuring Practice," *Legal Monitor*, October 24, 2016
- "People on the Move," *New York Business Journal*, October 24, 2016
- "DLA Piper recruits partner from Akin Gump in New York," *Global Restructuring Review*, October 24, 2016
- "Movers & Shakers: MetLife boosts board, bounces beagle amid slimdown," *The Deal Pipeline*, October 24, 2016
- "DLA Piper Adds Restructuring Partner From Akin Gump," *Law360*, October 21, 2016
- "Rachel Albanese Joins DLA Piper in New York," *Citybizlist*, October 21, 2016