



Contact

Andrew Bettwy

Partner

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Andrew Bettwy is a partner in the Corporate Department and co-head of the Finance Group. He also serves as co-chair of Proskauer's CARES Act Team and as part of the Firm's cross-disciplinary, cross-jurisdictional Coronavirus Taskforce helping to shape the guidance and next steps for clients impacted by the pandemic.

Andrew's principal focus is the representation of public and privately held companies, financial institutions, and private equity sponsors in leveraged finance and other financing transactions. Andrew represents both lenders and borrowers in a wide range of transactions involving multiple industries and diverse debt capital structures, including acquisition financings, recapitalizations, multiple lien and subordinated debt financings, debtor-in-possession and exit financings, and private placements.

His notable clients include Church & Dwight, Discovery Communications, Bed Bath & Beyond, and TSG Entertainment. Andrew also has represented several leading financial institutions while at Proskauer, including Ares Commercial Finance, Bank of America, Citibank, CoBank, Credit Suisse, and Jefferies Finance.

Matters

Counsel to the borrower/sponsor

- senior secured asset based revolving facility to refinance and upsize existing unsecured revolver for omnichannel retailer
- senior secured revolving credit facility for fintech bond-trading platform
- senior secured revolving credit facility for internet-based provider of postage services
- senior secured first and second lien term loan facilities and asset-based revolving facility to finance the acquisition of a non-membership warehouse grocery provider by a first-tier private equity sponsor
- senior secured asset-based revolving facility and first and second lien term loan facilities to finance the out-of-court restructuring of a bottled water, water filtration and beverage distributor, representing a consortium of debtholders taking a controlling interest in the restructured entity
- private placement of senior secured notes for an investment vehicle to co-finance the production of a slate of motion pictures with a major film studio
- multiple secured and unsecured acquisition financings, syndicated financings and club financings for various real estate investment trusts
- debtor-in-possession credit facility for a provider of home medical equipment, respiratory equipment and services, and subsequent first lien revolving facility and term A and term B facilities and second lien term facility to finance its exit from Chapter 11
- asset-based revolving facility and senior secured term loan facility for the Chapter 11 exit financing of a national paper manufacturer

Counsel to the lead arrangers

- senior secured credit facilities for the acquisition by a private equity sponsor of a medical workers compensation claim cost-containment provider
- senior secured term loan facility and bridge financing commitment accompanying a private placement for the acquisition of a U.S. oil and natural

gas company by a Chinese conglomerate

- senior secured credit facilities for the acquisition by a private equity sponsor of an operator of comprehensive outpatient orthopedic rehabilitation clinics
- asset-based revolving facility and first-in/last-out credit facility, accompanying a second-lien note offering and a third-lien secured note, in refinancing for a worldwide book, video and music distributor
- senior secured credit facilities for an ESOP-owned leading manufacturer of coated paper products
- senior secured recapitalization by a sponsor-owned provider of auxiliary rentals and services for oil and gas operations
- second lien term loan facility accompanying a first lien revolving facility and third lien affiliate loan, in refinancing for a sponsor-owned fast-casual restaurant and catering chain
- unsecured credit facilities for a leading global agribusiness cooperative
- unsecured term loan facilities for a dairy cooperative marketing association
- unsecured revolving credit facility for a lifestyle community developer and luxury homebuilder

Practices

Finance, Business Development Companies, Fund Finance

Industries

Asset Management , Private Equity

Market Solutions

Coronavirus (COVID-19)

Education

University of Notre Dame Law School, J.D., 1997

magna cum laude

University of Arizona, B.A., 1994

summa cum laude

Admissions & Qualifications

New York

Memberships

New York State Bar Association

Awards & Recognition

The Legal 500 United States: Commercial Lending: Advice to Borrowers 2018-2019

The Legal 500 United States: Finance: Bank Lending 2012, 2014-2015

New York Super Lawyers 2013-2014