



Contact

**Jeff J. Marwil**

**Partner**

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Jeff Marwil has held lead roles in some of the highest-profile Chapter 11 bankruptcy cases in America. He is the U.S. co-head of the Firm's Business Solutions, Governance, Restructuring & Bankruptcy Group, and head of the Chicago office. During his 30+ years of experience in bankruptcies, workouts and corporate restructurings, he has developed a reputation for providing sophisticated strategic advice to companies in distress, and solving challenging legal and business issues.

Jeff represents publicly traded and privately held companies, in and out of court, in the restructuring of complex capital structures and reorganizing their financial affairs and business operations. With his in-depth understanding of the roles and responsibilities of officers and directors of both publicly-traded and privately-held companies, Jeff regularly provides advice on issues of corporate governance and fiduciary duty related to companies in distress, their officers and directors, creditors and their shareholders.

He currently serves as lead counsel for debtors, official committees and trustees in some of the largest cases in America, including Energy Future Holdings Corp, the Official Committee of Unsecured Creditors of Caesars Entertainment Operating Company, Inc. and ITT Educational Services, Inc. He also regularly represents private

credit finance lenders in workouts and restructurings of their distressed credits.

## **Representative Experience**

**ITT Educational Services** – Represents the Chapter 7 Trustee overseeing the liquidation of one of the nation's largest for-profit colleges, ITT Technical Institute, which had, prior to closing, 139 locations in 48 states. Closely following the closure of ITT Tech in early September, Jeff was enlisted as the Trustee's general bankruptcy counsel to assist the Trustee in responding to regulatory actions brought by the U.S. Securities & Exchange Commission, the Consumer Finance Protection Bureau and various state attorneys general, pursue fraudulent conveyance and preference avoidance actions and other claims against certain of ITT students' former lenders, the Department of Education and other third parties. He also represents the Trustee in defending, and ultimately settling, a \$1.5 billion ITT students' class action lawsuit.

**Velocity Holding Company, Inc. (MAG)** – Serves as debtors' counsel to MAG, a national integrated distributor of aftermarket motor sports products which filed a pre-arranged Chapter 11 case in Delaware. The case is set for confirmation and MAG is expected to emerge from its Chapter 11 case within 140 days after the petition date.

**The Budd Company** - Served as debtor's counsel to The Budd Company, a former supplier to the automotive industry, which filed for Chapter 11 bankruptcy protection in the U.S. Bankruptcy Court for the Northern District of Illinois in March 2014. The company, which ceased manufacturing operations in 2006, has obligations consisting largely of medical and other benefits to approximately 10,000 retirees and environmental and asbestos liabilities. The complex case involves multiple constituents. Confirmation of the plan or reorganization is expected to take place in June 2016.

**Energy Future Holdings Corp. (EFH)** - Served as co-debtors' counsel in the Chapter 11 bankruptcy of EFH, the largest generator, distributor and certified retail provider of electricity in Texas. With more than \$49 billion in liabilities and \$36 billion in assets, EFH and its affiliated debtors' Chapter 11 cases are the largest operating Chapter 11 cases ever filed in Delaware and the seventh largest Chapter 11 cases filed. EFH

commenced reorganization under Chapter 11 of the U.S. Bankruptcy Code on April 29, 2014.

**Ocala Funding** - Represents Ocala Funding, which was a wholly owned subsidiary of Taylor Bean & Whitaker Mortgage Corp., in its Chapter 11 case. Taylor Bean created and then subsequently operated the special-purpose entity subsidiary that was a conduit that purchased its home loans and bundled them into securities, which it then sold to Freddie Mac and other investors. It funded the mortgage loan business by selling \$1.75 billion of asset-backed commercial paper short-term notes to Deutsche Bank and the mortgage subsidiary of BNP Paribas. Deutsche Bank bought about \$1.2 billion of the notes, and BNP had purchased about \$480.7 million. Taylor Bean, once the largest mortgage lender in the U.S. not owned by a deposit-taking bank, sought bankruptcy protection in August 2009 in the U.S. Bankruptcy Court for the Central District of Florida after federal law enforcement raided its headquarters. Prosecutors discovered a fraud scheme and eventually secured several lengthy prison sentences for its executives.

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#### Practices

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Business Solutions, Governance, Restructuring & Bankruptcy

#### Industries

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Health Care

#### Market Solutions

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Corporate Governance

#### Education

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DePaul University College of Law, J.D., 1986

University of Michigan, B.A., 1983

#### Admissions & Qualifications

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Illinois

#### Memberships

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American Bankruptcy Institute (Former member of the Board of Directors and the Board's Development Committee)

Boys & Girls Clubs of America (National Trustee)

Turnaround Management Association

#### Awards & Recognition

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Chambers USA: Illinois: Bankruptcy/Restructuring 2007-2018

Chambers USA: Nationwide: Bankruptcy/Restructuring 2018

Chambers Global: USA: Bankruptcy/Restructuring 2018

Best Lawyers in America 2012-2019

Illinois Super Lawyers: Bankruptcy 2005-2018

The Legal 500 United States: Restructuring (Including Bankruptcy): Leading Lawyer 2018

The Legal 500 United States: Finance: Corporate Restructuring (Including Bankruptcy) 2014-2016

Lawdragon "3000 Leading Lawyers in America" 2010

"The Top Business Lawyers In Illinois - Bankruptcy & Workout Law: Commercial,"

Leading Lawyers Magazine July 2010

Lawdragon "New Stars, New World"

Who's Who Legal Illinois: Insolvency and Restructuring

Martindale-Hubbell: AV-Rated