



Jonathan N. Edel

Associate

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OVERVIEW

Jonathan Edel is an associate in the firm's Finance practice. He has experience representing debtors and creditors in all types of restructuring transactions, including bankruptcies (whether under chapter 7, 11, or 15), assignments for the benefit of creditors, distressed sales and acquisitions, and other out-of-court arrangements.

Additionally, he regularly counsels clients on risks and strategies associated with bankruptcy and restructuring matters, including fraudulent conveyance and preference actions, corporate veil and alter ego issues, and fiduciary duty matters. His clients span the spectrum of interested parties in restructuring cases, such as debtors and potential debtors, affiliates of and investors in debtors and potential debtors, secured and unsecured creditors, and defendants in related litigation.

Outside of the traditional restructuring sphere, Jonathan has also represented clients in complex commercial litigation matters, including in matters before the Delaware Courts of Chancery.

PROFESSIONAL BACKGROUND

Prior to joining the firm, Jonathan served as an associate at an international law firm where he focused his practice on corporate restructuring, bankruptcy, and other matters pertinent to the reorganization of distressed businesses. His experience includes advising clients in matters related to avoidance actions and fiduciary obligations, assisting with and evaluating distressed business transactions, and streamlining general operations. He has represented clients primarily in the energy and manufacturing sectors as well as in the health care arena. He also has represented creditors and financially distressed entities outside of bankruptcy.

ACHIEVEMENTS

- Named to *Best Lawyers: Ones to Watch® in America* for work in Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law, 2021-2024
- Selected for the National Conference of Bankruptcy Judges "NextGen" Program, 2022

PROFESSIONAL / CIVIC ACTIVITIES

- Member, American Red Cross Young Professionals Council of Northern Ohio (2019-2020)
- Partner, Playhouse Square (2019-2020)
- Member, Cleveland Metropolitan Bar Association (2015-2020)
- Planning Committee Member, William J. O'Neill Great Lakes Regional Bankruptcy Institute (2017)

EDUCATION

- J.D., University of Notre Dame Law School, 2013
- B.S., The Ohio State University, 2010 (*Honors*)

ADMISSIONS

- Bar of North Carolina
- Bar of Ohio
- United States Bankruptcy Court for the Northern District of Ohio
- United States Bankruptcy Court for the Western District of North Carolina
- United States District Court for the Northern District of Ohio
- United States District Court for the Western District of North Carolina

THOUGHT LEADERSHIP *POWERED BY HUB*

- 31 March 2021, COVID-19: Bankruptcy Code Amendments in the Consolidated Appropriation Act and COVID-19 Bankruptcy Relief Extension Act

OTHER PUBLICATIONS

- *Creditors at the Gate: How Good Are Your Indemnities and D&O Insurance?*, Pratt's Journal of Bankruptcy Law (June 2020, with Carl Black and Mark Andreini)
- *Overview of Limitations on Employee Compensation in Bankruptcy*, The Bankruptcy Strategist (December 2019, with Carl Black)
- Note, *The Pyrrhic Victory of American Higher Education*, 88 Notre Dame L. Rev. 1543 (2013)

NEWS & EVENTS

- 18 August 2022, More Than 350 K&L Gates Lawyers Named Among 2023 Best Lawyers in America, Ones to Watch
- 19 August 2021, Nearly 300 K&L Gates Lawyers Named Among 2022 Best Lawyers in America, Ones to Watch

AREAS OF FOCUS

- Restructuring and Insolvency

REPRESENTATIVE EXPERIENCE

- Represented investor and secured lender in tech start up company in enforcing secured creditor rights, including instituting and pursuing a sale under Article 9 of the UCC and working to obtain dismissal of intervening bankruptcy case.
- Represented multinational bank as bankruptcy counsel in relation to secured claim in a Chapter 7 bankruptcy case, including preparing and filing proofs of claim and coordinating with Chapter 7 trustee with respect to liquidation of collateral and share of proceeds of the same.
- Prepared and filed proofs of claim and voting on plans of reorganization for institutional investment manager.
- Negotiated the complete withdrawal of complaint asserting damages for purported preferential transfer.
- Assisted in administration of bankruptcy case for world's largest private sector coal company, including obtaining plan confirmation, developing a plan to resolve overriding royalty obligations, and objecting to proofs of claim, resulting in the reorganization of over US\$8 billion in liabilities.
- Assisted in administration of bankruptcy case for coal company, including preparing solicitation and contract procedures related to the plan of reorganization, resulting in over US\$800 million in asset sales.
- Represented a regulated utility company as parent of a bankrupt subsidiary, including advising parent of rights and risks related to subsidiary's filing, coordinating discovery with respect to potential litigation matters related to the same, and developing strategy for decoupling integrated technology sharing arrangements between the two.
- Assisted in preparing and filing Chapter 11 case on behalf of small airline that provided charter flights.
- Represented creditor in connection with a contract counterparty's assignment for the benefit of creditors, including preparing and filing a claim in the same.
- Represented the assignee in an assignment for the benefit of creditors case relating to a hotel management business, including preparing assignment documents, coordinating filing and statutory compliance, and resolving various matters related to claims.

- Represented assignor in assignment for the benefit of creditors with respect to executing sale documents of intellectual property rights prior to commencing an ABC and initiating the ABC process thereafter.
- Assisted in limiting effectiveness of Indonesian PKPU plan's effectiveness in the United States as part of Chapter 15 process.
- Served as local real estate and litigation counsel with respect to real property development, which parties abandoned.