

BRIAN S. HART, Partner

Brian S. Hart is chair of Jenner & Block's Corporate Finance Practice. Public and private corporations, major financial institutions and private equity funds rely on him for structuring and negotiating complex corporate financing matters. He concentrates his practice on leveraged finance transactions, including senior, second lien and mezzanine financing; 144A senior and subordinated debt offerings; cross-border financing; complex intercreditor, subordination and collateral matters; workouts and debt restructurings; debtor-in-possession and exit financing; equipment and leveraged lease financing; surety bonding facilities; and like-kind exchange programs.

Mr. Hart has over 25 years of experience in advising public and private corporations in a wide variety of corporate finance matters and capital markets transactions. He has represented large public corporations and other clients across a broad range of industries including automotive, equipment rental, paper and forest products, construction and engineering, maritime, gaming and health care and medical supply.

Mr. Hart's recent engagements have included representation of:

- General Motors in its \$5 billion secured revolving credit facility and collateral trust with Citibank, N.A. as Administrative Agent, and in the structuring and creation of its \$300 million international letter of credit facility with Citibank, N.A. and correspondent banks.
- Smurfit-Stone Container Corporation, a leading containerboard and corrugated producer, in over two decades of capital markets transactions, including upon emergence from cross-border bankruptcy proceedings in the United States and Canada in its exit financing consisting of \$1.2 billion covenant-lite term loan and \$650 million ABL revolving facility with separate first and second lien collateral pools and intercreditor arrangements.
- Great Lakes Dredge & Dock Corporation, the leading provider of dredging services in the United States, in connection with its \$175 million revolving credit facility with Wells Fargo Bank as agent and surety bonding facility with Zurich Insurance, involving complex intercreditor arrangements and collateral sharing of fleets of vessels under U.S. and foreign flags, and in connection with its Rule 144A private placement of \$250 million senior notes, construction and bareboat charter financing of vessels and its international letter of credit facility.
- Lonza Group in its \$1.2 billion acquisition of Arch Chemicals, Inc. in an all cash two-step tender offer and merger transaction and its \$2.25 billion multicurrency credit facilities.
- Guggenheim Partners acting as Administrative Agent in a \$200 million second lien credit facility for Expert Global Solutions, Inc.
- Legends Gaming, LLC in its Chapter 11 bankruptcy and exit financing, consisting of \$162 million first lien and \$75 million second lien financings, with a successful cram-down on the second lien lender class and preservation of equity ownership upon emergence.



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PRACTICE GROUPS

Corporate

Corporate Finance

EDUCATION

University of California, Los Angeles - School of Law, J.D., 1987

University of Illinois, B.S., 1984;
Accountancy, Highest Honors

Certified Public Accountant, 1984

ADMISSIONS

California

Illinois

Mr. Hart serves on the Board of Directors of Heritage Enterprises, Inc., a provider of senior long-term care through the ownership and operation of skilled nursing, memory care and assisted living facilities.

Awards

- Leading Lawyers Network
Corporate Finance, 2014-2019
Securities & Venture Finance, 2014-2019

Publications

- Co-Author, US Credit Facilities and Foreign Subsidiaries: That Old 66-2/3% Rule May Be Out and Foreign Credit Support May Be In, December 10, 2018