

PRACTICE AREAS

- Bankruptcy & Financial Restructuring
- Corporate
- Financial Services & Insolvency Litigation
- Mergers & Acquisitions

EDUCATION

- B.A., Davidson College, 1992
- J.D., University of North Carolina at Chapel Hill, 1999

BAR & COURT ADMISSIONS

- North Carolina, 1999
- U.S. District Courts for the Eastern, Middle and Western Districts of North Carolina

HILLARY B. CRABTREE



MEMBER

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CHARLOTTE

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Hillary Crabtree brings considerable bankruptcy experience, corporate law and restructuring experience to her clients, which have been drawn from such areas as energy, airlines, auto, manufacturing, biopharmaceutical, and retail sales.

Hillary assists clients with reorganizations, finance transactions, contractual matters and general corporate law. In addition, she has extensive bankruptcy experience representing lenders, landlords, manufacturers, suppliers, vendors and debtors in reorganization proceedings. Hillary is adept in handling commercial real property foreclosures and receiverships for secured lenders. Moreover, she has regularly represented administrative agents and collateral agents in syndicated credit facilities and other financial institutions in secured lending transactions and structured finance/securitization transactions.

Representative Matters

Bankruptcies

- *Delta Air Lines, Inc.* (S.D.N.Y.), *Northwest Airlines, Inc.* (S.D. N.Y.), *UAL Corporation* (N.D. Ill.) and *U.S. Airways Group, Inc. I & II* (E.D. Va.): Representation of hub airport with claims arising from leases, landing fees and bond financing.
- *Den-Mark Construction, Inc.* (E.D.N.C.): Representation of secured construction lender in connection with approximately \$14 million of exposure to home builder in chapter 11 proceedings.

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- *NEGT Energy Trading-Power, L.P.* (Md.): Representation of one of the largest creditors/chair of the Official Committee of Unsecured Creditors in connection with pursuit of claim arising under an offtake tolling agreement.
- *Nobex Corporation* (Del.): Debtor's special counsel for sale of U.S. and foreign patents and patent applications.
- *Silver State Helicopters, LLC* (Nev.): Representation of lender with \$30 million secured claim in complex chapter 7 bankruptcy of nationwide helicopter flight training school.
- *Southaven Power, LLC* (W.D.N.C.): Local counsel for debtor in the successful chapter 11 bankruptcy of owner of an 800-megawatt merchant power plant.
- *Wood Structures, Inc.* (Me.): Representation of lender with over \$25 million of secured and unsecured claims in the chapter 7 bankruptcy case of a manufacturer and distributor of manufactured wood products.
- *Representation of Suppliers and Vendors*: Assist creditors with recognition of their claims, including 503(b)(9) claims and reclamation claims, critical vendor status negotiations, treatment of executory contracts and general bankruptcy administration. Representations include:
 - Bi-Lo, LLC (S.C.)
 - Delphi Corporation (S.D.N.Y.)
 - General Motors Corporation (S.D.N.Y.)
 - Chrysler Group LLC (S.D.N.Y.)
 - Nortel Networks, Inc. (Del.)
 - Smurfit-Stone Container Corporation (Del.)
- *Representation of Defendants in Avoidance Actions*: Defend creditors faced with preference and fraudulent transfer actions. Representations include:
 - Sturgis Iron & Metal Co., Inc. (W.D. Mich.)
 - BH S&B Holdings LLC (S.D.N.Y.)
 - Rehrig International, Inc. (Del.)

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- *Representation of Landlords and Lessors:* Assist creditors with treatment of unexpired real and personal property leases. Representations include:
 - Circuit City Stores, Inc. (E.D. Va.)
 - Peak Fitness, LLC (W.D.N.C.)
 - Storehouse, Inc. (Va.)

Workouts

- Counsel to individual investor in orderly liquidation of \$55 million of multi-state secured real estate investments.
- Counsel to individual investor with \$30 million investment in a Florida aqua-culture business undergoing an orderly wind-down process.
- Counsel to secured lender owed approximately \$12 million in connection with workout of metal processing company

Finance

- Counsel to power companies with respect to \$260 senior secured facility and interest rate hedge facility.
- Counsel to agent for second lien lenders in \$95 million secured facility for a rubber manufacturing company.

OF NOTE

- Member, Board of Directors, International Women's Insolvency and Restructuring Confederation - Carolinas Chapter
- Speaker, "Preferences, Adding Insult to Injury" Mecklenburg Bar Association CLE (June 2009)
- Selected for inclusion to the 2009 North Carolina Rising Stars list, which is included in the *North Carolina Super Lawyers* magazine
- Former Chair, Bankruptcy Business Legislative Committee, North Carolina Bar Association (2008-2009)

CONTINUED

HILLARY B. CRABTREE

- Former Chair, Board of Directors, International Women's Insolvency and Restructuring Confederation - Carolinas Chapter (2006-2009)
- Author, "Jurisdiction, Venue and Removal" (Chapter III), North Carolina Bankruptcy Practice Manual, Sixth Edition (2007) published by the North Carolina Bar Association
- Law clerk, United States Bankruptcy Judge A. Thomas Small in the United States Bankruptcy Court for the Eastern District of North Carolina

PROFESSIONAL AFFILIATIONS

- North Carolina Bar Association
- American Bankruptcy Institute
- International Women's Insolvency and Restructuring Confederation - Carolinas Chapter