

ALAN W. POPE

Member, Financial Restructuring

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Alan Pope primarily counsels financial institutions in corporate workouts and bankruptcies and in structuring intercreditor arrangements.

Alan applies substantial experience to representing administrative agents and collateral agents in syndicated credit facilities and other financial institutions in secured lending transactions.

Notable

- *Chambers USA* - North Carolina, Bankruptcy/Restructuring, 2009-2020
- *Best Lawyers in America*, Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law, 2006-2021
- *North Carolina Super Lawyers*, 2006, 2009-2021
- *Business North Carolina Legal Elite*, 2005, 2008, 2014-2016
- Martindale-Hubbell, North Carolina Top Rated Lawyer
- Clerked Chief Judge Henry Politz on the United States Court of Appeals for the Fifth Circuit
- Named a Robert W. Woodruff Scholar and First Honor Graduate at Emory University

Affiliations

- North Carolina Bar Association

Representative Experience

Bankruptcies

- *MGTF Radio Company, LLC* (E.D. Mo.): Representation of administrative agent and lenders with \$62 million in debt claims in chapter 11 case of radio station holding companies

Capabilities

Bankruptcy & Financial Restructuring

Project & Equipment Finance

Education

B.S., Clemson University, 1989, summa cum laude

M.S., Northwestern University, 1992; Thesis: "The influence of mixing on the microstructure of the cement paste/aggregate interfacial zone"; Published *The Journal of Materials Science*

J.D., Emory University, 1994; Articles Editor, *Emory Law Journal*; First Honor Graduate

Admissions

North Carolina, 1994

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- *Dakota Plains Holdings, Inc.* (D. Minn): Representation of administrative agent and lender in a \$65 million credit facility in chapter 11 case of an oil transloading facility
- *Crescent Resources, LLC* (W.D. Tex.): Representation of administrative agent in an approximately \$1.5 billion syndicated facility and \$110 million debtor in possession financing facility in chapter 11 bankruptcy cases of a large real estate developer and its affiliates
- *Wood Structures, Inc.* (Me.): Representation of administrative agent for lenders with over \$25 million of secured and unsecured claims in the chapter 7 bankruptcy case of a manufacturer and distributor of manufactured wood products
- *Big West Oil, LLC* (Del.): Representation of administrative agent for senior secured lenders on a \$120MM revolving credit facility in the chapter 11 bankruptcy case of a Utah based oil refinery
- *Crown Pacific L.P.* (Ariz.): Representation of agent for syndicate of lenders with \$200 million in exposure in negotiating confirmed creditors' plan for debtor timber company. Prepetition, negotiated major restructure involving significant additional collateral coverage, \$78 million pay-down and resolution of difficult intercreditor issues with private placement note holders holding \$250 million of senior debt

Workouts

- *Specialty Chemical*: Representation of administrative agent and lenders in a debt-for-equity restructuring of \$130 million term loan facility with a specialty chemical manufacturer
- *Healthcare*: Representation of administrative agent and lenders in restructuring a \$90 million credit facility to an MSO for a regional hospital system
- *Window Manufacturer*: Representation of administrative agent for first lien lenders in a debt-for-equity restructuring of \$220 million first lien credit facility and \$90 million second lien credit facility involving approximately 100 lenders
- *Window Manufacturer*: Representation of administrative agent for senior lenders in restructuring of \$700 million credit facility and negotiation of collateral sharing agreement with senior note holders holding \$600 million in obligations
- *Automobile Dealer*: Representation of secured lender in connection with workout of approximately \$65 million owed by an automobile dealer
- *Automobile Dealer*: Representation of secured lender in connection with workout of approximately \$30 million owed by an automobile dealer
- *Light Manufacturing*: Representation of administrative agent for lenders in debt for equity restructuring of approximately \$275 million in senior secured financing to borrower in the building products industry
- *Marketing*: Representation of secured senior and mezzanine lender to direct mail marketing company involving a debt-for-equity restructuring and resulting change of control in favor of lenders
- *Healthcare*: Representation of mezzanine lender to national chain of sleep clinics resulting in a debt-for-equity restructuring and resulting change of control in favor of lenders