

W. B. "BEN" HAWFIELD, JR.

Member, Financial Restructuring

† 704.331.1035

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A former Managing Chariman of the firm, Ben Hawfield provides senior leadership and brings decades of experience to client matters related to workouts and bankruptcy proceedings.

Ben Hawfield advises Moore & Van Allen corporate clients in acquisitions and financing transactions, particularly those involving a compromise or restructure of debt. He has significant experience in representing corporations, individuals and lenders in workouts and bankruptcy proceedings.

Notable

- *Best Lawyers in America*, Bankruptcy and Creditor Debtor Rights/ Insolvency and Reorganization Law, 1987-2022
- *Best Lawyers in America*, Charlotte Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law "Lawyer of the Year," 2012
- *Business North Carolina Legal Elite*, Bankruptcy, 2006-2013
- *North Carolina Super Lawyers*, Business/Corporate, 2006-2018
- Member, Advisory Board, Mecklenburg County Council of the Boy Scouts of America
- Member, Executive Committee and Advisory Board, America's Second Harvest Food Bank of Metrolina, Inc.
- Permanent Member, Fourth Circuit Judicial Conference
- Chairman, MVA Management Committee, 1992-2002
- Chairman, Bankruptcy Section, North Carolina Bar Association, 1978-1979
- Member, Board of Trustees and Executive Committee, Queens University of Charlotte, 2004-2012

Capabilities

Bankruptcy & Financial Restructuring

Education

J.D., Stanford University, 1972

A.B., University of North Carolina at Chapel Hill, 1969; Phi Beta Kappa; Morehead Scholar

Admissions

North Carolina, 1972

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- Former Member, Board of Directors and Board of Advisors, Charlotte Chamber of Commerce
- Member, Board of Governors, North Carolina Bar Association, 2003-2006
- Member, Board of Directors, Western North Carolina Conference Board of Pensions, Inc., 2000-2008
- Navy Judge Advocate General's Corps, 1972-1975
- Martindale-Hubbell, North Carolina Top Rated Lawyer, 2012

Affiliations

- American Bankruptcy Institute
- North Carolina Bar Association

Representative Experience

Bankruptcies

- *Ameritex Yarn, LLC II* (M.D.N.C.): Representation of Official Committee of Unsecured Creditors, which was successful in obtaining a 100% recovery, plus interest, for unsecured creditors in involuntary chapter 11 bankruptcy
- *Birmingham Steel Corporation* (Del.): Representation of acquirer of \$600 million in assets, which were purchased through a confirmed bankruptcy plan
- *J. A. Jones, Inc.* (W.D.N.C.): Local debtors' counsel for 50 debtor entities in successful liquidation of construction businesses
- *Meadowcraft, Inc.* (N.D. Ala.): Representation of senior lenders in successful chapter 11 bankruptcy where senior debt was consensually restructured
- *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
- *Northampton Generating Company, L.P.* (W.D. N.C.) Debtor's counsel for chapter 11 bankruptcy of 112-megawatt merchant power plant located in Northampton, Pennsylvania
- *Qimonda Richmond, LLC* (Del.): Representation of indenture trustee for loan participants that extended over \$150 million in leveraged lease equipment financing in connection with lease to semiconductor manufacturer
- *Southaven Power, LLC* (W.D.N.C.): Local counsel for debtor in the successful chapter 11 bankruptcy of an 800-megawatt merchant power plant located in Southaven, Mississippi
- *U.S. Airways Group, Inc. I & II* (E.D. Va.): Representation of hub airport with claims arising from leases, landing fees and bond financing

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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 in an orderly wind-down process