

## Restructuring & Insolvency

Edwin Coe is well placed to advise on all aspects of restructuring and insolvency, with a highly experienced team and a consultant who is dual qualified as an Insolvency Practitioner.

Whether you are an individual facing personal insolvency, a company requiring advice on corporate restructuring, or an Insolvency Practitioner acting as an office holder, we are able to advise on all aspects of insolvency, bankruptcy and liquidation.

### Restructuring and Non-contentious Insolvency

Edwin Coe has a team of specialist lawyers with many years' experience of supporting clients looking to restructure their businesses in distressed situations.

We work with clients in distressed situations, whether domestic or cross-border, focusing on advisory work in restructurings and work outs, business sales and acquisitions, lender security reviews and enhancement, and security enforcement.

Where necessary we are able to call upon the knowledge and expertise of lawyers working in complementary areas within the firm, such as corporate finance, property, employment, tax services, intellectual property, and charities and non-profit, to assist clients with a wide variety of complex issues.

'They lead the field with a strong specialist team of both partners and associates.'

Chambers UK 2019

## Our expertise

- Advising a structured finance management company and its incoming directors on a complex tax restructure relating to the acquisition of a leasing hotel / serviced apartment business to Luxembourg incorporated entities. Advising on the share sale and purchase agreement and hive out agreement relating to the acquisition of the entire issued share capital of the UK target companies and acquisition of the UK properties, and advising the board of directors on their duties in respect of the proposed acquisition.
- Advising a Dutch development company of high-tech offshore access solutions in relation to the proposed acquisition of a UK marine trenching business prior to its administration. Advising on options as regards a share acquisition versus a purchase of the business and assets of the company with a view to continuing the business as a going concern and general advice in relation to the sales process; co-ordinating a due diligence process and assisting with the preparation of a detailed DD report on the level of liabilities in conjunction with a report prepared by the client's accountants.
- Advising the restructuring group of a UK clearing bank on the validity and enforceability of its facility and security documentation and subsequent accelerated sale of the business and assets of a curtain and soft furnishings business which operated 35 stores throughout the UK as well as an online curtain and fabrics service. Advising the Bank on its strategic enforcement options, considering additional funding to support the distressed business and the AMA process; acting in the appointment of the administrators and the pre-packaged sale of the business and assets including advice in relation to onerous property leases, which resulted in the business being rescued as a going concern and safeguarding the vast majority of the employees.





‘They’re pragmatic and they try to think round problems rather than just quoting the law back at you.’

Chambers UK 2019

‘Ali Zaidi strikes a good balance between being pragmatic and knowing the law.’

Chambers UK 2019

- Advising the restructuring group of a UK clearing bank on the validity and enforceability of its facility and security documentation and the subsequent sale of assets of a company specialising in the manufacturing of iPhone and iPad accessories to a Hong Kong incorporated entity. Advising the Bank throughout the customer’s review of its operations including product development, business model and location and advising on the appointment of the administrators, subsequently acting for the administrators in the sale of the assets, including advice in relation to the stock sale, assignment of the Intellectual Property Rights and the novation of debt secured by way of a debenture granted by the customer in favour of the Bank.
- Advising foreign officeholders of international shipping companies on the recognition of foreign main proceedings under the Cross-Border Insolvency Regulations (“CBIR”) 2006 and the effects of recognition under Article 20 CBIR 2006 for the purpose of staying arbitration proceedings in the UK.
- Advising a private equity firm on the validity of its finance and security documentation and advising on the strategic enforcement options in relation to two distressed law firms, which subsequently entered administration. Acting in the appointment of the administrators, reporting to the Solicitors Regulation Authority on the proposed strategy and advising on the solicitor practice agency arrangements with the incoming firms to ensure the appropriate management of client files.
- Advising administrators on a pre-pack sale of the business and assets of one of the UK’s largest independent manufacturers of quality furniture, safeguarding 84 jobs retained during an intensive three week administration process and resulting in a successful outcome for the business, local economy and the wider furniture industry. Working with the stakeholders and advising the administrators throughout the marketing process.
- Advising on the pre-pack administration of one of the UK’s largest independent suppliers of car parts which had 180 branches and hubs throughout the UK employing 1,813 staff.
- Advising stakeholders and the administrators on a pre-pack sale of the business and assets of one of London’s oldest butchers and the supplier of meat and poultry to Her Majesty the Queen.
- Advising administrators on a pre-pack sale of the business and assets of a UK manufacturer and distributor of pro-audio lines and cables, supplying to the entertainment and broadcasting industries.
- Acting for the Administrators regarding the sale of a major technology group, and providing advice on complex employment issues which arose in respect of keeping the workforce together without incurring the personal liability of the Administrators.
- Advising the Administrators in the matter of a failed hotel room investment vehicle. Advising on the sale of the charged land for £10 million, and the extent to which the security provides for the consideration to be released to the chargee. Advising on the investors’ claims, their interests in land, and the anti-deprivation principle.

## Our Team



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