



Thomas A. Pitta

Thomas A. Pitta is a Partner in the firm's Banking and Finance Department and focuses his practice on the representation of indenture trustees, institutional lenders and other creditors in connection with chapter 11 cases, out-of-court restructurings and international insolvency proceedings. Tom also has extensive experience in post-effective date case administration, including service as liquidating trustee, plan administrator, and as counsel for others serving in those roles.

Prior to joining the firm, Tom practiced with a large New York firm and has extensive experience representing creditors, creditors' committees and debtors in connection with chapter 11 bankruptcies and out-of-court restructurings.

NEW YORK OFFICE

P: 212-238-3148

E: tpitta@emmetmarvin.com

EDUCATION

Hofstra University (B.A., 1996)

New York Law School (J.D., 2000),
magna cum laude

PRACTICES & INDUSTRIES

Banking and Finance

Bankruptcy Litigation

Corporate Trust

Corporate Trust Workouts and
Restructuring

Creditors' Rights, Workouts,
Restructuring and Bankruptcy

Distressed Debt
Litigation

ADMISSIONS

New York, 2000

New Jersey, 2006

United States Court of Appeals for the
Second Circuit

Southern District of New York

District of New Jersey

Representative Matters

- Representation of the indenture trustee for the North Atlantic Drilling Limited unsecured notes as the chairperson of the creditors committee in the chapter 11 bankruptcy case of Seadrill Limited.
- Representation of the indenture trustee for the unsecured notes as a member of the creditors committee in the chapter 11 bankruptcy cases of Toys R Us, Inc., Rite Aid Corporation, FedNat Holding Company, Clovis Oncology, Inc., Hexion Inc., Valaris plc, Aegerion Pharmaceuticals, Inc., Southern Foods Group (a/k/a Dean Foods), Peabody Energy
- Representation of the indenture trustee for multiple structured notes products secured by the fleets of Hertz Corporation during its chapter 11 cases. The notes, with balances exceeding \$15 billion, were all refinanced without impairment.
- Representation of the second lien notes indenture trustee in the Quicksilver Resources chapter 11 case.
- Representation of the indenture trustees for trust preferred securities in numerous Chapter 11 cases involving bank and insurance holding companies.
- Representation of the indenture trustee for the ACR Energy facility municipal bonds in connection with the Chapter 11 case of Revel AC, Inc.
- Representation of an indenture trustee in connection with the chapter 11 bankruptcy cases of numerous not-for-profit issuers of municipal bonds.
- Representation of a large regional bank in connection with workouts and bankruptcy cases.
- Representation of network service provider specializing in "last mile" connections to schools and hospitals in connection with its Chapter 11 case.
- Representation of a not-for-profit substance abuse rehabilitation group in its successful Chapter 11 reorganization.
- Serve as trustee of the trustee of the liquidating trust established under the plan of liquidation confirmed in the chapter 11 cases of Videology,

PROFESSIONAL ACTIVITIES

American Bar Association – Indenture
Trustee Division, American Bankruptcy
Institute

COMMUNITY INVOLVEMENT

Coach, Westfield Lacrosse Club and
Union Thunder Hockey Club

Inc. and its affiliated debtors. Commenced the first action in the Third Circuit to recover excessive United States Trustee Fees.

- Plan Administrator for FedNat Holding Company and its affiliates, responsible for the reconciliation of hundreds of claims, the prosecution of causes of action against various former directors and officers of the companies, and the resolution of disputes with the receiver appointed to oversee the affiliated insurance carrier concerning allocation of tax benefits among the companies and other claims disputes.
- Lead counsel to the trustee of the liquidation trust formed in the chapter 11 case of Clovis Oncology, Inc. The trust is responsible for the collection of hundreds of millions of dollars in potential recoveries on account of the debtors' sale of two oncology drugs, the reconciliation of claims against the debtors, and the winddown of numerous European affiliates.
- Served as liquidating trustee for aluminum fabricator, including responsibility for the disposition of a former fabrication plant in the metropolitan St. Louis area with a history of environmental pollution.
- Served as liquidating trustee under chapter 11 plan of a major frozen food manufacturer.