

## Jacob Johnson

Senior Associate

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Jacob Johnson is a senior associate in Alston & Bird's Financial Restructuring & Reorganization Group. He represents clients in a wide range of insolvency matters both in and out of court.

In court, Jacob represents clients in domestic and cross-border cases under the Bankruptcy Code, receiverships (creditor, regulatory, and SEC), ABCs, and state-law liquidations. He also represents clients in complex domestic and cross-border insolvency-related litigation, with a particular focus on complicated financial transactions. Outside the courtroom, Jacob negotiates out-of-court debt restructurings and business-separation agreements and counsels banks, large corporations, funds, and smaller companies in a wide variety of insolvency matters related to investment structures, corporate transactions, credit-risk mitigation, and financial services.

Jacob has been recognized in the "Ones to Watch" list by *The Best Lawyers in America*<sup>®</sup> for Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law since its inauguration in 2020.

Jacob formerly clerked for the Hon. Marc T. Treadwell in the U.S. District Court for Middle District of Georgia and the Hon. Austin E. Carter in the U.S. Bankruptcy Court for the Middle District of Georgia. In law school, Jacob served as managing editor for the *Mercer Law Review*.

### **Representative Experience**

- Representing and advising a national food distributor as a creditor in bankruptcy cases, obtaining critical vendor status and priority claim status, asserting PACA claims and rights, navigating contract assumption issues, and negotiating national distribution agreements.
- Representing and advising a national bank in negotiating merchant processing agreement rights and obligations when its clients become subject to an insolvency proceeding.
- Representing and advising a regional roofing company on a wide variety of in-house matters, including corporate financing, credit and collections, and corporate structure.
- Representing and advising official liquidators of offshore note issuers in their Chapter 15 cases and in pursuing asset recoveries.
- Representing and advising a large telecommunications provider on a wide variety of business separation and distressed-vendor/distressed-customer workouts.
- Advising multiple institutional and private investors in insolvency aspects of complex investment structures.
- Advising specialty insurers on bankruptcy related underwriting risks in mega Chapter 11 cases.
- Represented an ad hoc note holder group in prepackaged Chapter 11 bankruptcy.
- Represented a DIP lender in placing a \$15 million DIP in a telecommunications Chapter 11 proceeding.
- Represented and advised official liquidators of a Cayman feeder fund subject to SEC receivership in reaching a negotiated resolution with the SEC receiver.

- Represented and advised a limited partner in a Cayman exempt limited partnership (ELP) in litigation seeking to recover improper transfers out of the ELP.
- Represented a bank in defending avoidance litigation by failed auto dealership group seeking to recover \$100 million related to bank deposits, sight drafts, and floor-plan loans.
- Represented a mining company in defending avoidance litigation by failed metal refinery seeking to recover prepetition transfers made under a toll refining relationship.
- Represented a foreign investor and supplier in reaching a negotiated business separation from a distressed domestic joint venture.
- Represented the REIT-lessor (the largest secured creditor and DIP lender) of a skilled nursing facilities operator in bankruptcy.
- Represented a community hospital in a Chapter 11 bankruptcy where substantially all its assets were sold in a Section 363 acquisition.

### ***Professional & Community Engagement***

- American Bankruptcy Institute
- TMA Atlanta
- Atlanta Bar, Bankruptcy Section

### ***Education***

- Mercer University (, 2014)
- Bluefield College (B.S.B.A., 2011)

### ***Admitted to Practice***

- Georgia

### ***Related Services***

Financial Restructuring & Reorganization | Litigation | Corporate & Finance