



Ken Rothenberg

Partner

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Related Services

Corporate Debt Finance ■ Finance ■ Distressed Debt & Claims Trading ■ Retail ■ Financial Restructuring & Reorganization

Ken Rothenberg leads the Distressed Debt & Claims Trading Team, a niche and complex field requiring particular legal and financial expertise. With over 20 years' experience, Ken is one of the most trusted and recognized authorities on bank debt and claims trading matters. His advice is sought by the most sophisticated market participants in the par and distressed trading market for broadly syndicated loans, private credit, distressed securities, bankruptcy claims, claims arising from litigation proceedings, and other unique trading opportunities.

Ken represents some of the largest and most well-known investment banks, market makers, credit funds, CLOs, and buy-side entities in all aspects of loan and claims trading. Clients look to Ken in understanding primary and secondary market standards, conventions, and documentation for trading liquid and illiquid par and distressed bank loans and claims.

Ken is also an active participant in the Loan Syndications and Trading Association (LSTA) and the Loan Market Association (LMA), sitting on numerous committees. He is a regular speaker for the LSTA on topics relating to primary and secondary loan market transactions and regularly assists the LSTA in updating its loan trading documentation utilized in the primary and secondary market.

Publications & Presentations

Publications

- *Distressed Debt NEWS* | Cooperation Agreements, TSAs, RSAs and Other Ad Hoc Group Agreements
- "Cooperation Agreements, TSAs, RSAs, and Other Ad Hoc Group Agreements," LSTA.com, July 1, 2024.
- "U.S. Court of Appeals for the Second Circuit Confirms That Syndicated Loans Are Not Securities," *Journal of Bankruptcy Law*, April 3, 2024.
- "LSTA Revises Secondary Trading Documents: Notable Changes to Disgorgement Rights, Tax Gross-Up Obligations, and Voting Rights," *Pratt's Journal of Bankruptcy Law*, Vol. 15, No. 7, October 2019.

Presentations

- "Cooperation Agreements 101: Building Blocks, Fundamental Issues and Latest Trends," Loan Syndications and Trading Association (LSTA), webinar, January 15, 2025.
- "Loan Trading Issues in Syndicated Loan Transactions," American Bar Association Business Law Hybrid Section Annual Meeting, Washington, D.C., September 15-17, 2022.
- Main Street Lending Program 3.0, June 1, 2020.

Professional & Community Engagement

- New York City Bar Association
- Loan Syndications and Trading Association Trade Practices and Forms Committee
- American Bar Association

Education

- University of Denver (J.D., 2000)
- University of Pennsylvania (B.A., 1991)

Admitted to Practice

- New York