

Stephanie Wickouski (SW5957)
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<u>I. Professional</u>	<u>Accrediting Agency or Jurisdiction</u>	<u>Date of Admission</u>
Attorney	New York	2000
Attorney	District of Columbia	1985
Attorney	Maryland	1986
Attorney	Virginia	1979

II. Professional Organization **Date of Admission** **Active/Inactive**

I am an active member of the American Bankruptcy Institute and the state bar associations in each of the jurisdictions listed above.

III. General professional experience:

I have over 35 years of experience in bankruptcy, debt restructuring and business insolvency. I am currently a senior bankruptcy partner in Bryan Cave Paisner Leighton LLP's New York office.

My practice is a traditional commercial bankruptcy practice. I represent business debtors, creditors, bondholders, indenture trustees, landlords, investors, and purchasers in insolvency situations and bankruptcy cases throughout the country. I have extensive experience in the following specialized areas: bonds and indentures; commercial real estate; and bankruptcy crimes and fraud. I have represented clients in some of the most contentious complex cases in the country, including Caesars, Energy Future and Seadrill.

IV. General pertinent experience:

I have participated in numerous mediations either as a mediator or as counsel to a party. Most of the mediations in which I have participated have been complex and extremely adversarial. Virtually all of these mediations were successful.

V. Mediation training:

I have participated in a mediation training program. The programs in which I have participated are described below (including course, program sponsor and hours):

United States District Court for the District of Columbia - mediation program (1 day program).

VI. Pertinent bankruptcy training:

A copy of my curriculum vitae is attached.

VII. General pertinent business or legal experience:

I have served as a panel trustee with the United States Bankruptcy Court for the Eastern District of Virginia and as a mediator with the United States District Court for the District of Columbia. Prior to entering private practice, I was a trial attorney in the Civil Division of the United States Department of Justice. At the Department of Justice, in addition to litigating bankruptcy cases, I handled government contract cases before the United States Court of Claims (now the United States Court of Federal Claims), administrative appeals before the Court of Appeals for the Federal Circuit, and commercial cases before the United States District Courts.

Stephanie Wickouski

Partner, New York

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PRACTICE AREAS Bankruptcy, Restructuring and Creditors' Rights; Commercial Litigation

ADMISSIONS New York, 2000; Maryland, 1986; District of Columbia, 1985; Virginia, 1979

EDUCATION University of New Hampshire, J.D., 1979; College of William and Mary, A.B., 1973



Stephanie Wickouski counsels clients on all aspects of bankruptcy, insolvency and commercial transactions, including bond defaults, trust indentures, business acquisitions, real estate, health care and financial fraud. With more than 30 years of experience handling complex reorganization cases throughout the country, she has served as lead bankruptcy counsel in multiple high-profile cases.

Ms. Wickouski is the author of two books: *Indenture Trustee Bankruptcy Powers & Duties*, an essential guide to the legal role of bond trustee, and *Bankruptcy Crimes*, an authoritative resource on bankruptcy fraud. She also writes the *Corporate Restructuring blog* (<http://blogs.bankrupt.com>). She has a national reputation and is an industry leader in corporate insolvency, and is a frequent lecturer, author and commentator on bankruptcy subjects.

Before joining the firm, Ms. Wickouski was vice chair of the corporate restructuring group and regional partner in charge of the New York office at another firm. Prior to entering private practice, she was a trial attorney with the Civil Division of the U.S. Department of Justice, where she received awards for her handling of litigation in airline bankruptcies. She is a panel mediator for the U.S. Bankruptcy Court for the Southern District of New York.

Ms. Wickouski taught creditors' rights at the Catholic University School of Law and served as a law clerk to the Hon. Roger M. Whelan, former U.S. Bankruptcy Judge for the District of Columbia.

Representative Experience

- Counsel to indenture trustee in the Chapter 11 case of Energy Future Holdings (Bankr. D. Del.)
- Counsel to indenture trustee in Chapter 11 case of Caesars Entertainment Operating Co. (Bankr. D. Del. and Bankr. N.D. Ill.)
- Counsel to indenture trustee in Chapter 11 case of Black Elk Energy (Bankr. S.D. Tex.)
- Counsel to indenture trustee in Chapter 11 cases of Bally Total Fitness, Inc, Northwest Airlines Corp., Anthracite Capital, and Magellan Health Services, Inc. (Bankr. S.D.N.Y.); United Airlines, Inc. (Bankr. N.D. Ill.); USGen New England (Bankr. D. Md.); and out of court resolution in HealthSouth

- Counsel to indenture trustee in Chapter 11 cases of Dex Media, Inc.; LSP Energy; Friendly's Restaurants; and R.H. Donnelly Inc. (Bankr. D. Del); Escada USA; General Maritime Corp.; American Roads; and Chemtura Corp. (Bankr. S.D.N.Y); and Lower Bucks Hospital (Bankr. E.D. Pa.)
- Counsel to indenture trustee in Chapter 11 cases of Hawaiian Telecom, Inc., Aventine Renewable Energy, Primus Corp., and HRP Myrtle Beach Holdings LLC (Bankr. D. Del.)
- Counsel to indenture trustee in Chapter 11 cases of LifeCare, Inc. and Hayes Lemmerz (Bankr. D. Del.)
- Counsel to financial institution in Chapter 11 cases of General Motors Inc; and ION Media (Bankr. S.D.N.Y.) and Smurfit-Stone Containers (Bankr. D. Del.)
- Counsel to several hedge funds in Chapter 11 case of Bayou Group (Bankr. S.D.N.Y.)
- Counsel to magazine creditors in Anderson News (Bankr. D. Del.)
- Counsel to patient care ombudsman in KidsPeace (E.D. Pa.) and Nightingale Home Healthcare, Inc. (Bankr. S.D. Ind.)

Publications

- *Indenture Trustee Bankruptcy Powers & Duties*, Beard Books, November 2015
- *Bankruptcy Crimes*, Beard Books 2000; Third Edition 2007
- Blog – “Corporate Restructuring,” <http://blogs.bankrupt.com>
- “Health Care Financing and Securitization After National Century,” *ABI Journal*, Vol. XX11, No. 4, May 2003
- “Analysis & Perspective: Effect of Bankruptcy Reform Legislation on Health Care,” *BNA’s Bankruptcy Law Reporter*, Vol. 13, No. 12, March 12, 2001

Speaking Engagements

- Views From the Bench (October 2016)
- "The Future of Corporate Trust Default Administration: What do industry trends, fee recovery after *Lehman*, and other challenges mean for you?," Bryan Cave Corporate Trust/Distressed Investing Roundtable, May 2016
- “Emergent Topics Facing Indenture Trustees and Bondholders,” 22nd Annual Distressed Investing Conference, New York, NY, November 2015
- “Reconsidering Safe Harbors For Repurchase Agreements,” American Bankruptcy Institute’s 33rd Annual Spring Meeting, Washington, DC, April 2015

- "When the 546(e) Safe Harbor Isn't Safe," Distressed Investing Conference, New York, NY, December 2014
- #LegalEthics: "Facebook, LinkedIn and Twitter: What Every Lawyer Should Know," 34th Annual Midwestern Bankruptcy Institute, Kansas City, MO, October 2014
- Creditors' Committees: "Formation, Intra-Committee Conflicts, and the Unique Role of the Indenture Trustee," National Harbor, MD, April 2013
- "Do Not Pass 'Go': Bankruptcy Crimes/Ethics," ABI's Fifth Annual Mid-Atlantic Bankruptcy Workshop, Hershey, PA, August 2009
- "CLE Ethics Hour: Dealing with Ad Hoc Committees," Distressed Investing 2008, New York, NY, November 2008
- "Inter-debtor and Inter-creditor Issues: Inter-company claims; substantive consolidation; conflicts; settlement and dispute resolution techniques; and role of ad hoc committees," The Georgetown University Law Center for Bankruptcy 2007
- "CLE Ethics Hour: Maintaining Integrity and Transparency: What Ad Hoc Groups Will Have to Disclose: The Northwest Airlines Case," Tenth Annual Conference on Corporate Reorganizations, Chicago, IL, June 2007
- "Spreading the Gospel Internally: Building Your Reputation Among Your Colleagues," New Partner Forum, June 2006
- "The CLE Ethics Hour: Is Justice Blind in the Bankruptcy Court, or, is Venue Shopping and Venue Vending Corrupting the Process?" Twelfth Annual Conference on Distressed Investing, November 2005

Civic Involvement and Honors

- Board of Trustees, American Bankruptcy Institute, Views from the Bench, 2000
- Mediator, U.S. Bankruptcy Court for the Southern District of New York
- Trustee, U.S. Bankruptcy Court for the Eastern District of Virginia, 1986-1996
- Trial Attorney, United States Department of Justice, Civil Division, Commercial Litigation Branch, 1981-1985
- Law Clerk to the Honorable Roger M. Whelan, U.S. Bankruptcy Court for the District of Columbia, Washington, D.C., 1979-1981
- Named one of the 12 Outstanding Restructuring Lawyers in U.S. by *Turnarounds & Workouts*, 2006
- Best Lawyers in America, 2006-present
- U.S. Department of Justice Special Achievement Awards, 1983, 1985