

# LANDIS RATH & COBB LLP

Adam G. Landis  
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**Practice Areas: Corporate Bankruptcy and Restructuring,  
Bankruptcy Transactions, Bankruptcy Litigation**

With more than thirty years of experience in corporate bankruptcy and restructuring, Adam's practice includes first-chair and co-counsel representation of debtors, official and unofficial committees, secured lenders and other secured creditors, indenture trustees and bondholders, unsecured creditors, asset purchasers, officers and directors, equity holders, and liquidating trusts and plan administrators in a variety of national bankruptcy cases, primarily in the United States Bankruptcy Court for the District of Delaware.

Admitted to practice in Delaware, New York, and Massachusetts, Adam was an associate at Schulte Roth & Zabel LLP before moving to Delaware in 1995 to join Duane Morris & Heckscher LLP (now Duane Morris LLP), where he became a partner in January 2000. He was a shareholder at Klett Rooney Lieber & Schorling PC (now Buchanan Ingersoll & Rooney PC) from March 2000 to July 2003, when he founded Landis Rath & Cobb LLP with Dan Rath and Rick Cobb.

Adam is recognized in Chambers USA as a Leading Lawyer in Bankruptcy and has held a Band 1 rating since 2010. He was elected a Fellow of the American College of Bankruptcy in 2021. Honored as a Delaware Super Lawyer from 2007 to the present, Adam lectures and writes frequently on chapter 11 bankruptcy topics. Adam also is very active in the legal and Wilmington communities: he is a past Secretary, Vice Chair, and Chair of the Bankruptcy Section of the Delaware State Bar Association; a founding member and manager of the Coalition for Bankruptcy Fairness, LLC; Chair of the Board of Directors of Downtown Visions, a non-profit organization that manages security, cleaning and marketing in Wilmington's business improvement district; and a member of the Executive Committee of the Board of Directors of Wilmington Country Club and Chair of its Racquets, Swim & Fitness Committee.

## **Education**

Northeastern University School of Law, J.D., 1991  
Bowdoin College, A.B., with honors, 1985



## **Admissions to Practice**

Delaware  
New York  
Massachusetts  
United States Court of Appeals for the Third Circuit

## **Memberships, Associations and Professional Activities**

American Bankruptcy Institute  
Delaware State Bar Association  
Delaware State Bar Association Bankruptcy Section, Chair (Commercial Section), 2011  
Delaware State Bar Association Bankruptcy Section, Vice Chair (Commercial Section), 2010  
Delaware State Bar Association Bankruptcy Section, Secretary, 2009  
Steering Committee Delaware Views from the Bench, Co-sponsored by American Bankruptcy Institute and Delaware State Bar Association Bankruptcy Section, Chair, 2011  
Steering Committee Delaware Views from the Bench, Co-sponsored by American Bankruptcy Institute and Delaware State Bar Association Bankruptcy Section, Member, 2008  
Coalition for Bankruptcy Fairness LLC, Founding Member & Manager, 2011  
American College of Bankruptcy, Fellow

## **Community Activities**

Board of Directors, Downtown Visions (2010-present)  
Executive Committee, Downtown Visions (2016-present)  
Executive Committee of the Board of Directors, Wilmington Country Club (2020-present)  
Chair, Racquets, Swim & Fitness Committee, Wilmington Country Club (2020-present)

## **Awards**

Leading Lawyer in Bankruptcy/Restructuring – Delaware  
Chambers USA – 2005-2022; Band 1 2010-2022  
Lawdragon 500 Leading Bankruptcy & Restructuring Lawyers for 2022  
Best Lawyers® 2010-2023

## **Publications**

American Bankruptcy Institute 15<sup>th</sup> Annual Mid-Atlantic Bankruptcy Workshop August 2019: *Tips for Building Your Practice, Branding Yourself and Becoming a Happier Restructuring Professional along the Way*

American Bankruptcy Institute Winter Leadership Conference, December 2018, Co-Author: *Maximizing Value in Section 363 Sales*

American Bankruptcy Institute Journal December 2016: *Be Careful What You Settle For: Rejection of an Executory Contract Can Do More than Just “Moot Out” Confirmation Objection*

American Bankruptcy Institute Journal September 2014: *Problems in the Code: Reimbursement of Fees and Expenses in Chapter 15 Cases*

American Bankruptcy Institute Mid-Atlantic Bankruptcy Workshop August 2012, Co-Author: *Responses to Stern v. Marshall – Amending Standing Orders of Reference and Local Rules*

American Bankruptcy Institute 22<sup>nd</sup> Annual Winter Leadership Conference December 2010, *Selected Landlord Issues in Restaurant Reorganizations*

American Bankruptcy Institute Journal June 2009, Co-Author with Douglas E. Deutsch: *Building Blocks: An Introduction to Local Bankruptcy Rules*

American Bankruptcy Institute 4<sup>th</sup> Annual Mid-Atlantic Bankruptcy Workshop July 2008: *Anything But Bankruptcy! – Revisited: Nonbankruptcy Alternatives*

American Bankruptcy Institute Mid-Atlantic Bankruptcy Workshop July 2006: *Report from the Front: Creditor Committees after Bankruptcy Abuse Prevention and Consumer Protection Act of 2005*

### **Panelist**

*Maximizing Value in Section 363 Sales* (Moderator),

American Bankruptcy Institute Winter Leadership Conference December 2018

*Bankruptcy Track: Current Issues in Bankruptcy Law*, Federal Bar Association, District of Delaware 2016 Bench and Bar Conference

*Crossing the T's and Dotting the I's: Documenting the Settlement Agreement*,

American Bankruptcy Institute Winter Leadership Conference 2014

*Responses to Stern v. Marshall – Amending Standing Orders of Reference and Local Rules*, American Bankruptcy Institute 2012 Mid-Atlantic Bankruptcy Workshop

*Report from the Front: Creditor Committees after Bankruptcy Abuse Prevention and Consumer Protection Act of 2005*, American Bankruptcy Institute 2006 Mid-Atlantic Bankruptcy Workshop

### **Selected Representations**

#### ***Chapter 11 Debtors:***

AES Thames L.L.C.

ALC Holding, Inc. (American Laser Centers)

Allena Pharmaceuticals, Inc.

Argos Therapeutics, Inc.

Bertucci's Holdings, Inc.

Brookstone Holdings

Blackstone Technology Group

CLA Hold LLC, et al.

CLARK Material Handling Company

Cognistar Corporation

Destination Maternity Corporation

EdgeMarc Energy Holdings, LLC

FTX Trading Ltd.

HA-LO Industries, Inc.

Houlihan's Restaurants, Inc.

JMO Wind Down Inc. (Jumio, Inc.)

LTAP US LLP

M.P.C. Computers, LLC (Special Counsel)

Orion Refining Corporation (Special Counsel)  
Orexigen Therapeutics, Inc. (Special Counsel)  
Pecus ARG Enterprises, Inc. (Black Angus Steakhouse)  
Peekay Boutiques, Inc.  
Pernix Sleep, Inc.  
Plassein International Corp.  
Rouge Industries, Inc. (Special Counsel)  
SBSH Winddown, Inc. (Seastar Holdings, Inc.)  
SFP Franchise Corporation  
Skybus Airlines, Inc.  
SW Liquidation LLC (Saladworks)  
SweetskinZ Holdings, Inc.  
Things Remembered, Inc.  
Tri-Valley Corporation  
Welded Construction, L.P

***Official and Unofficial Committees:***

Arcadia Energy  
AstroPower, Inc.  
Cobra Industries  
Factory 2U Stores, Inc. (Special Counsel)  
Fansteel, Inc.  
Gibson Brands, Inc., et al.  
Global Power Equipment Group, Inc.  
Landauer Healthcare  
Long John Silver's  
Marvel Enterprises  
Maxxim Medical Group, Inc. (Special Counsel)  
Neoplan USA Corporation (Special Counsel)  
One Aviation Corporation  
ResMAE Mortgage Corporation  
Riverstone Networks, Inc.  
Rotec Industries, Inc.  
Samuels Jewelers, Inc. (Counsel to John J. Carney, Esq. as  
Examiner-Designate)  
Stone & Webster, Inc.  
THQ, Inc.  
Trend Holdings, Inc.  
Tribune Company  
Tuscany International Holdings

***Major Creditors and Other Parties in Interest:***

Allied Systems Holdings, Inc. (Major Creditor)  
American Home Mortgage Holdings, Inc. (Warehouse Lender)  
Aurora Foods (Secured Lender)  
Avenue Stores, LLC  
Burlington Industries (Secured Lender)  
Cable & Wireless (Secured Lender)  
CCS Medical, Inc. (Secured Lender)

Celadon Group, Inc. (Secured Lender)  
Digital Domain Media Group (Secured Creditor)  
Dura Automotive Systems LLC  
Energy Alloys, LLC (Secured Lender)  
Energy Future Holdings Corp. (Asset Purchaser)  
ESML Holdings, Inc., et al (Secured Creditor)  
Exodus Communications (Major Creditor)  
FIC Restaurants, Inc.  
Forever 21, Inc. (Secured Lender)  
Gigabeam Corporation (Secured Creditor)  
GiViDi Inc. (Secured Lender)  
Halt Medical, Inc. (Asset Purchaser)  
Hexion (DIP Lender)  
Highpoint Resources (Secured Lender)  
Hilltop Energy, LLC (Secured Lender)  
IMH Financial Corporation (Secured Creditor)  
Isologen, Inc. (Secured Creditor)  
Just For Feet (Secured Lender)  
Louise's (Chapter 11 Trustee)  
LG Phillips Display USA, Inc. (Secured Lender)  
Maxus Energy Corp. (Equity Owner/Creditor)  
Melinta Pharmaceuticals (Secured Creditor)  
Mervyn's Holdings, LLC, et al. (Major Creditor)  
Met-Coil, Inc. (Largest Unsecured Creditor)  
Milagro Holdings, LLC, et al. (Major Creditor)  
Montgomery Ward (Asset Purchaser)  
NationsRent (Equipment Lessor)  
New Century Financial (Warehouse Lender)  
NewPage Corporation (Major Creditor)  
Paragon Offshore PLC (Secured Creditor)  
Patriot National, Inc.  
Pillowtex (Major Vendor)  
Promise Healthcare Group, LLC (Asset Purchaser)  
RadioShack Corporation (Secured Creditor)  
RCS Capital Corporation  
Remington Outdoor Company, Inc.  
SynCardia, Inc. (Asset Purchaser)  
Takata Corporation, et al. (Chapter 15)  
Thaxton Group, Inc. (Largest Unsecured Creditor)  
The Weinstein Company  
THG Holdings LLC (DIP Lender)  
TK Holdings Inc., et al. (Takata - Chapter 11)  
Trico Steel (Secured Lender)  
Valeritas Holdings, Inc. (DIP Lender)  
Violin Memory, Inc. (Secured Creditor)  
W.P. Steele (Secured Creditor)  
Wash Depot (Secured Lender)  
Washington Mutual (Major Creditor/Litigation Party)  
Willcox & Gibbs (Secured Lender)