

# LANDIS RATH & COBB LLP



Nicolas E. Jenner, Associate  
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**Practice Areas: Corporate Bankruptcy and Restructuring,  
Bankruptcy Litigation and Corporate Litigation**

Nick concentrates his practice in the areas of Corporate Bankruptcy and Restructuring, Bankruptcy Litigation and Corporate Litigation.

Nick's experience includes representing debtors, financial institutions, lenders, secured and unsecured creditors, plan administrators, liquidating trustees, asset purchasers, landlords and other parties-in-interest in cases filed under the United States Bankruptcy Code including chapter 7, chapter 11 and subchapter V. He represents clients in a wide range of industries including: retail, food and beverage, oil and gas, and pharmaceuticals. Nick also has represented clients in various litigation matters in the Superior Court of the State of Delaware and the Court of Chancery of the State of Delaware.

Prior to joining the firm, Nick graduated *magna cum laude* from Widener University Delaware Law School, where he focused his studies on corporate and business law. While attending law school, he served as a Josiah Oliver Wolcott Fellow to the Honorable Collins J. Seitz, Jr. of the Supreme Court of the State of Delaware, a judicial intern for the Honorable Leonard P. Stark of the United States District Court for the District of Delaware and was a law clerk at a Wilmington law firm that focuses on Delaware business law. He was also the President of the Widener Transactional Law Honor Society, senior staff on the *Delaware Journal of Corporate Law*, and served as the John F. Schmutz Corporate and Business Law Institute Fellow. Nick continues to remain active with the law school, serving on the Delaware Law School Board of Advisors and as a mentor to current students and recent graduates.

Nick is admitted to practice in Delaware and is a member of the Delaware State Bar Association, Delaware Bankruptcy American Inn of Court, American Bar Association, and the American Bankruptcy Institute. Nick is a past chair of the Young Lawyers' Section of the Delaware State Bar Association (the "DSBA"), a member of the DSBA's CLE Committee, and a member of the board of the Delaware Bankruptcy American Inn of Court.

**Education**

Widener University Delaware Law School, J.D., *magna cum laude*, 2018  
University of Delaware, B.S., Exercise Physiology, 2010

## **Admissions to Practice**

Delaware

United States District Court for the District of Delaware

## **Memberships & Associations**

American Bankruptcy Institute

American Bar Association

Delaware Bankruptcy American Inn of Court,

- Member of the Board

Delaware State Bar Association,

- Past Chair of the Young Lawyers' Section
- Member of CLE Committee

Widener University Delaware Law School,

- Member of the Board of Advisors

## **Awards**

Super Lawyers, Rising Star 2023

## **Publications and Presentations**

*You're On Mute: Avoiding Technology Faux Pas in Practice*, The Journal of The Delaware State Bar Association, May 2022, Author

*Lingering Side Effects: Young Lawyers and COVID-19*, American Bar Association – Law Practice Today, April 2022, Author

*A Focused Review of Substantive Consolidation Issues*, Delaware Bankruptcy American Inn of Court, April 2022, Panelist

*Summer Judicial Panel*, Young Lawyers' Section of the Delaware State Bar Association, July 2021, Moderator

*Emerging Issues in Retail Bankruptcy – Deferral of Lease Obligations under Section 365(d)(3) in the COVID Era*, Delaware Bankruptcy American Inn of Court, February 2021, Panelist

*Startup Legal 101 Workshop: Legal Issues That Can Haunt Start-Ups: Beware of the Skeletons in Your Closet*, University of Delaware Horn Center for Entrepreneurship, November 2019, Panelist

*Current Issues in Bankruptcy – Bankruptcy Jeopardy*, Delaware Bankruptcy American Inn of Court, May 2019, Panelist

## **Selected Representations**

*Chapter 11 Debtors:*

Allena Pharmaceuticals, Inc.

FTX Trading Ltd.

Houlihan's Restaurants, Inc.

Pernix Sleep, Inc.

SFP Franchise Corporation (A/K/A Papyrus)  
Sharity Ministries, Inc. (*Subchapter V*)  
Things Remembered, Inc.

*Chapter 7 Debtors:*

Live Well Financial  
Alfi, Inc.

*Significant Creditors, Lenders and Other Parties In Interest:*

Akorn Holding Company LLC (Secured Lender)  
Alamo Draffhouse Cinemas Holdings, LLC et al. (Secured Lender)  
Cred Inc., et al. (Significant Creditor/Litigation Party)  
Exide Holdings, Inc. (Plan Administrator)  
ExpressJet Airlines LLC (Landlord)  
Gulf Coast Health Care, LLC (Liquidating Trustee)  
IMH Financial Corporation (Secured Lender)  
Impresa Acquisition Corporation, et al. (Secured Lender)  
Knotel, Inc., et al. (Significant Creditor)  
Nine Point Energy (Secured Lender and Asset Purchaser)  
Reverse Mortgage Investment Trust Inc. (Secured Lender)