

Alex Kay

Partner

London

Biography

Alex Kay is a partner based in London, and part of the business restructuring and insolvency team.

He typically represents buy side investors and bondholder committees in complex cross border restructurings assisting his clients in all aspects of a transaction from initial contingency planning and investment analysis to implementation and management of complex work outs.

Alex has particular experience of assisting creditors in challenging jurisdictions with a focus on emerging markets often using market first restructuring tools to reach a solvent solution. His work encompasses using a range of insolvency and reorganization tools and processes including schemes of arrangement, pre-packaged administrations, Chapter 11 processes and a number of other European reorganization tools to achieve his clients' goals. Alex has also acted for investors on a number of complex direct lending financing transactions often using complex and bespoke debt instruments and Inter-creditor structures.

Alex is also currently the independent chairman of the board of the European Leverage Finance Association.

Representative experience

DTEK Energy: Acting for the lender committee in the successful restructuring of Ukraine's largest energy company.



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Languages

English

Practices

Banking and Loan Finance
Business Restructuring and
Insolvency

Industries

Automotive
Energy and Natural Resources
Financial Institutions
Life Sciences and Health Care
Technology and Telecoms
Private Capital

Global Ports Holdings: Representing the ad hoc committee of senior noteholders in the restructuring of notes issued by this Turkey based cruise port operator.

Mriya Agro: advising the senior noteholder committee and acting as transaction counsel in the landmark US\$1 billion restructuring of this Ukrainian agricultural company.

Interpipe: advising a material creditor in the ongoing restructuring of this Ukrainian steel pipe producer.

Agrokor: Advising ad hoc noteholder committee on restructuring \$4-6bn debt owed by Croatian business in new special administration, including provision of \$1bn DIP funding.

Avangardco / UkrLandFarming: advising a US based hedge fund on recovery action against these Ukrainian farming companies following payment default on their notes.

Lemtrans: Assisting a US based hedge fund in the acquisition and successful restructuring of approx. US\$150 million of non-performing loans backed by railcars in Ukraine

Roust Corporation: advising a provider of senior secured financing to this international spirits and distribution and production business.

Norshore Atlantic: assisted the noteholder committee in taking control of the assets of Norshore Atlantic through a controlled enforcement process*

Interoil – advising the senior secured bondholder committee in the restructuring of this Norwegian/Columbian oil & gas exploration company *

CEDC – advising the steering committee of Senior Secured Noteholders in connection with CEDC's restructuring through a US Chapter 11 process *

SEAT Pagine Gialle S.p.A – advising the ad hoc

Areas of focus

Creditor Representation in Restructurings and Insolvencies

Cross-border Restructuring and Insolvency

Loan Portfolio and Distressed Debt Transactions

Mining and Resources

Retail and Consumer Goods

Education and admissions

Education

LL.B. Law, London School of Economics

committee of Senior Secured Noteholders in connection with the Company's consensual restructuring *

Punch Taverns – advising MBIA in connection with the restructuring of Punch Taverns Finance B Limited *

Consolidated Minerals – advised the noteholder committee in the restructuring of senior secured notes issued by this Ghanaian / Australian manganese miner *

Essar Energy – acting for the convertible noteholder group on its successful negotiations with Essar Energy *

Yuksel – advising the ad hoc committee of Senior noteholders in connection with the restructuring of Yuskel Insaat S.A. – a Turkish construction company *

*Matter handled prior to joining Hogan Lovells.

Awards and rankings

- "Next Generation Partner", *Legal 500*, 2021
- Shortlisted in the Assistant/Associate Solicitor of the Year category., *British Legal Awards*, 2015

Latest thinking and events

- News
 - Creditor Duty – the position after the Supreme Court decision in *BTI v Sequana and Others*
- Sponsorships and Speaking Engagements
 - American College of Investment Counsel – Recent Developments in the European Finance Market
- News
 - Sanctions no bar to sanction: Nostrum Oil & Gas PLC's scheme of arrangement
- News

- UK company insolvencies increase significantly in Q2 2022
- News
 - Amendment to Turkish law brings new opportunities for investors in NPLs
- News
 - DTEK offers guidance for schemes of arrangement in a post- Brexit world