



Jonathan Shenson

Partner

jshenson@greenbergglusker.com

Ph. 310-201-7581

Fax 310-553-0687

Jonathan Shenson is a partner in the firm's Bankruptcy, Reorganization, & Capital Recovery Group as well as its Corporate Finance & Securities Department.

Jonathan's bankruptcy practice includes representation of debtors, secured creditors (including debtor in possession lenders), committees, acquirers and other parties in chapter 11 cases, out-of-court restructures and work-outs, acquisitions, foreclosures, and assignments for the benefit of creditors. His practice also includes commercial and bankruptcy-related litigation including extensive experience in fraudulent conveyance and preference actions and litigation in the areas of breach of contract, breach of duty, alter ego, successor liability, and lender liability.

Jonathan's corporate practice is focused on the representation of agents and lenders, borrowers and others in a broad array of credit transactions, including syndicated, single-bank, secured, unsecured, senior and subordinated credits and credit enhancement facilities. He has experience in mergers and acquisitions (both buy-side and sell-side) with particular expertise with purchasing assets through assignments for benefits of creditors and Section 363 sales.

Jonathan is a frequent speaker on bankruptcy and commercial law panels at prominent industry conferences, including Turnaround Management Association's Western Regional Conference and Distressed Investing Conference, American Bankruptcy Institute's Southwest Bankruptcy Conference, and the California Bankruptcy Forum's Annual Insolvency Conferences. He has lectured on deepening insolvency, cash collateral, fiduciary duties of officers and directors of distressed companies, real estate leases in bankruptcy, 2005 Amendments to the Bankruptcy Code, single asset real estate cases, intellectual property issues in and out of bankruptcy, and the state of the law with regard to creditors' entitlement to interest, fees and costs in bankruptcy.

Prior to joining Greenberg Glusker, Jonathan was the Managing Principal of his own law firm for nearly a decade. Before that, he was a partner at a nationally recognized bankruptcy boutique and also practiced in the bankruptcy and finance departments at a prominent AmLaw 100 firm.

Clerkship

- Law Clerk, Honorable Edward D. Jellen, United States Bankruptcy Court for the Northern District of California (1996-1998)

Awards

- Recognized by *Chambers USA* in 2011, 2012, and 2013 as one of California's leading bankruptcy practitioners.
- Selected to *Los Angeles Times'* 2023 Banking and Finance Visionaries List.
- Consistently recognized in Southern California *Super Lawyers* since 2012.

Bar Admissions

- California, 1996

Court Admissions

- United States District Courts for the Northern, Eastern, Central and Southern Districts of California
- Ninth Circuit Court of Appeals

Education

- University of California, Los Angeles School of Law (J.D., 1996)
- University of California, Santa Barbara (B.A., 1993)
 - Economics

Representative Matters

Jonathan Shenson has played significant roles in a variety of complex bankruptcies, transactions, and litigation matters.

Chapter 11 Debtor Representation

- Counsel to a shopping center in its chapter 11 case in which it sold its assets via an auction process; with its lender receiving a 70% return on its claim and agreeing to release the guarantors.
- Counsel to a Hollywood esthetician to resolve pending chapter 11, including various disputes with an estranged spouse and their competing skincare product line. Negotiated and documented the substantive terms of the global settlement agreement resulting in the dismissal of the client and the client's companies' bankruptcy cases.
- Other Chapter 11 debtor representations have included: the ninth-largest manufacturer of "Class A" motor homes; a marketer of proprietary consumer products for an inventor and marketing personality; an

international technology company; an owner/operator of assisted living facilities; an owner/operator of steakhouse restaurant chains; and a developer and provider of non-laser vision correction products.

Chapter 11 Creditor Representation

- Represented agents and secured parties in Chapter 11 cases of a rig manufacturer/provider; a retailer of celebrity licensed clothing; a dental group management company; a nutritional supplement company; and an acquisition company of environmentally challenged real estate.
- Represented the official committee of unsecured creditors in the chapter 11 cases of a healthcare provider network; a workers' compensation insurer; a bank holding company; and a hair product manufacturer and wholesaler.

Out-of-Court Workouts and Liquidations

- Represented co-founder of a digital publishing company, on fiduciary duties relating to the client's efforts to implement an orderly wind-down of the business culminating in an assignment for the benefit of creditors, and thereafter, in his acquisition of the media company's assets.
- Represented a national, wholesale nursery operator in connection with its "out-of-court" restructuring of a \$100 million credit facility and re-capitalization.
- Represented an agent to the lenders in connection with the restructuring of a national party rentals business.

Purchase and Sale of Distressed Assets

- Represented an international conglomerate based in Taiwan in its acquisition of a health technology company through a chapter 11 plan of reorganization.
- Represented an independent global film distributor in its acquisition of another studio's assets (from the debtor-studio's foreclosing lender).
- Represented an entertainment company on its acquisition of a film through a private foreclosure sale.
- Represented a global real estate investment firm on several matters including the bankruptcy of distressed property in Las Vegas.
- Represented a subsidiary of a national floral retailer and distribution company in its acquisition of a bakery through an assignment of the benefit of creditors.

Litigation

- Represented a German film fund in connection with its prosecution of contract and copyright infringement claims against an American entertainment conglomerate arising out of a chapter 11 bankruptcy case of an independent motion picture production and distribution company.
- Represented former directors and officers against claims that \$1.5 million in deferred compensation received as insider preferential transfers, and recoverable by the chapter 7 trustee.
- Represented a venture capital investor's designated board member of a portfolio company against breach of duty claims by a chapter 7 trustee. Obtained summary judgment in favor of the client on all claims and the litigation was dismissed.

- Represented a diet supplement company in state court against fraudulent transfer claims brought by a major U.S. bank.
- Defended an individual, whose 23-year old bankruptcy case was reopened, against claims of “fraud on the court” brought by the chapter 7 trustee.
- Defended a sporting and recreational goods distributor against breach of contract and defamation claims and its principals against alter ego allegations.
- Counsel to a group of disgruntled investors in the chapter 7 bankruptcy of a real estate lending company that sought to wrest control of the estate’s loan portfolio (e.g., the management and servicing rights) away from the chapter 7 trustee and other companies.

Other Matters

- Counsel to a former director and CEO of a communications planning and media buying agency on matters concerning corporate governance and pre-bankruptcy efforts to implement an orderly liquidation and wind-down of the agency.
- Counsel to a CFO of a start-up, focused on the development of electric vehicles, on matters relating to his departure and establishment of a new electric vehicle company.
- Counsel to a wholesale nursery company in the refinancing of its senior secured credit facility.

Insights

May 15, 2023

Greenberg Glusker Represents HyreCar in Acquisition Deal with Getaround, Creating the Largest Gig Economy Carsharing Marketplace in the U.S.

Greenberg Glusker Press Release

May 5, 2023

Fast Food Franchisee Bankruptcies Portend Industrywide Struggles

Bloomberg Law

March 22, 2023

SVB And FDIC May Be At Cross-Purposes In Ch. 11

Law360

March 19, 2023

Three Greenberg Glusker Partners Selected to Los Angeles Times' 2023 Banking and Finance Visionaries List

Los Angeles Times

January 10, 2023

**35 Greenberg Glusker Attorneys Selected to 2023 Southern California Super Lawyers
*Super Lawyers***

November 22, 2022

**Secrets Revealed in FTX Freefall Into Bankruptcy
*Bloomberg Law Podcast***

September 12, 2022

**Is Help Coming For Users of Bankrupt Crypto Exchanges?
*Law360***

August 12, 2022

**Bankruptcy Has Appeal for Crypto Companies Caught in Contagion
*The Deal***

April 7, 2022

**Greenberg Glusker Welcomes Partner Jonathan Shenson in the Firm's Bankruptcy and Corporate
Practices
*Greenberg Glusker Press Release***

Blog Posts: Overheard in Bankruptcy

Wisdom and Wit About the World of Bankruptcy & Insolvency

May 5, 2023

Bankruptcy Round-Up: In The News

Members of the Bankruptcy, Reorganization and Capital Recovery Group at Greenberg Glusker have been turned to for their thought leadership by several news outlets this year. Here is a round-up of our activity thus far: Brian Davidoff was quoted...

August 19, 2022

Vulnerability of Customers' Crypto in Bankruptcy; Is Help on the Way?

The major cryptocurrencies have experienced significant declines in 2022; with the crypto market shedding \$2 trillion of its peak \$3 trillion market capitalization in November 2021. Amid this "crypto winter," Terra Luna and its algorithmic stablecoin collapsed, triggering a...