



Steven B. Smith

Counsel

ssmith@herrick.com

(212) 592-1474 PHONE

(212) 545-2345 FAX

Steven B. Smith focuses his practice on complex corporate restructuring and bankruptcy litigation, including in-court Chapter 11 and Chapter 15 cases and out-of-court workouts. He has extensive experience representing distressed debt investors, bondholders, official and ad-hoc creditor committees, administrative and collateral agents, indenture trustees, stalking horse and other asset purchasers, trade and tort claimants, and other significant parties-in-interest in a variety of jurisdictions across the United States.

Steve is also experienced in the analysis of true sale, non-consolidation, and bankruptcy remoteness principles in opinion and related contexts and has lectured on the topic on numerous occasions.

Steve played an active role in the following reported decisions:

- *Bricklayers and Trowel Trades International Pension Fund v. Wasco, Inc.*, 2015 WL 9459945 (M.D. Tenn. 2015)
- *In re TS Employment, Inc.*, 2015 WL 4940348 (Bankr. S.D.N.Y. 2015)
- *In re Intermet Corp.*, 2009 WL 2868749 (Bankr. D.Del. 2009)
- *In re XO Communications, Inc.*, 2008 WL 4587118 (C.A.2 (N.Y.) 2008)
- *In re Whitehall Jewelers Holdings, Inc.*, 2008 WL 2951974 (Bankr. D.Del. 2008)
- *Houlihan Lokey Howard & Zukin v. High River Limited Partnership*, 369 B.R. 111 (S.D.N.Y. 2007)
- *In re Muscletech Research and Development, Inc.*, (2006), 19 C.B.R. (5TH) 57 (Canada)
- *In re Ad Hoc Committee of Tort Victims*, 327 B.R. 138 (S.D.N.Y. 2005)
- *In re XO Communications, Inc.*, 323 B.R. 330 (Bankr. S.D.N.Y. 2005)
- *In re XO Communications, Inc.*, 330 B.R. 394 (Bankr. S.D.N.Y. 2005)
- *In re Exide Technologies, Inc.*, 299 B.R. 732 (Bankr. D. Del. 2003)

While in law school, Steve served as a judicial intern to Chief Judge William H. Gindin of the U.S. Bankruptcy Court for the District of New Jersey.

Services

- Restructuring & Bankruptcy
- Commercial Finance and Lending
- Litigation

Education

- Brooklyn Law School (J.D., 1999)
- Yeshiva University (B.A., 1996)

Accolades

- *New York Super Lawyers*, 2014-2015
- *New York Super Lawyers – Rising Stars*, 2011, 2013

Memberships & Associations

- New York City Bankruptcy Assistance Project Steering Committee
- Member, New York City Bar Association
 - Bankruptcy & Corporate Reorganization Committee
- UJA Bankruptcy and Reorganization Group Next Generation Committee
- Barry L. Zaretsky Roundtable Steering Committee
- Board of Editors, *The Bankruptcy Strategist*
- Member, Strafford Bankruptcy Law Advisory Board
- Master, The Bankruptcy American Inn of Court
- Member, American Bankruptcy Institute