
CHAMBERS USA 2023

The Leading Lawyers and Law Firms in the USA

Morris, Nichols, Arsht & Tunnell LLP

is ranked in Chambers USA 2023 as follows:

Delaware

Bankruptcy/Restructuring

Bankruptcy/Restructuring
Leading Firms
Band 1
Morris, Nichols, Arsht & Tunnell LLP
Leading Individuals
Star individuals
Abbott Derek C Morris, Nichols, Arsht & Tunnell LLP
Band 1
Dehney Robert J Morris, Nichols, Arsht & Tunnell LLP
Band 3
Miller Curtis Morris, Nichols, Arsht & Tunnell LLP
Remming Andrew R Morris, Nichols, Arsht & Tunnell LLP
Schwartz Eric D Morris, Nichols, Arsht & Tunnell LLP
Up-and-coming individuals
Harvey Matthew B Morris, Nichols, Arsht & Tunnell LLP

Morris, Nichols, Arsht & Tunnell LLP

What the team is known for Morris, Nichols, Arsht & Tunnell LLP is home to a standout business reorganization and restructuring team that has significant experience in both lead and co-counsel roles. The team possesses a deep bench of lawyers well versed in handling Chapter 11 cases for numerous stakeholders including debtors, creditors and acquirers. They are recognized for their strength across loan workouts and reorganization proceedings, and in bankruptcy-related disputes. Morris Nichols has notable expertise in industries including retail and oil and gas.

Strengths

"Morris Nichols has a deep bench. The team provides superior performance at all levels."

"The team is extremely client-oriented and responsive." "The combination of thoughtful judgment, immense experience and a hard-working team makes them clearly one of the top restructuring groups in Delaware."

Work highlights Morris, Nichols, Arsht & Tunnell represented AES Andes in a cross-border Chapter 11 restructuring case.

Notable practitioners

Highly regarded practitioner **Derek Abbott** remains a strong choice for high-profile companies seeking advice on Chapter 11 proceedings. He is also well placed to advise creditors and other parties. **Strengths:** *"Derek is terrific. He's a good negotiator and he delivers good court presentations." "He's an expert in his area of law. He provides solid counsel and helps clients work through issues to deliver results."* **Robert Dehney** routinely acts on high-value mandates such as Chapter 11 proceedings. His client roster includes creditors and distressed companies in the healthcare and energy sectors. He leads the firm's bankruptcy group. **Strengths:** *"He's a world-class bankruptcy lawyer." "Rob knows the code inside out. He's experienced, knowledgeable and amazing at navigating the facts." "He's an excellent courtroom lawyer with superior problem-solving and client relations skills." "Rob has good judgment. He does an*

incredible job leading a strong team." **Curtis Miller** has developed a notable bankruptcy practice. In addition to providing expert noncontentious advice, he is also held in high regard for his strength in courtroom proceedings. **Strengths:** *"He's an expert in court and a creative-solution provider." "Curtis is an excellent trial lawyer and strategist. He gets superior results for his clients." "He brings a levelheaded approach to matters and has excellent judgment." "Curtis has a mastery of bankruptcy law and a good business sense."* **Andrew Remming** is recognized for his extensive Chapter 11 practice, while also offering experience in out-of-court mandates such as workouts. His broad client base includes debtors in sectors such as energy and biotechnology. **Strengths:** *"He's an excellent attorney who's skilled at solving complex client problems in the most sophisticated matters." "I appreciate his good judgment and thoughtful approach to problem-solving."* **Eric Schwartz** has experience advising a range of stakeholders in bankruptcy proceedings, with clients ranging from debtors and creditors to stalking horse bidders. His practice encompasses both contentious and noncontentious work, including litigation arising from bankruptcy proceedings and distressed transactions. **Matthew Harvey** is an up-and-coming lawyer with experience handling Chapter 11 and 7 matters. He frequently represents creditors in bankruptcy litigation. **Strengths:** *"He's a strong advocate for his clients and he's professional." "He's strategic and commercial."*

Chancery

Chancery
Leading Firms
Band 1
Morris, Nichols, Arsht & Tunnell LLP
Leading Individuals
Band 1
Lafferty William M Morris, Nichols, Arsht & Tunnell LLP
Nachbar Kenneth J Morris, Nichols, Arsht & Tunnell LLP
Band 3
Abramczyk Jon E Morris, Nichols, Arsht & Tunnell LLP
Hurd S Mark Morris, Nichols, Arsht & Tunnell LLP
Teklits David Morris, Nichols, Arsht & Tunnell LLP
Waesco Susan W Morris, Nichols, Arsht & Tunnell LLP
Band 4
Measley D McKinley (Mac) Morris, Nichols, Arsht & Tunnell LLP
Scaggs, Jr R Judson Morris, Nichols, Arsht & Tunnell LLP

Morris, Nichols, Arsht & Tunnell LLP

What the team is known for Morris, Nichols, Arsht & Tunnell is a preeminent firm with a high level of experience and expertise across a range of commercial disputes. The firm is praised by market sources for its work in lawsuits concerning M&A, takeover battles and proxy contests, among other matters. It represents a wide array of clients including shareholders, limited partners and limited liability companies. The group also regularly advises special committees of independent directors on conflict of interest issues.

Strengths

"They are my first pick of all Delaware firms. They are incredible and I cannot say enough good things. They are sophisticated, supportive and knowledgeable."

Work highlights Morris Nichols acted for Southwest Gas in an activist takeover case concerning Carl Icahn's bid to acquire the company through a hostile tender offer and elect a competing slate of directors at the 2022 annual meeting.

Notable practitioners

William Lafferty is chair of the firm's executive committee and a respected litigator with notable experience representing clients in complex contentious mandates arising from failed merger agreements. In addition to his roster of corporate clients, he is also able to represent boards of directors. **Strengths:** *"He is easy to deal with and front and center on every big litigation." "Bill is well known and knowledgeable about Delaware law issues." "He has a great presence in the courtroom."* **Kenneth Nachbar** is highlighted for his expertise in high-value litigation including fiduciary duty and derivative actions, as well as books and records requests. **Strengths:** *"Ken is tenacious and tough." "He is the best litigator in Chancery. He is not showy and is very methodical." "Ken is the best attorney in every regard that I've ever worked with in my career."* **Jon Abramczyk** garners praise for his corporate litigation practice. He offers demonstrable expertise acting for both corporations and individuals, and

has experience handling high-value fiduciary duty disputes. **Strengths:** *"Jon is a great guy. He's extremely diligent, earnest and very hard-working." "He's a smart and personable guy."* **Mark Hurd** advises clients in a broad range of disputes before the Court of Chancery, and frequently acts on litigation arising from merger agreements. He has experience acting for both plaintiffs and defendants. **David Teklits** is well known in the market for his advice on special committee issues and valuation matters. **Strengths:** *"He's a determined guy." "If the matter is likely going to court, he has a great understanding of the personalities, the procedures and what's not in the procedures. I trust his word as gospel."* Clients turn to **Susan Waesco** for her strong Chancery experience. She is well-versed in representing both corporations and boards of directors on singular and class actions. **Strengths:** *"She's super sharp and quick to see any holes and issues." "Susan is great and easy to work with."* **Mac Measley** typically acts for defendants in litigation concerning merger disputes, fraud claims and stockholder suits. **Strengths:** *"Mac is very steady and careful. He can be depended upon." "He is an effective litigator who is decent to deal with."* **R. Judson (RJ) Scaggs** has extensive experience advising clients on corporate litigation. His knowledge covers a range of disputes, including class and derivative actions.

Corporate/M&A & Alternative Entities

Corporate/M&A & Alternative Entities
Leading Firms
Band 1
Morris, Nichols, Arsht & Tunnell LLP
Corporate/M&A: Alternative Entities
Leading Individuals
Band 1
Hering Louis G <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Band 3
Haskins Tarik J <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Corporate/M&A
Leading Individuals
Band 2
Klinger-Wilensky Eric S <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Vella Patricia O <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Band 3
DiVincenzo Melissa <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Johnston Andrew M <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Wolters Jeffrey R <i>Morris, Nichols, Arsht & Tunnell LLP</i>

Morris, Nichols, Arsht & Tunnell LLP

What the team is known for Morris, Nichols, Arsht & Tunnell LLP is an exceptional firm with a strong bench that provides the full range of commercial services, with particular strength in working on alternative entity matters. Provides strong counsel on

M&A, fund formation work and corporate litigation. Possesses experience in matters involving master limited partnerships, as well as advising prominent private equity, hedge and mutual funds. Also plays an important role in drafting and updating Delaware's alternative entities statutes.

Strengths

"The firm has exceptionally strong command of Delaware partnership law and special committee practice."

"The team are very responsive and provide a high level of service."

"The firm delivers outstanding practical guidance to keep business objectives a priority."

"Morris Nichols has a very skilled and sophisticated team to handle the most sensitive and complex matters."

Work highlights Morris, Nichols, Arsht & Tunnell LLP provided Delaware law counsel to Highgate Hotels on the alternative entity financing involved in the company's and Cerberus Capital Management's acquisition of REIT CorePoint Lodging for \$1.5 billion.

Notable practitioners

Louis Hering is highly regarded for his corporate practice and offers expertise in transactions involving structures such as MLPs and limited partnerships.

Eric Klinger-Wilensky is a corporate practitioner with broad transactional experience. He also advises

on governance issues. **Strengths:** *"Eric is a terrific lawyer. He is very attentive to the matter and is always thinking ahead."* **Patricia Vella** acts on a broad spectrum of corporate matters. These include transactional work with household-name clients. **Strengths:** *"Patricia Vella is a very good and highly respected lawyer."* **Melissa DiVincenzo** is a well-regarded corporate practitioner with a broad practice which includes M&A, IPOs and financings. She is noted for her expertise in Delaware law.

Strengths: *"Melissa is highly responsive and always delivers practical advice."* *"Melissa is outstanding. She is completely responsive, unflappable under pressure, has great judgment and always finds the best solution."*

Tarik Haskins is a respected attorney best known for his work with alternative entities. He regularly advises companies on the Delaware elements of M&A. **Strengths:** *"Tarik is very focused, solution-oriented and very practical."*

Andrew Johnston's capabilities cover a broad spectrum of transactional corporate matters. **Strengths:** *"Andrew consistently provides excellent client service."* **Jeffrey Wolters** is regularly sought out for his experience in high-value transactions and has notable expertise in handling cross-border matters. **Strengths:** *"Jeffrey is really smart and practical, and gets right down to the answer."*

Intellectual Property

Intellectual Property
Leading Firms
Band 1
Morris, Nichols, Arsht & Tunnell LLP
Leading Individuals
Star individuals
Blumenfeld Jack B <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Band 1
Jacobs Karen <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Smith II Rodger D. <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Band 2
Tigan Jeremy A <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Band 3
Flynn Michael J <i>Morris, Nichols, Arsht & Tunnell LLP</i>
Up-and-coming individuals
Ying Jennifer <i>Morris, Nichols, Arsht & Tunnell LLP</i>

Morris, Nichols, Arsht & Tunnell LLP

What the team is known for Morris, Nichols, Arsht & Tunnell is a preeminent IP practice that comes recommended for its patent-related work and has significant experience litigating cases in all areas of technology. Stands out for its unrivaled bench strength and is also regularly engaged to advise on copyrights, trademarks and trade secrets matters,

handling disputes in the Delaware District Court and Delaware Court of Chancery, as well as in federal courts around the country. Regularly acts as both lead and local counsel for clients from an array of sectors, including leading names in the technology, pharmaceutical and telecommunications industries.

Strengths

"The firm's team is made up of multiple members able to handle any facet of a case."

"The team has a deep understanding of local practice and substantive patent law."

Work highlights Morris Nichols achieved a favorable verdict on behalf of AGCO and Precision Planting, securing the noninfringement of two patents asserted against them by Deere & Company.

Notable practitioners

Jack Blumenfeld offers unrivaled expertise in IP matters. He frequently litigates high-stakes pharmaceutical and technology patent infringement cases on behalf of major companies. **Strengths:** *"Jack's superb skills, knowledge of the law, and ability to address the substantive issues in a case are simply unique."* *"He's an incredible lawyer."* *"Jack is a true giant in the Delaware Bar."* **Karen Jacobs** acts as both lead and local counsel in the Delaware courts and focuses on patent litigation within a range of industries,

including the pharmaceutical, biotechnology and telecommunications sectors. **Strengths:** *"She is outstanding in every single aspect of the practice of law."* *"Karen is a strong patent litigator with great instincts."* **Rodger Smith** has vast experience assisting prominent clients in the technology sector, focusing particularly on complex litigation.

Strengths: *"Rodger provides clear and practical advice."* *"Rodger has exceptional judgment."*

Jeremy Tigan regularly acts as both lead and local counsel in patent and trademark disputes. He has experience representing clients in the pharmaceutical and internet sectors. **Strengths:** *"Jeremy is an absolute pleasure to work with."*

Michael Flynn acts as both lead and local counsel in IP litigation across a variety of industries. He is particularly noted for his work representing clients in the biotechnology and consumer sectors. **Jennifer Ying** is noted as a rising talent in the IP space and regularly acts in patent and trademark disputes on behalf of clients from the pharmaceutical and telecommunications spaces. **Strengths:** *"Jennifer's ability to navigate local practices to benefit her client's ability to present the best case possible at trial is a clutch capability."*

Real Estate

Real Estate
Leading Individuals
Band 2
Betterly Katherine H <i>Morris, Nichols, Arsht & Tunnell LLP</i>

Morris, Nichols, Arsht & Tunnell LLP

Katherine Betterly of Morris, Nichols, Arsht & Tunnell regularly acts on big-ticket real estate transactions, including development projects and acquisitions. She represents both landlords and tenants on a range of leasing matters as well.