

MARK A.
Mintz

Partner | New Orleans

Mark Mintz is a restructuring partner in the firm's New Orleans office and co-leads the firm's bankruptcy & restructuring team.



Mark is co-leader of Jones Walker's bankruptcy and creditors' rights team and represents clients in a wide range of creditor and debtor rights matters, with a particular focus on creditors' committees. Among his notable engagements, Mark advised a client involved in the bankruptcy of a Houston-based oil exploration and production (E&P) company that, at the time, was the largest bankruptcy filing in the United States. In addition to his work on behalf of creditors' committees, Mark counsels secured and unsecured creditors, bankruptcy trustees, lenders, private equity groups, portfolio companies, debtors, and other parties in Chapter 7 and 11 bankruptcies, workouts, restructurings, and reorganizations and in related litigation.

Mark has advised numerous clients in the oil and gas, energy, natural resources, and maritime industries. He is also regularly retained by banks, international manufacturers, restaurant chains, health systems and hospitals, and other clients in cases across the country, including in Texas, Michigan, and several other states.

Drawing on his comprehensive knowledge of bankruptcy law and his national experience with the bankruptcy courts that oversee these matters, Mark provides focused counsel at every step. He regularly helps clients develop proactive strategies to address the financial distress of

New Orleans

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Houston

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Houston, TX 77002

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Education

- Tulane University Law School
JD, *magna cum laude*,
2007
Order of the Coif; Senior

business partners. He also serves as committee counsel representing the interests of key committee members.

Of particular importance, Mark understands the collective and competing objectives of creditors' committees and their individual members, and helps resolve these pressures in order to achieve the most effective resolution for all parties. He also recognizes that bankruptcies do not arise in a vacuum, and works closely with colleagues within the firm, in-house legal teams, and other outside counsel to manage a wide range of associated disputes, including white-collar criminal matters and international trade issues, that may arise in the context of a bankruptcy case.

Mark joined Jones Walker after serving as a law clerk to the Honorable Carl J. Barbier of the US District Court for the Eastern District of Louisiana. He is an adjunct professor of law at Tulane Law School, where he teaches a class on business reorganizations, and writes and speaks frequently on bankruptcy-related issues.

Noteworthy

- *Chambers USA*, Bankruptcy/Restructuring (2021, 2023)
- *Benchmark Litigation*, Future Star (listed annually since 2022); 40 & Under Hot List (2016–2021)
- *New Orleans Magazine*, Top Lawyer (listed annually since 2020)
- *The Best Lawyers in America*®, Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law and Litigation - Bankruptcy (listed annually since 2019)
- *Louisiana Super Lawyers*, Bankruptcy: Business (listed annually since 2020)
- *Louisiana Super Lawyers*, "Rising Star," Bankruptcy: Business (2014–2019)
- *Chambers USA*, "Up and Coming," Bankruptcy/Restructuring (2018)

Experience

- Represented the creditors' committee in a \$100 million bankruptcy, including the successful negotiation for the repayment of proceeds resulting from the litigation

Managing Editor, *Tulane Law Review*

- Emory University
BA, Political Science,
Middle Eastern Studies,
and Jewish Studies, minor
in Hebrew, 2001
Dean's List

Bar Admissions

- Louisiana
- Texas

Court Admissions

- US Court of Appeals for the Fifth Circuit
- US District Court for the District of Colorado
- US District Court for the Central District of Illinois
- US District Court for the Eastern District of Louisiana
- US District Court for the Middle District of Louisiana
- US District Court for the Western District of Louisiana
- US District Court for the Eastern District of Texas
- US District Court for the Southern District of Texas

Languages

- Hebrew (conversant)

Related Practices

- Bankruptcy & Restructuring
- Litigation
- Maritime Restructuring

- Represented a Chapter 11 trustee, as trial counsel and in the context of the bankruptcy of a mortgage servicing company whose owner absconded with \$50 million and required repatriation to the United States, in a successful suit to avoid a \$20 million security interest
- Represented large private equity funds in the \$54 million bankruptcy of an E&P company, serving as lead counsel in negotiating cash collateral and plan provisions, leading to the successful sale of a secured debt position
- Represented equity holders in the bankruptcy of a Louisiana oil services company, leading to the settlement of a \$154 million claim against the debtor entity
- Represented a large unsecured creditor in the bankruptcy of one of the country's best-known monthly magazines, leading to the sale of licensing rights for the creditor
- Represented an unsecured creditors' committee in the bankruptcy of a rent-to-own trucking company, which concluded with a plan to pay the unsecured creditors 20%–25% of the claims — an amount significantly greater than the average 5% recovery
- Served as co-counsel for a restaurant chain filing for Chapter 11, receiving a bankruptcy plan confirmation allowing the debtor to remain open for business under new ownership
- Represented an Alabama coal mining company in its \$20 million Chapter 11, whose assets were sold at public auction after stabilizing the estate
- Acted as lead counsel to a large engineering and construction firm in a lawsuit to recover unpaid fees in excess of \$20 million associated with the bankruptcy of a major oil and gas E&P company
- Negotiated a \$120 million settlement on behalf of an archdiocese with respect to claims associated with the bankruptcy of a payroll processor
- Represented a client's claims in a \$500 million bankruptcy filing following the debtor's failure to complete construction of a wood-pellet manufacturing facility

Publications

- "Welcome Back ... Kreditor," *Jones Walker LLP Environmental Client Alert*, September 2, 2020

- "Beyond the Blog — COVID-19 Weekly Recap — April 5, 2020," *Jones Walker LLP Disaster Prep & Recovery Client Alert*, April 5, 2020
- "Temporary and Permanent Changes Made to the New Small Business Reorganization Act of 2019 as a Result of the Coronavirus Aid, Relief, and Economic Security Act Enacted March 27," *Jones Walker LLP Bankruptcy, Restructuring & Creditors'-Debtors' Rights Client Alert*, April 2, 2020
- "Are Escrow Agreements the Ticket Out of *Midlantic*?" *American Bankruptcy Institute Journal*, Volume 38, July 2018
- "The Seventh Amendment and the CISG: Functional Factors in the Search for a Jury Trial Right," 6 *DePaul Bus. & Com. L.J.* 143, 2007

Presentations

- "Plenary Session: Artificial Intelligence and its Impact on the Future Practice of Bankruptcy Law," *Fifth Circuit Bankruptcy Bench Bar Conference*, New Orleans, Louisiana, March 7, 2024
- "Dismissals, Conversions & Trustees: What's 'Cause' Got to Do With It?" *Louisiana State University Law Center's 29th Annual Bankruptcy Law Conference*, November 2–3, 2023
- "Third Party Releases: Will We Find Out If the Supremes Really Are Textualists?" *Bankruptcy Law 2022 Webinar*, Louisiana State Bar Association, April 20, 2022
- "State by State Breakfasts," *Fifth Circuit Bankruptcy Bench Bar Conference*, February 3, 2022
- "The Small Business Reorganization Act of 2019 – Do Small Businesses Now Have a Big Opportunity?," *Biennial Bench and Bar Conference*, New Orleans, Louisiana, October 25, 2019

Memberships

- American Bankruptcy Institute
- Federal Bar Association
- Louisiana Bar Association
- The Jewish Federation of Greater New Orleans, Member, Board of Directors
- Tulane Hillel, Member, Board of Directors

- *Tulane Law Review*, Member, Board of Advisory Editors; Board Member, Alumni Association

Related News & Insights

Firm News

Johnson and Mintz Speak at Fifth Circuit Bankruptcy Bench Bar Conference

April 9, 2024

Firm News

Mintz and Tucker Speak at LSU Law Conference

December 27, 2023

Press Release

80 Jones Walker Attorneys Ranked in *Chambers USA 2023*

June 19, 2023

Press Release

Jones Walker LLP Recognized in the 2022 *Benchmark Litigation Guide*

October 13, 2022

Press Release



138 Jones Walker Attorneys Recognized in *The Best Lawyers in America*© 2023

August 24, 2022



Press Release

74 Jones Walker Attorneys Ranked in *Chambers USA* 2022

June 1, 2022