

## Timothy C. Mohan

### Senior Counsel

[tmohan@foley.com](mailto:tmohan@foley.com)

Denver

720.437.2014



Timothy (Tim) Mohan is a restructuring and bankruptcy litigator who represents debtors, secured creditors, official committees of unsecured creditors, purchasers of assets, investors, and other stakeholders in a broad range of restructuring matters, including Chapter 11 cases, state receiverships, out-of-court workouts, acquisitions, and liquidations.

Tim advises debtors and creditors in out-of-court processes and in-court restructurings across a broad range of industries, such as energy, oil and gas, manufacturing, and retail.

### Representative Experience

- Represented Brazos Electric Power Cooperative, Inc. as special counsel in their Chapter 11 bankruptcy case in the Southern District of Texas in the resolution of over one billion in rejection damage and natural gas claims.
- Represented Stein Mart, Inc. and its debtors in the liquidation of the retailer's businesses in the United States Bankruptcy Court for the Middle District of Florida.
- Assisted Hooper Holmes, Inc. (Provant) and its domestic subsidiaries, a publicly traded health and wellness company, in their Chapter 11 cases. Foley was the recipient of the Turnaround Atlas Award for Small Market Special Situation M&A Deal of the Year for its work in selling substantially all of Provant's assets through a value-maximizing section 363 sale.
- Represented Briggs & Stratton Corporation, the world's largest small engine producer and a leading U.S. manufacturer of power generation, lawn and garden turf care, and job site products, in its Chapter 11 case involving over \$500 million in funded debt.
- CARBO Ceramics Inc. and its subsidiaries: Represented the Official Committee of Unsecured Creditors in the bankruptcy cases of this sand mining and proppant manufacturing company and its subsidiaries. After a significant valuation dispute, a settlement resulting in an agreed-confirmed plan was negotiated. The creditors of the parent entity are projected to receive four times the initial plan proposal and the subsidiary creditors are to be paid in full. "The committee played a very valuable role in this case. I

think it should give everyone confidence in the system that we had a committee that came in, I think under difficult circumstances, with a Debtor that is really on its back, and fought very hard and received substantial benefits for its constituency.” – J. Isgur, Transcript of Conf. Hrg. [Doc. 543, p.33].

- Served as counsel to the Official Committee of Unsecured Creditors in the automotive bankruptcy case of Shiloh Industries, Inc., pending in the U.S. Bankruptcy Court for the District of Delaware. Shiloh Industries is a global innovative solutions provider focusing on lightweighting technologies that provide environmental and safety benefits to the mobility market.
- Served as counsel to the Official Committee of Unsecured Creditors in the retail bankruptcy case of Pier 1, pending in the U.S. Bankruptcy Court for the Eastern District of Virginia.

## Awards and Recognition

- *Best Lawyers: One To Watch* – Bankruptcy and Creditor Debtor Rights/Insolvency and Reorganization Law (2021-2024)

## Affiliations

- Member of the American Bankruptcy Institute
- Licensed Certified Public Accountant, State of Illinois (inactive)

## Sectors

- [Innovative Technology](#)

## Practice Areas

- [Bankruptcy & Business Reorganizations](#)
- [Creditor Committee Representation](#)
- [Litigation](#)

## Education

- Wake Forest University School of Law, (J.D., 2013)
  - Recipient, CALI Excellence for the Future Award
  - Staff Member, *Wake Forest Law Review*
- Tulane University, (B.S., magna cum laude, 2006)
  - Finance and Accounting

## Admissions

- New York
- Illinois
- Northern District of Illinois
- Colorado