Evan S. Borenstein

Partner

Corporate

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Evan Borenstein is a deal-focused corporate lawyer who brings more than 25 years of market-tested experience to clients navigating complex and high-value transactions. Drawing on a practice that spans the full spectrum of capital-raising and strategic growth initiatives, he represents public and private companies, private equity sponsors, founders, family offices and other sophisticated investors in domestic and cross-border financings, mergers and acquisitions (M&A), investments, restructurings and general corporate matters.

Versatile transactional counsel

Recognized by clients for his versatility and commercial judgment, Evan routinely structures and negotiates debt and equity financings, including senior and mezzanine credit facilities and preferred and common equity securities. His corporate and M&A work covers the entire corporate life cycle. Evan regularly steers emerging companies through early-stage fundraising, strategic acquisitions and joint ventures. He guides mature enterprises and private equity funds through transformative platform purchases and orchestrates successful exit transactions. When businesses confront financial distress, Evan deploys a pragmatic, solutions-oriented approach to out-of-court restructurings and Chapter 11 proceedings, preserving value while positioning clients for renewed growth.

Evan also serves as outside general counsel to several privately held businesses, providing day-to-day advice on commercial contracts, corporate governance, compliance and strategic planning. His cross-border practice integrates seamlessly with local counsel worldwide, enabling clients to execute transactions and manage investments across Europe, Asia, Latin America and the Middle East.

Evan's practice translates seamlessly across industries by design. He has closed transactions in technology, health care, manufacturing, commodities, energy, food and beverage and infrastructure, among many others. Whatever the mandate, clients value his ability to translate sophisticated legal concepts into actionable business solutions, deliver

Practices

- Corporate
- Mergers and Acquisitions
- Private Credit
- Private Equity
- Structured Finance and Securitization

Education

- JD, Benjamin N. Cardozo School of Law
- BA, Yeshiva University

Bar Admissions

- New York

Community Involvements

- New York State Bar Association
- American Bar Association

clear-headed risk assessments and drive negotiations to closing with speed and precision.

Representative Experience

M&A

- Represented coal company in $1.2 billion strategic merger.
- Represented a private equity buyer in $70 million acquisition of controlling interest in phone accessory distributor.
- Represented private equity seller and wound care company in $450 million sale to a strategic buyer.
- Represented a technology company and its founders in $230 million sale to a private equity buyer.
- Represented founder in sale of $375 million sale of tile supply company.
- Represented founders of healthcare company in $145 million buyout of minority partner in a transaction that valued the company at $725 million.
- Represented founders and trading company in $290 million sale of e-waste recycling business to a strategic.
- Represented private-equity backed hospice platform in add-on transactions.
- Represented private-equity backed district energy platform in add-on transactions.
- Represented private-equity backed technology company in add-on transactions.

Financing

- Represented borrower in $2.5 billion syndicated revolving credit facility.
- Represented borrower in $500 million syndicated revolving credit facility and $150 million term loan in connection with borrower's spin-off.
- Represented borrower in $2 billion syndicated revolving credit facility.
- Represented borrower in $500 million delayed draw term loan facility.
- Represented borrower in $1.5 billion syndicated revolving credit facility.

- Represented issuer in $1.35 billion commercial paper issuance.
- Represented borrower in $600 million delayed draw term loan facility.
- Represented issuer in $1 billion commercial paper issuance.
- Represented seller/originator in numerous A/R factoring and securitization programs.

Restructuring

- Represented industrial manufacturer in out-of-court restructuring and new senior secured credit facilities.*
- Represented media company in debt for equity swap implemented via a pre-packaged bankruptcy proceeding and subsequent sale of the company through a series of strategic asset sales.*
- Represented coal company debtor in debtor-in-possession financing and recapitalization transaction.*
- Represented private equity buyer in liquidating agency transactions.*
- Represented senior lender in exit credit facilities in connection with merger of airlines and upon emergence from chapter 11.*
- Represented indenture trustee in chapter 11 and out-of-court restructuring transactions.*
- Represented acquiror of refining assets from a chapter 11 debtor in a 363 asset purchase transaction.*

*Experience prior to Katten

Recognitions

Recognized or listed in the following:

- *Chambers USA*
  - Corporate/M&A, 2018
- *Super Lawyers*
  - New York, 2013–2019
- *The Legal 500 United States*
  - Recommended Attorney, 2017, 2019

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News

- Insolvency and Restructuring Team Honored With Multiple *M&A Advisor* Awards (March 16, 2023)
- *Global M&A Network* Honors Katten's Insolvency and Restructuring Team With Turnaround Atlas Awards (August 11, 2022)
- Katten Insolvency and Restructuring Team's 2021 Achievements Recognized with *M&A Advisor* Awards (June 13, 2022)
- Katten Represents Special Purpose Acquisition Company Banyan Acquisition Corp. in Upsized $241.5 Million IPO (January 26, 2022)
- Katten is Representing Publicly-Traded Business Development Companies Managed by SLR Capital Partners, LLC in Merger (December 7, 2021)
- Katten Attorneys Represent Thrive Acquisition Corporation in $172.5 Million Initial Public Offering (November 1, 2021)
- Over 60 of the Nation's Leading Law Firms Respond to Investment Company Act Lawsuits Targeting the SPAC Industry (September 3, 2021)
- Katten's Insolvency and Restructuring Team Wins Two Turnaround Awards (December 12, 2019)
- Katten Attorneys Nominated to 2019 New York Super Lawyers, Rising Stars Lists (September 12, 2019)
- Katten Praised in The Legal 500 United States 2019 Guide (June 11, 2019)
- Katten Attorneys Named to 2018 New York *Super Lawyers*, Rising Stars Lists (September 13, 2018)
- Katten Rated as Leading Law Firm by *Chambers USA* 2018 (May 3, 2018)
- Newest Members of Katten's Insolvency and Restructuring Group Featured in *The American Lawyer*, Law360 (March 30, 2018)
- Katten Pulls in Leading Restructuring Attorney Steven Reisman to Head its New York Insolvency and Restructuring Group (March 26, 2018)

Presentations and Events

- The Thoma 2025 Bravo Legal Leader's Summit (September 9, 2025) | *Speaker*

- Legal Aspect of Startup Financing and Investments (December 8, 2024) | *Speaker*
- 363 Asset Sales in Chapter 11 — All You Need to Know — The Turkey, Stuffing, Potatoes and even Dessert too ($2) (November 24, 2020) | *Speaker*
- The Deal's "M&A Perspectives" video series (October 1, 2014) | *Presenter* | *Acquisition Finance Trends*
- International Association of Young Lawyers Seminar – International Lending: Hot Finance and Tax Law Issues (November 12, 2009) | *Presenter* | *Nuts and Bolts of Lending Transactions and Documentation*