

Timothy J. Kirby

Partner

Capital Markets

New York Office | +1.212.940.6494

tim.kirby@katten.com

Tim Kirby leads deal teams through a broad array of complex corporate and securities transactions, including initial public offerings, private placements of high-yield, secured and convertible bonds, leveraged buy-outs, tender offers, distressed debt exchanges, special purpose acquisition company (SPAC) and De-SPAC transactions, aviation finance, recapitalizations and restructurings.

A decade of advising on billions of dollars in capital market transactions

Creative and pragmatic, Tim represents sophisticated financial institutions, public and private companies and other market participants engaged in high-stakes financings in a diverse range of industries, including gaming, natural resources, real estate investment trusts, healthcare, finance, renewable energy and consumer products. Tim also regularly advises public and private companies in connection with securities law, corporate governance and general corporate matters.

Recognitions

Recognized or listed in the following:

- JD Supra Reader's Choice - Top Read Article
  - Insurance, Transportation, 2024
- *The Legal 500 United States*
  - Recommended Attorney, 2022–2024

News

- Katten Restructuring Wins in Three Categories of the M&A Advisor's 17th Annual International M&A Awards (July 14, 2026)
- Katten Represents CleanSpark in Convertible Senior Notes Offering (December 3, 2025)
- Katten Advises CleanSpark on $650 Million Convertible Senior Notes Offering (December 23, 2024)

Practices

- Capital Markets
- Corporate
- Public Company Advisory

Education

- JD, Georgetown University Law Center
- BA, Georgetown University

Bar Admissions

- New York

Timothy J. Kirby

Partner

- Katten Highly Ranked in Legal 500 United States 2024 (June 12, 2024)
- Katten Attorneys Recognized as Top Authors in 2024 JD Supra Readers' Choice Awards (March 5, 2024)
- Katten Lauded in The Legal 500 United States 2023 (June 9, 2023)
- Katten's Analysis of the Hong Kong Airlines Proposed Restructuring Plan is the Subject of Articles in *Airfinance Journal* and *AVIATOR* (October 17, 2022)
- Katten and Rock Trade Law's Analysis on Aircraft in Violation of US Export Controls is Published by Several News Sources (August 5, 2022)
- Katten Awarded Top Ranking in Structured Finance: Securitization in The Legal 500 United States 2022 (June 8, 2022)
- Media Outlets Make Note of Katten's Aviation Finance Practice Expansion to London (February 10, 2022)
- Katten Represents Special Purpose Acquisition Company Banyan Acquisition Corp. in Upsized $241.5 Million IPO (January 26, 2022)
- Katten Attorneys Help Drive $3.2 Billion US Car Dealership Deal (October 6, 2021)
- Katten's Industry Leading Corporate Practice Continues to Grow (September 14, 2021)
- Over 60 of the Nation's Leading Law Firms Respond to Investment Company Act Lawsuits Targeting the SPAC Industry (September 3, 2021)
- SPAC Statement from More than 60 Firms Draws Widespread Media Attention (September 3, 2021)
- Katten Adds Capital Markets Partner (July 12, 2021)

Publications

- SEC Grants Exemption from Section 16(a) Reporting Requirements for Certain Foreign Private Issuers' Directors and Officers (March 12, 2026)
- SEC Commissioner Uyeda Describes Various Areas for Disclosure Reform in Remarks at the 53rd Annual Securities Regulation Institute (February 4, 2026)
- Coming Soon: Section 16 Reporting Obligations for Directors and Officers of Foreign Private Issuers (December 19, 2025)
- Financial Markets and Funds *Quick Take* | Issue 39 (June 2025)

Timothy J. Kirby

Partner

- SEC Seeks Feedback on "Foreign Private Issuer" Definition and Accommodations (June 12, 2025)
- SEC Issues New Guidance on Self-Certification of Accredited Investor Status in Private Placements (March 20, 2025)
- SEC Division of Corporation Finance Expands Confidential Review Accommodations for Draft Registration Statements (March 10, 2025)
- See Katten's Model Clawback Policy as Mandatory Rules Take Effect (October 2, 2023)
- *Capital Markets Compass* | Issue 6 (May 2023)
- Navigating the Regulatory Landscape – SEC Adopts New Rules Requiring Increased Disclosure on Stock Buybacks – Including Quarterly Reporting of Daily Repurchase Activity (May 12, 2023)
- Court Finds That Payment on Aircraft Lease Security Deposit Letters of Credit Would Not Have Violated the United Kingdom's Sanctions Against Russia (March 30, 2023)
- SEC Clarifies 'Pay versus Performance' Disclosure Rules (March 10, 2023)
- Record Penalty for Alleged Regulation FD Violations and Best Practices Going Forward (February 15, 2023)
- *Capital Markets Compass* | Issue 5 (February 15, 2023)
- Leased Aircraft Stranded in Russia: A Survey of the Pending Insurance Claim Litigation in Different Jurisdictions (January 3, 2023)
- SEC Adopts Amendments to Rule 10b5-1 Plan Requirements and Increases Disclosure Requirements Regarding Insider Trading Policies (December 27, 2022)
- *Capital Markets Compass* | Issue 4 (December 22, 2022)
- SEC Adopts Mandatory Rules for Clawing Back Incentive-Based Compensation: Questions and Answers for Public Companies and Best Practices (November 17, 2022)
- US Moves to Seize Aircraft for Apparent Violation of Export Controls (October 12, 2022)
- Features of the Hong Kong Airlines Restructuring Plan (October 4, 2022)
- Protecting the Financer of the Conversion of a Passenger Aircraft to a Freighter (September 13, 2022)

Timothy J. Kirby

Partner

- BIS Identifies First Foreign-Produced Commercial Aircraft Exported to Russia in Apparent Violation of US Export Controls (August 3, 2022)
- Aircraft Lessors Should Prepare for UK Restructuring Processes (June 13, 2022)
- Sweeping SEC Proposals Raise Significant Concerns for SPAC Market (May 3, 2022)
- *Capital Markets Compass* | Issue 3 (May 3, 2022)
- BIS Takes Enforcement Action Against Russian Airlines — but not Lessors or Financers — For Flights to or Within Russia (April 8, 2022)
- BIS Grants Authorization of Aircraft to Leave Russia and Updates List of Aircraft Operating in or to Russia in Violation of Export Controls (March 31, 2022)
- Commerce Department Identification of Aircraft Exported to Russia in Violation of Export Controls Offers Guidance on Whether the Continued Leasing or Finance of Aircraft in Russia Violates US Law (March 21, 2022)
- The SPAC Report: Mark Wood, National Capital Markets Practice Co-Head, Speaks With *Bloomberg Tax* on Proactive Disclosures as SEC Continues to Scrutinize SPACs; Chairman Gensler's Latest Comments on SPAC Regulation (In Capital Markets Compass Issue 2 (December 2021) (December 22, 2021)
- *Capital Markets Compass* | Issue 2 (December 22, 2021)
- Stable Road Enforcement Action Post Mortem: Lessons for the SPAC Market After Momentus Begins Trading (October 14, 2021)
- Katten Capital Markets Attorneys Speak Out After Releasing Joint Statement Alongside Over 60 Leading Law Firms (October 14, 2021)
- Gensler-Led SEC Demonstrates Continued Support for Whistleblowers (October 14, 2021)
- *Capital Markets Compass* | Issue 1 (October 14, 2021)
- Client Alert: SEC Approves Nasdaq's Board Diversity Disclosure Requirements (August 16, 2021)