



Kenneth J. Ottaviano

Partner

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Practices

FOCUS: Insolvency
and Restructuring

Commercial Finance

Mergers and
Acquisitions

Litigation

Entrepreneurial
Ventures

Industries

Construction

Energy

Finance and Financial
Services

Health Care

Hospitality

Technology

Recognition

Chambers USA, 2013–
2019

Turnaround Atlas,
Financial Services
Turnaround of the
Year, 2014

Legal 500, 2016

Financials Deal of the
Year, The M&A
Advisor Turnaround
Awards, 2017

Kenneth J. Ottaviano regularly represents traditional and nontraditional financing sources in complex insolvency and restructuring matters throughout the country. Ken has significant experience in major corporate bankruptcies, out-of-court workouts and restructurings, local and multijurisdictional assignments for the benefit of creditors, federal or state court receivership actions, judicial and non-judicial foreclosures, Uniform Commercial Code sales, and various debtor-creditor litigation matters. He is "very practical and very conscious of costs" when working with clients (*Chambers USA*).

Ken also represents lessors, indenture trustees, bondholders, borrowers, guarantors, debtors in possession, distressed asset and debt purchasers, assignees, trustees, receivers, examiners, special servicers and various creditor classes.

While Ken mainly concentrates on distressed transactions in the health care industry, he has experience in numerous other industries, including automotive, construction, distribution, energy, financial institutions, franchising, hospitality, manufacturing, media, retail landlord and technology.

Ken manages his practice from Katten's Chicago and New York offices and recently served on Katten's Board of Directors.

Memberships

- American Bankruptcy Institute
- Illinois State Bar Association
- Turnaround Management Association

Advisories

- Municipal Bankruptcies: An Overview and Recent History of Chapter 9 of the Bankruptcy Code (July 23, 2013)
- Ninth Circuit Holds That Debt Can Be Recharacterized as Equity (June 5, 2013)
- US Supreme Court Upholds Right of Secured Creditors to Credit Bid Under Chapter 11 Plan (June 5, 2012)
- Delaware Bankruptcy Court Dismisses Chapter 11 Petition of Mezzanine Borrower as Filed in Bad Faith (January 24, 2012)



Education

JD, Western Michigan
University Cooley
Law School, *cum
laude*

BA, Lake Forest
College

Bar Admissions

Illinois

New York

Court Admissions

US District Court,
Northern District of
Indiana

US District Court,
Northern District of
Illinois, Trial Bar

US District Court,
Western District of
Wisconsin

US District Court,
Central District of
Illinois

- TOUSA Fraudulent Transfer Decision Reversed by District Court (February 22, 2011)