

Distressed Health Care

As a leading U.S. health care law firm with one of the largest health care departments in the nation, Polsinelli has created a unique, cross-disciplinary group that concentrates exclusively on distressed health care situations. Our experience spans throughout the health care industry, including senior housing, rural and safety net hospitals, health care services, life sciences and technology.

Polsinelli's Distressed Health Care team focuses on helping struggling health care companies identify and implement strategies to maximize value and preserve operations and help buyers acquire distressed health care assets or companies. Speed and experience are key when it comes to fast-moving distress scenarios, and each member of the team has deep experience at the intersection of health care and insolvency. Our team includes lawyers focusing full-time in distressed health care mergers and acquisitions, workouts, restructurings, recapitalization and financing.

Recognizing the nature of health care as a fully regulated business, our team works closely with our regulatory lawyers to develop solutions that fit within the complex U.S. regulatory scheme. Team members also collaborate with attorneys across the firm's practice areas, such as tax, employee benefits, real estate and litigation, to provide the specific knowledge and resources necessary to efficiently address a health care institution's challenges.

Our attorneys counsel health care providers, funds, landlords and purchasers in the distressed health care arena. Whether it is a workout, Chapter 11 reorganization proceeding, recapitalization or distressed sale transaction, team members assist clients in making informed decisions and crafting effective approaches regarding their financial situations and business goals.

Polsinelli's experienced team includes the authors and editors of three books related to health care and/or insolvency, the developers of a financial research index comparing distress in the health care services sector to distress in the overall U.S. economy, a certified Specialist in Business Bankruptcy Law and members of industry organizations such as the American Health Lawyers Association, the Association for Corporate Growth, the Turnaround Management Association, and the American Bankruptcy Institute.

Matters

- Finance and restructuring counsel to Tarrant County Senior Living Center (d/b/a Stayton at Museum Way), a CCRC with over \$100 million in debt.
- Chapter 11 Counsel to Northwest Senior Housing Corporation (d/b/a Edgemere), a CCRC with over \$100 million in debt, in its pending Chapter 11 case.

- Chapter 11 Counsel to Eagle Senior Living, a national operator of independent living, assisted living, and memory care facilities, in the prenegotiated restructuring of over \$225 million in debt.
- Chapter 11 Counsel to The Prospect-Woodward Home (d/b/a Hillside Village), a New Hampshire-based CCRC with over \$60 million in debt, in its successful bankruptcy sale.
- Chapter 11 Counsel to Senior Care Centers, the largest skilled nursing operator in Texas, in successfully spinning off 80 skilled nursing facilities and reorganizing around a remaining core of 25 skilled nursing facilities.
- Chapter 11 Counsel to Elements Behavioral Health, a leading provider of behavioral health services, in its successful bankruptcy sale.
- Chapter 11 Counsel to Curae Health, Inc., an operator of 3 rural hospitals, in the successful confirmation of its bankruptcy plan and spinoff.
- Chapter 11 Counsel to Clare Oaks, a Chicago-based CCRC with over \$90 million in debt, in successfully restructuring its debt by approximately 50%.
- Counsel to Welcov Healthcare LLC, operators of over 20 skilled nursing facilities, in the emergency transfer of the facilities.
- Counsel to a private equity fund as plaintiffs in the multi-state, 65 facility receivership of Fortis Management Group and its affiliates.

Publications

May 18, 2024

Healthcare sees highest Chapter 11 bankruptcy filings in 15 years: report

Quoted, McKnights Senior Living

November 16, 2023

Bankruptcy filings trend up, with long-term care still showing 'substantial distress'

Quoted, McKnights Senior Living

September 2, 2021

Healthcare Bankruptcy Filings Hit 'Unprecedented' Low

Quoted, Modern Healthcare

March 29, 2021

Pandemic Bankruptcy Activity Highest in Ten Years

Co-Author, Secured Finance Network

March 25, 2021

Pandemic Bankruptcy Activity Highest in Ten Years

Co-Author, Ingram's Magazine

January 7, 2021

Stress Test: Quarterly Distressed Health Updates: Coming Soon - 4th Quarter 2020 Report

December 12, 2020

Year in Review: Cost cutting enters overdrive

Mentioned, Modern Healthcare

November 18, 2020

US Chapter 11 Bankruptcies Surged to a Decade-High in the 3rd Quarter As Stimulus Dried Up

Quoted, Business Insider

November 16, 2020

Chapter 11 Filings Hit Highest Ever Since Great Recession in the Third Quarter: Report

Quoted, McKnight's Senior Living

October 28, 2020

Hospital Bankruptcy Surge Looms as Virus Rages, Stimulus Lapses

Bloomberg Law

July 2020

Stress Test: Quarterly Distressed Health Updates: Coming Soon - 2nd Quarter 2020 Report

June 2020

Polsinelli - TrBK Distress Indices: Pre-Coronavirus Chapter 11 Bankruptcy Filings Show Economic Distress