



# Michael Broeders

**Partner**

**Commercial litigation, Restructuring and capital solutions**



What I like about him is that he is very good at understanding the different viewpoints of the different parties involved

———— Client quotation, Chambers 2022

**Primary practice**

Commercial litigation, Restructuring and capital solutions

# About Michael Broeders

**Michael's practice focuses on restructuring, insolvency and related litigation.**

With a background in corporate M&A and corporate litigation, he works on (distressed) transactions, represents clients in restructuring related litigation cases and advises on crisis situations. His work also includes advising clients on managing/supervisory director and shareholder liability issues and disputes; fraudulent conveyance; set-off and security rights.

In 2005, Michael was seconded to the US law firm Paul, Weiss Rifkind Wharton and Garrison where he worked on bankruptcy-related litigation and Chapter 11 matters. Michael is a member of Insolad, the Dutch association of insolvency practitioners.

He is a member of the global transactions group and the financial institutions group.

He speaks English and German, along with his native Dutch.

## Publications

- Publishes regularly on corporate and insolvency law subjects for publications such as *Ondernemingsrecht* (the Dutch Journal of Company Law), *FIP*, and *JOR*
- Contributor to the insolvency and restructuring publication in the series *Getting the Deal Through*
- Acted as Preadviseur for the Koninklijke Notariële Beroepsvereniging (Royal Dutch Notarial Association) and wrote the Preadvies titled *Notaris, Onderneming and Insolventie* (Notary, Company and Insolvency).
- A contributor to *Corporate Internal Investigations - an international guide* (2008)

## Recent work

- Advising Getronics in relation to its global restructuring and transfer to new ownership.

Advising HAL Investments B.V. in relation to its participation in the restructuring and acquisition of Royal IHC B.V.

- Advising Hexion Nederland B.V. in relation to the Chapter 11 of Hexion Inc.
- Advising the security holder in relation to the restructuring and insolvency of Intertoys B.V. and the enforcement sale of the business.
- Advising the security agent in relation to the enforcement of its security rights in respect of a €600m commercial real estate portfolio and acting in litigation commenced by the debtor(s) seeking to prevent enforcement.
- Defending the former CEOs (of two Dutch financing companies) of a South America based telecoms operator in litigation before the Dutch courts against liability in tort commenced by certain holders of notes and bonds.
- Advising Dutch Van Gansewinkel Groep, a waste and energy business, on its €800m restructuring implemented by way of an English law scheme of arrangement.
- Advising certain lenders, the security agent and the common agent for the entire financing transaction in respect of Dutch company Royal Imtech, including the enforcement actions following its insolvency.
- Advising Estro, active in the childcare business, on its restructuring and negotiation with its creditors, and on its negotiation with its silent administrator.
- Advising the former directors of DSB Bank on its bankruptcy, including on the settlement with the bankruptcy trustees.
- Advising several financial institutions on the restructuring of their interest rate derivative exposure on Vestia.

# Qualifications

## Education

- Rijksuniversiteit Leiden, law

## Professional memberships

- Board member of the board of Insolad (Dutch association of Insolvency Lawyers)

# Contact Michael

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