

Joseph L. Scibilia

Partner

1100 Peachtree Street NE
Suite 2800 , Atlanta , GA USA 30309

t 404.815.6070 | f 404.541.3113

The Grace Building

1114 Avenue of the Americas , New York , NY USA 10036

t 212.775.8791

jscibilia@kilpatricktownsend.com

Services

Business & Finance

Commercial Finance

Distressed Debt & Workouts

Real Estate Finance & Capital

Markets



Joe Scibilia leads the firm's Leveraged Finance practice. He focuses his practice on commercial finance matters and has more than twenty years of experience in complex commercial finance transactions.

Mr. Scibilia has extensive experience representing both lenders and borrowers in complex commercial financing transactions. His practice includes the representation of public and private companies, as well as foreign and domestic financial institutions. His practice focuses on representing lenders and borrowers in debt financings, including syndicated credit facilities on both a leveraged and investment grade basis, cash flow and asset-based financings, secured and unsecured credit facilities, letter of credit facilities, first lien and second lien financings, bridge loan financings, acquisition financings, asset securitizations, subordinated debt facilities, real estate financings, and debtor-in-possession financings. Mr. Scibilia also represents financial institutions and customers of financial institutions in connection with interest rate hedge transactions, loan syndications and participations, loan sales, workouts and debt restructurings.

Mr. Scibilia was recognized in *The Best Lawyers in America*[®] for Banking and Finance Law and Commercial Finance Law in 2019 and the three years immediately preceding. He was honored by BTI Consulting Group as one of 307 attorneys nationwide to be selected to its *Client Service All-Stars 2013*. Mr. Scibilia received this distinction for delivering the absolute best client service to *Fortune* 1000 companies. He is AV[®] Preeminent[™] rated for Banking and Finance Law by Martindale-Hubbell.*



*CV, BV, and AV are registered certification marks of Reed Elsevier Properties Inc., used in accordance with the Martindale-Hubbell certification procedure's standards and policies.

Experience

Represented a lead agent and lead arranger in connection with \$375 million syndicated multicurrency revolving credit facility provided to a publicly-held contract staffing firm.

Represented a commercial finance company as lead agent and lead arranger in connection with a \$40 million syndicated senior-secured revolving credit facility provided to a national owner and operator of water and other amusement parks.

Representation of publicly held company, as borrower, issuer and guarantor, engaged in selling and leasing home and office furniture, electronics and appliances, in connection with over \$100 million privately placed senior unsecured notes, and over \$100 million in combined working capital and franchisee loan facilities.

Representation of publicly held company, as borrower, issuer and guarantor, engaged in selling and leasing home and office furniture, electronics and appliances, in connection with over \$100 million privately placed senior unsecured notes, and over \$100 million in combined working capital and franchisee loan facilities.

Represented a bank, as lead arranger and administrative agent, in connection with over \$200 million in syndicated bank loan facilities provided to an agricultural cooperative.

Represented a lead agent and lead arranger in connection with over \$100 million in syndicated senior-secured revolving and term loan credit facilities used to finance the acquisition and working capital needs of an owner and operator of cancer treatment centers.

Representation of publicly held provider of information solutions, as borrower, in connection with \$500 million multi-currency syndicated senior revolving credit facility.

Representation of domestic and international software management solutions company, as borrower, in connection with \$30 million senior secured revolving credit facility.

Represented a collateral monitoring agent and lead lender in connection with over \$500 million in syndicated senior-secured bankruptcy exit financing provided to a publicly-held nationwide owner and operator of nursing homes and eldercare facilities.

Represented a commercial finance company as agent and lender in connection with a \$20 million senior-



secured revolving credit facility provided to a domestic and international manufacturer and distributor of lumber and steel products.

Represented a lead agent and lender in connection with a \$50 million senior-secured revolving credit facility provided to a discount retail electronics company.

Represented a lead agent and lead arranger in connection with over \$200 million syndicated senior-secured revolving and term loan credit facilities provided to a sports and entertainment food concession operator.

Represented a commercial finance company as agent and lender in connection with over \$200 million in Chapter 11 debtor-in-possession credit facilities provided to a national freight trucking company.

Representation of agents and lead lenders in connection a debt restructuring of affiliated television broadcast companies and provision of over \$145 million in revolving and term loan senior credit facilities, including preparation and negotiation of intercreditor and subordination agreements.

Represented a bank as lead agent and lender in connection with the provision of \$280 million senior-secured credit facilities to a manufacturing company.

Representation of publicly held information solutions company in connection with over \$100 million trade receivables securitization facility provided by agency rated bank conduit to an affiliated bankruptcy remote special purpose entity.

Represented lead agents and lead arrangers in connection with \$250 million of syndicated senior-secured revolving and term loan credit facilities provided by a syndicate of banks and other institutions to a medical equipment manufacturer and distributor.

Representation of publicly held leading regional coal producer, as borrower, in connection with \$100 million syndicated senior secured revolving credit facility.

Represented a lead agent and lead arranger in connection with \$95 million syndicated secured first lien and second lien credit facilities used to finance the acquisition and working capital needs of a paper manufacturing company, including documentation and negotiation of related bridge loan facility and intercreditor agreement between first lien and second lien creditors.

Representation of publicly held leading global manufacturer of flooring products, as borrower, in connection with \$100 million syndicated senior secured revolving credit facility.



Represented a commercial finance company, as agent and lender, in connection with \$30 million senior-secured revolving credit facility provided to a domestic and international manufacturer and distributor of cellular telephones.

Representation of commercial finance company and its related securitization funding conduit (and issuer of agency rated commercial paper) in connection with \$100 million trade receivables securitization facility and letter of credit facility provided to a bankruptcy remote special purpose entity affiliated with a public company engaged in providing temporary employment in the unskilled labor and construction markets, including preparation and negotiation of securitization sale, funding and liquidity documents, and the related security documents and intercreditor agreements.

Representation of public coal mining company in connection with \$100 million syndicated senior secured revolving credit facility.

Representation of public company in connection with \$9 billion senior bridge credit facility in connection with strategic acquisition, a separate \$2 billion revolving credit facility provided by a syndicate of bank lenders for use in refinancing existing indebtedness and working capital, and a \$1.5 billion in senior term loan facilities provided by a syndicate of bank lenders for general corporate purposes.

Representation of national bank, as lender, in connection with provision of senior secured credit facility to nursing home group.

Representation of a tribal gaming authority in connection with \$350 million senior secured credit facility for use in refinancing existing gaming and resort related indebtedness and future casino and resort expansion.

Representation of bank, as lead arranger and administrative agent, in connection with over \$250 million in syndicated bank loan facilities provided for a strategic acquisition.

Represented Aaron's Inc. (NYSE: AAN) in its \$700 million acquisition of Progressive Finance Holdings, Inc. Aaron's is a specialty retailer in the rent-to-own market with over 2,100 stores in 48 states with annual revenues of approximately \$2.3 billion. Progressive Finance, a portfolio company of the Summit Partners private equity group, was the largest player in the "virtual" rent-to-own market, with over 5,500 retail store partners in over 15,000 store locations. The transaction signed and closed simultaneously on April 14, 2014. In addition to advising with respect to the acquisition, the firm also represented Aaron's in connection with its related negotiation of \$500 million of new debt facilities to finance the transaction.

Education



St. John's University School of Law, J.D. *cum laude*

Hofstra University, B.B.A.

Admissions

New York

Connecticut

Georgia

Professional & Community Activities

American Bar Association, Member
Business Law Section
Business Financing Committee
Commercial Finance Committee
Uniform Commercial Code Committee

Association of Commercial Finance Attorneys, Member

Atlanta Bar Association, Business Law Section, Member

State Bar of Georgia, Business Law Section, Uniform Commercial Code Committee, Member

St. John's Law Review (former member)

Insights

[In The News](#)

Record-Breaking Recognition for Kilpatrick Townsend in The Best Lawyers in America® 2019

August 20, 2018

[News Releases](#)

Kilpatrick Townsend's Joseph Scibilia and Robert Shaw Honored by Pro Bono Partnership of Atlanta at Appreciation Reception

March 23, 2018

[Perspectives](#)

KT Client Success: Energy Team Closes Third Ever Renewable Chemicals Project Worth \$56 Million

January 22, 2018

[News Releases](#)

A Small Army of Pro Bono Volunteers Find a New Home for Hosea Feeds The Homeless

August 25, 2017



[News Releases](#)

Record-Breaking Recognition for Kilpatrick Townsend in The Best Lawyers in America® 2018

August 15, 2017

[News Releases](#)

KT Client Success: Kilpatrick Townsend Counsels Dilweg Companies in Multiple Acquisitions

July 25, 2017

[News Releases](#)

Kilpatrick Townsend Announces 2016 Kilpatrick Townsend Pro Bono Awards

April 12, 2017

[News Releases](#)

Kilpatrick Townsend Counsels Proterra in Leasing Agreement for First Ever Commuter Shuttle Service Via Electric Buses

November 1, 2016

[News Releases](#)

Kilpatrick Townsend Earns Record-Breaking Recognition in Annual Best Lawyers in America 2017

August 16, 2016

[News Releases](#)

Kilpatrick Townsend Earns Record-Breaking Recognition in Annual Best Lawyers in America 2016

August 19, 2015

[News Releases](#)

Snoqualmie Tribe Receives NAFOA 2015 "Deal of the Year"

April 22, 2015