



Rachel Bengino

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416.304.1153

Representative Mandates

- + Canadian counsel to Charming Charlie Holdings Inc., et. al., which is a US specialty retailer that once operated almost 400 stores worldwide, in its recognition proceedings under the CCAA.
- + Represents FTI Consulting Canada Inc. in its capacity as Court-appointed Monitor (previously, in its capacity as Proposal Trustee), in the insolvency proceedings of Dundee Energy Limited Partnership and Dundee Oil and Gas Limited, which debtors are undertaking a sale of their oil and gas assets.
- + Represented the Plan Sponsor in Takata Corporation, et. al.'s recognition proceedings under the CCAA, which recognized Takata's restructuring proceedings in the US and Japan. The Plan Sponsor purchased certain assets of Takata for approximately \$1.58 billion.
- + Represented Zeifman Partners Inc., in its capacity as Court-appointed Receiver of Kobian Canada Inc.
- + Represents various clients in respect of receivership proceedings, bankruptcy matters, corporate reorganizations and workouts.

Rachel's practice focuses on restructuring and insolvency, including the enforcement of creditors' rights, receiverships, BIA and CCAA restructuring proceedings, shareholder disputes and creditor/debtor disputes.

Rachel received the Michael MacNaughton Student Writing Award for Insolvency Law in 2015 for co-authoring a paper on the broad scope of the stay of proceedings under the CCAA.

While attending Western University, Rachel was a student ambassador, volunteered with Pro Bono Students Canada, and was a member of the Advocacy Committee and the Student Alumni Committee. She participated in the external Niagara International Moot Court Competition, where she received the runner-up Best Appellant Memorial Award and her team received the Henry T. King Jr. Spirit Award. Rachel also received the Best Appellant Factum Award in the Lerner's LLP Cup Appellate Advocacy Competition. During Rachel's third year of law school, she completed a semester abroad at Stockholm University.

Education

- + J.D. (Western), 2014
- + B.A. (Hons) (Western), 2011

Recognition

- + May 11, 2015
Rachel Bengino was the recipient of the 2015 Michael MacNaughton Student Writing Award for Insolvency Law.

- + Represents Ernst & Young Inc. in its role as the court-appointed monitor of Performance Sports Group Ltd. and its subsidiaries, which debtors are undertaking dual plenary cross-border restructurings under both the CCAA and Chapter 11 of the U.S. Bankruptcy Code and successfully sold substantially all of their assets for \$575 million.
- + Represented Endurance Energy Ltd. in connection with its proceedings under the CCAA, an Alberta-based oil and gas production company, which successfully sold its assets as part of its restructuring efforts.
- + Part of the TGF team to successfully dismiss a bankruptcy proceeding against a high-profile individual in a contested bankruptcy application.
- + Represents special loans groups in various large national banks.
- + Represents secured debenture holders of a public company.
- + Assisted the TGF team representing United States Steel Corporation, the global parent of U. S. Steel Canada in U. S. Steel Canada's CCAA proceedings.
- + Assisted the TGF team representing Coopers & Lybrand Chartered Accountants in connection with its proceedings under the CCAA.

News & Media

- + August 31, 2018
TGF is pleased to announce that Rachel Bengino has been selected as one of five semi-finalists for the 2018 International Women's Insolvency and Restructuring Confederation (IWIRC) Rising Star Award.
- + Dec. 12, 2018
TGF is pleased to announce that Rachel Bengino has been elected to the role of Director of Programs for IWIRC Ontario Network's 2019 Board of Directors.
- + Jan 05, 2017
Rachel Bengino was elected Director of Communication of IWIRC (Toronto Chapter) for 2017.
- + Jan 01, 2016
Rachel Bengino was elected to the Ontario Network of IWIRC's Board of Directors as Director of Website and Communications.

Professional Involvement

Rachel Bengino is the Director of Programs for the Ontario Network of the International Women's Insolvency & Restructuring Confederation (IWIRC). She currently sits on the TMA Next Gen Committee (Toronto Network).

Rachel is a member of:

- + Committee for Toronto's NextGen Division of the Turnaround Management Association
- + International Women's Insolvency & Restructuring Confederation (IWIRC)
- + Spring Gala Committee for Turnaround Management Association
- + Turnaround Management Association
- + The Advocates' Society
- + Canadian Bar Association
- + Ontario Bar Association

Recent professional appearances include the following:

- + April 11, 2019
Rachel Bengino moderated the panel "Stand by! Behind the scenes of Media Bankruptcies" at IWIRC's 16th Annual Spring Conference in Washington, D.C.
- + March 28, 2019
Rachel Bengino moderated the panel "Perspectives on Work/Life Balance in the Turnaround Profession" as part of the TMA Perspective Series.
- + Feb. 1, 2019
Rachel Bengino spoke on the panel "First Impressions on Third Party Litigation Financing at the 16th Annual Review of Insolvency Law Conference in Montreal.
- + Feb 08, 2018
Rachel Bengino spoke at the 2018 Annual Review of Insolvency Law on a panel entitled "How Can I Help You?" that discussed recent updates in retail insolvencies.
- + Nov 01, 2017
Rachel Bengino spoke at the IWIRC (International Women's Insolvency & Restructuring Confederation) Ontario Network Lunch 'n Learn on the topic of recent judicial decisions and insights into priorities issues for secured lenders.

Publications

- + Oct 20, 2017
Roll-up DIPs: The other “shoe” drops
- + Sep 09, 2016
So You Think You’re Insured? Think Again, Receivers: The Vacancy Exclusion in Insurance Contracts
- + Jun 01, 2015
The broader the better: Review of expanding the CCAA stay of proceedings to third parties