



Scott E. Colton

Partner, Corporate Department
scottcolton@paulhastings.com

Scott Colton is a partner in the Alternative Lender and Private Credit practice, focused on the global alternative lender platform. He is also a part of the Paul Hastings Finance practice and is based in the firm's New York office.

Mr. Colton's practice focuses on complex finance transactions and credit arrangements, particularly those financings that include a junior capital component or multiple tranches of debt. He regularly structures and negotiates a wide range of financing facilities, such as mezzanine debt, second-lien loans, bifurcated unitranche facilities, first-out/last-out facilities, and first-lien and senior-stretch loans, and he has extensive experience negotiating interlender arrangements such as "agreements among lenders" and intercreditor agreements.

Mr. Colton represents a broad array of alternative lenders and investors, including private equity funds, traditional mezzanine funds, second lien lenders, hedge funds, BDCs, SBIC funds, one-stop shops, insurance companies, and specialty finance companies, often in the context of domestic and cross-border strategic and sponsor-backed leveraged buyouts, recapitalizations, refinancings, and restructurings. During his time in practice, Mr. Colton has structured and closed a high volume of financings across various different industries for transactions ranging from \$10 million to over \$1 billion.

Recent Representations

- The second lien agent and lenders in a \$415.0 million second lien term facility in connection with the sponsor-backed acquisition of Nord Anglia, a multi-billion dollar multi-national school business.
- The second lien agent and lenders in a \$150.0 million second lien term facility in connection with a sponsor-backed \$780.0 million acquisition of the Constellation Brands wine portfolio.
- The agent and lenders in a \$54.0 million senior credit facility in connection with the sponsor-backed acquisition of SRS Acquiom, an M&A advisory business.

New York

T: 1(212) 318-6630
F: 1(212) 230-7630

Practice Areas

Corporate
Alternative Lender and Private
Credit
Finance
Financial Services

Admissions

New York Bar

Education

Cornell University, B.S. 2002
University of Virginia, School
of Law, J.D. 2005

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- The agent and lenders in a \$55 million second lien loan in connection with a \$340 million sponsor-backed acquisition of a technology company specializing in preventing intoxicated drivers from operating vehicles.
- The agent and lenders in a \$40 million senior secured credit facility in connection with a refinancing of existing indebtedness for a gaming and entertainment company.
- The agent and lenders in a \$140 million second lien loan in connection with a \$500 million strategic acquisition of a medical device company.
- The agent and lenders in the purchase of \$20 million of subordinated notes in connection with a \$110 million sponsor-backed acquisition of a food service company.
- The agent and lenders in a \$340 million second lien loan in connection with a \$1 billion sponsor-backed acquisition of an insurance brokerage company.
- The last out lenders in a \$50 million bifurcated unitranche credit facility in connection with a strategic leveraged buyout of a pharmaceutical company.

Accolades and Recognitions

- Recognized by Private Debt Investor in their inaugural Rising Stars list, which recognized only 30 young professionals globally who are working on private debt—including attorneys, general partners, limited partners, finance and debt advisors, fundraisers, and placement agents.
- Praised by a colleague as "one of the nation's most experienced attorneys with respect to negotiating agreements among lenders."

Speaking Engagements and Publications

- LPC Middle Market Loan Conference (New York): Headline Panel: "Term Tic Tac Toe – Will the loan documents be a "recovery killer" for middle market lenders or will they not really have a big impact on performance?"

Education

- University of Virginia School of Law, J.D., 2005
- Cornell University, School of Industrial and Labor Relations, B.S., 2002

News

March 07, 2019

BVI Acquires Ophthalmic Company PhysiOL from TA Associates

March 01, 2017

Paul Hastings Named European Law Firm of the Year by Private Debt Investor

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Insights

September 17, 2019

The Time to Think About Debt Restructuring? Going into a Deal

Rankings & Awards

April 01, 2019

Recognized as a Rising Star by Private Debt Investor