



Patrick Hayden

Partner

+1 704 444 1453 | patrick.hayden@alston.com

Charlotte | Vantage South End, 1120 South Tryon Street, Suite 300 | Charlotte, NC 28203-6818

Related Services

Corporate & Finance ■ Corporate & Business Transactions ■ Corporate Trust, Agency & Asset Servicing ■ Finance

Patrick Hayden is a partner in the Finance Group. He focuses on mortgage-backed and asset-backed securitization, and he has represented financial institutions as indenture trustee in negotiating and closing hundreds of structured finance transactions, including CLOs, CDOs, commercial real estate CDOs and synthetic CDOs. He currently represents indenture trustees both in connection with new issuances and in connection with the ongoing administration of CDO and CLO transactions and has extensive experience with questions and disputes regarding deal structures and mechanics. Over the course of the last year, Patrick has been involved in the liquidation of more than 20 defaulted CDO transactions, advising the indenture trustee on the disposition of collateral, the termination of related derivatives transactions and the distribution of proceeds.

Patrick received his J.D. in 1994 from Columbia Law School, where he was a Harlan Fiske Stone Scholar. He received his B.A., with honors, in Latin American studies from The University of North Carolina, where he was a Morehead Scholar. Patrick is admitted to practice in North Carolina and New York. He is regularly recognized in the area of structured finance by *The Best Lawyers in America*® and listed as “Lawyer of the Year” in the 2022 edition.

Representative Experience

- Represented major financial institutions as trustee in closing numerous public and private mortgage-backed securitizations, asset-backed securitizations and collateralized debt obligations.
- Represented major financial institutions as issuing and paying agent in closing numerous transactions involving the issuance of commercial paper.
- Represented a major financial institution as trustee in an interpleader action involving a dispute over the proper application of proceeds following the occurrence of a default and the acceleration of the securities in a \$1.4 billion CDO transaction.
- Represented a major financial institution as trustee in the liquidation of a \$375 million synthetic CDO transaction.
- Represented a major financial institution as trustee in connection with a dispute between investors and a swap counterparty in a \$350 million CDO transaction.
- Represented a major financial institution as trustee in connection with the exposure of a CDO transaction to a bankrupt Lehman Brothers affiliate pursuant to a credit default swap.

Education

- Columbia University (J.D., 1994)

- The University of North Carolina at Chapel Hill (B.A., 1990)

Admitted to Practice

- North Carolina
- New York