



Eric Rothenberg

Partner

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Eric B. Rothenberg leads the Firm's Environmental Practice. He represents business and financial institutions in a broad range of adversarial matters, including superfund proceedings, toxic tort claims and private cost recovery actions. Drawing upon his experience as a graduate-degree environmental engineer, Eric also directs diligence and documentation of transactions, financings and restructurings/reorganizations involving industrial and commercial properties. He also serves as lead counsel and court-appointed allocation counsel at National Priorities List superfund sites.

He is a frequent speaker and author of numerous publications including current U.S. and International Environmental Law summaries for the PLI Corporate Legal Counsel series and LexisNexis compliance guides. He is recognized by *Chambers USA*, *Best Lawyers in America*, *Super Lawyers*, and *International Who's Who* as a leading US environmental lawyer.

Experience

- O'Melveny provided environmental and regulatory due diligence and documentation for **Apollo Management LP** in its acquisition of Constellis Holdings. A consortium of investors led by Apollo entered into a definitive agreement to acquire Constellis for an estimated US\$1 Billion. Constellis, formerly known as Blackwater, is a global consultant for military operations with a primary training facility in Moyock, North Carolina.

Admissions

Bar Admissions

New York

Missouri

Court Admissions

US Supreme Court

Education

Northeastern University, J.D., 1981

Harvard University School of Public Health, M.S., 1976

Harvard University, A.B., 1975:
magna cum laude

- **Lowell Acquisition, LLC** with respect to the diligence and documentation for the roll up acquisition of a sportswear manufacturer
- **Apollo Global Management** and its portfolio company, **Taminco Corp. (Taminco)**, the world's largest producer of alkylamines and alkylamine derivatives, in the \$2.8 billion sale of Taminco to Eastman Chemical Company, a global producer of specialty chemicals
- **Verso Paper** in its \$1.4 billion acquisition of NewPage, a privately held producer of specialty paper products
- **Apollo Global Management** in its \$7.15 billion acquisition of El Paso Corporation's oil and gas exploration units
- **The Carlyle Group** in its acquisition, along with other investors, in a majority stake in Luxembourg-based metals trader, the Traxys Group
- **CI Capital Partners** in its sale of building products distributor, FBM, to Lone Star for \$560 million
- **CI Capital Partners** in its sale of chemicals firm KIK Custom Products to Centerbridge Partners for \$780 million
- **Apollo Global Management** in its acquisition of Houston-based oilfield services company, Express Energy Services
- **Apollo Global Management** and its Paris-based portfolio company, **Constellium NV**, a global aluminum fabricator, in the \$1.4 billion acquisition of privately held Wise Metals Group LLC, a leading producer of aluminum can stock for the beverage and food industries
- **Apollo Global Management** and its portfolio company, **Talos Energy Offshore LLC**, in the \$200 million acquisition of certain Gulf of Mexico off-shore, shallow zone oil and gas properties from Stone Energy Corp.
- **Apollo Global Management** in its \$1.8 billion acquisition of the Bighorn oil and gas assets of Encana Corp. in Canada's Alberta Deep Basin
- **Apollo Global Management** in partnering with Caelus Energy Alaska LLC in its \$300 million acquisition of the Alaskan oil and gas business of Pioneer Natural Resources
- **Apollo Global Management** in its acquisition of certain assets of Hostess Brands, Inc.'s baked snack foods business for \$410 million in cash
- **Apollo Global Management** in its \$190 million acquisition of the formic acid business of Kemira Oyj
- **Apollo Global Management** in its \$400 million acquisition of Pitney Bowes Management Services
- **Apollo Global Management** in its \$2.5 billion purchase of McGraw-Hill's education unit
- **Apollo Global Management** in forming a strategic partnership with Jimmy Sanders, Inc.
- **Apollo Global Management** in partnering with London developer Glebe Asset Management Ltd. in its acquisition of Data Centre
- **Apollo Global Management** in its \$703 million acquisition of Wisconsin water park property owner and manager Great Wolf Resorts Inc.
- **Apollo Global Management** in its \$1 billion investment in Norwegian Cruise Lines Corporation Ltd. and subsequent \$3 billion merger with Prestige Cruises International
- **Apollo Global Management** in its \$1.15 billion acquisition of Xstrata Aluminum (now Noranda)

- **Apollo Global Management** in its acquisition of International Paper Company's fine paper business (renamed Verso Paper)
- **Apollo Global Management** in its \$1.825 billion acquisition of Rexnord and \$1.25 billion acquisition of Jacuzzi Brands, Inc.
- **Apollo Global Management** in its \$3.8 billion acquisition of the plastics, resins, silicones and quartz (Advanced Materials) division of General Electric Co.
- **Apollo Global Management** in its \$1.48 billion acquisition of the business and assets of the logistics division of TNT N.V., the Dutch parent company of TNT Logistics North America (now CEVA)
- **Apollo Global Management** in its acquisition of, and \$1.85 billion secured load and high yield note and bridge financing in connection with its acquisition, of Berry Plastics
- **Apollo Global Management** and portfolio companies **Borden Chemical, Inc. Resolution Performance Products LLC** and **Resolution Specialty Materials LLC** in the formation of Hexion Specialty Chemicals, Inc. and subsequent tuck-in acquisitions of specialty chemical businesses of Akzo, Eastman, Orica, Rhodia, and Reutgers
- **Apollo Global Management** and the **Texas Pacific Group LLC** in their \$15.1 billion acquisition of Caesar's/Harrah's Entertainment Inc.
- **Apollo Global Management** in its investment in two subsidiaries of Welspun Group
- **CI Capital Partners** in its acquisition of specialty packaging company IntraPac
- **CI Capital Partners** in its acquisition of Valley National Gases Incorporated
- **Elementis** in its acquisition of Deuchem
- **Francisco Partners** in its investment in Data Connection Limited
- **International Game Technology** in its acquisition of Cyberview Technology, Inc.
- **KIK Custom Products, Inc.**, a portfolio company of **CI Capital Partners**, in its \$300 million acquisition of the BioLab pool care additives business of Chemtura Corporation
- **Kohlberg & Company, LLC** in its acquisition of SM&P Utility Resources, Inc. and Central Locating Service, Ltd.
- **Palladium Equity Partners** in its acquisition of American Gilsonite Co.
- **QSA Holdings Ltd.**, a portfolio company of Collier Capital Ltd., in the sale of its wholly-owned subsidiary, QSA Global Inc., to an undisclosed purchaser
- **TCW Global Project Fund II, Ltd.** in its investment in a hydroelectric power plant in Puebla, Mexico
- **TCW Group** in the merger of GSC Acquisition Company with Complete Energy

Professional Activities

Member

- American Bar Association
- The Bar of the City of New York
- American Industrial Hygiene Association

Author

- "Hydraulic Fracturing Developments," *Pratt's Energy Law Report* (Quarterly 2015-2017)

- “International Environmental Law,” *International Corporate Practice: A Practitioner's Guide To Global Success*, PLI, 4th ed. (Annual updates 2014-2018)
- “Specific Corporate Compliance Challenges By Practice Area: Environment,” *Corporate Compliance Practice Guide: The Next Generation* (LexisNexis, August 2009-2018)
- “Latest Developments in International Maritime Environmental Regulation,” *The Tulane Maritime Law Journal* (winter ed., 2008)
- “The Greening of Older Buildings,” *New York Law Journal* (September 29, 2008)
- “Successfully Minimizing Risk” in *Environmental Law Deal Strategies* (Aspatore Books 2008)
- “Exploring the Carbon Trading Landscape,” *New York Law Journal* (July 16, 2007)
- “USEPA and State Brownfield Programs,” RTM/BNA Contaminated Property Transaction Symposium, Washington DC (April 11-12, 2007)
- “Overview of Environmental Law,” *Corporate Legal Departments*, PLI, 6th ed. (2006)
- “Overview of Environmental Law,” Westchester/Fairfield County ACCA Mergers and Acquisitions Conference (Sept. 22, 2005)
- “Federal and State Superfund Laws Affecting Business and Financial Transaction,” New York State Bar Association Annual Environmental Conference (July 2005)

Featured

- “Turbulent Times,” Aviation Industry Review, *Euroasia Industry* magazine (May 2012)

Editor

- “Environmental Risk Management: A Desk Reference,” *Risk Management Technologies, Inc.*, 2d ed. (1998)

Research Assistant Professor

- Harvard University School of Public Health (1976)

Honors & Awards

- Recognized by *Best Lawyers*® 2019 for Environmental Law in New York, NY; Eric has been listed in *Best Lawyers*® since 2008
- *Chambers USA* - Leading Lawyer in Environment: Mainly Transactional (2012-2019)
- Recognized by *Legal 500* in the area of Finance: Capital markets: high-yield debt offerings (2012); Recommended in Environment: transactional (2018-2019)
- Recognized by *Super Lawyers* in the Environmental Litigation section (2007, 2009-2018)
- Recognized by *Who's Who Legal: Environment* (2009-2018)
- *Chambers USA - America's Leading Lawyers for Business* (2008-2017)
- Recognized by *Who's Who Legal: Business* (2006-2016)
- Named a “Super Lawyer” in a survey conducted by Thomson Reuters (2007-2016)
- Recognized by *AmLaw* as a Top Rated Lawyer in Energy/Environmental (2013-2015)
- Recognized as one of the New York Area's Top Lawyers by *New York Magazine* (2009, 2011)

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- *PLC Cross-border Environmental Handbook* - Recommended in Environment: Corporate Section in NY (2011/2012, 2009/2010 and 2008/2009)
 - *Corporate Counsel* "Top Lawyer" (2008)