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Partners Lori Anne Czepiel, Steve Semian and Thomas Filardo, along with Counsel Kyle Taylor, authored "Lending and Taking Security in the United States: Overview."

Practical Law

Lending and taking security in the United States: overview

by *Lori Anne Czepiel, Partner, Stephen Semian, Partner, Thomas Filardo, Partner and Kyle A Taylor, Counsel, Warshaw Burstein, LLP*

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A Q&A guide to finance in the United States. The Q&A gives a high level overview of the lending market, forms of security over assets, special purpose vehicles in secured lending, quasi-security, negative pledge, guarantees, and loan agreements. It covers creation and registration requirements for security interests; problem assets over which security is difficult to grant; risk areas for lenders; structuring the priority of debt; debt trading and transfer mechanisms; agent and trust concepts; enforcement of security interests and borrower insolvency; cross-border issues on loans; taxes; and proposals for reform.

To compare answers across multiple jurisdictions, visit the Lending and taking security in country Q&A tool.

This article is part of the global guide to finance. For a full list of contents visit www.practicallaw.com/finance-guide.

Published by Thomson Reuters Practical Law Company as part of its Global Guide on Finance series, the article provides a high-level overview of the lending market, forms of security over assets, special purpose vehicles in secured lending, quasi-security, negative pledge, guarantees and loan agreements. It also covers creation and registration requirements for security interests; problem assets over which security is difficult to grant; risk areas for lenders; structuring the priority of debt; debt trading and transfer mechanisms; agent and trust concepts; enforcement of security interests and borrower insolvency; cross-border issues on loans; taxes; and proposals for reform.

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