

## Anthony W. Clark

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### Partner

Corporate Restructuring, and Corporate, Securities and General Litigation

**Wilmington**

T: 1.302.651.3080

F: 1.302.434.3080

[anthony.clark@skadden.com](mailto:anthony.clark@skadden.com)

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"Rejection of Perpetual, Royalty-Free, Exclusive Trademark License Permitted by Eighth Circuit Ruling: *Lewis Brothers Bakeries Inc. v. Interstate Brands Corp.*"  
*Skadden, Arps, Slate, Meagher & Flom LLP*

"Third Circuit Addresses Breach of Fiduciary Duty and Deepening Insolvency Claims Under Pennsylvania Law"  
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Anthony W. Clark heads Skadden's corporate restructuring and bankruptcy litigation practice in Wilmington, Del., and represents debtors, creditors and acquirors. He also handles corporate, securities and general litigation matters.

Mr. Clark's Chapter 11 debtor representations include: Refco Inc.; Accuride Corporation; CAI Wireless Systems, Inc.; Cardinal Industries Inc.; Harvard Industries, Inc.; Hayes Lemmerz International, Inc.; Interstate Bakeries Corporation; Levitz Furniture Incorporated; Mid-American Waste Systems, Inc.; Peter J. Schmitt Company, Inc.; Primus Telecommunications Group, Inc.; RCN Corporation; Spansion Inc.; UDC Homes, Inc.; United Merchants and Manufacturers, Inc.; Vlastic Foods International, Inc.; and Wang Laboratories, Inc.

His creditor representations in Chapter 11 cases include: Cendant Corporation and Century 21 Real Estate Corporation in the AMRE case; Dean Foods Company in the Parmalat USA case; Merrill Lynch & Co., Inc. and Polaris Aircraft in the Continental Airlines case; the National Hockey League in the Phoenix Coyotes case; Union Pacific Resources Group Inc. in the Columbia Gas Transmission case; and Verizon Communications, Inc. (and affiliates) in the USGen New England, Inc. case.

Other bankruptcy-related representations include: Authentic Fitness Corporation as purchaser of the assets of debtor Taren Holdings, Inc.; Cendant Corporation in its purchase of the assets of debtor Budget Rent A Car; First Nationwide Mortgage Corporation in acquiring debtor Lomas Financial Corporation's assets; HFS Inc. (now Cendant) in its purchase of the assets of debtor Days Inn Worldwide Inc.; and MacAndrews & Forbes Holdings Inc. in litigation stemming from the Chapter 11 case of its former subsidiary, Marvel Entertainment Group, Inc. He also represented McKesson Corporation in its purchase of the assets of debtor FoxMeyer Drug Company and in subsequent litigation with FoxMeyer's parent company, Avatex Corporation; UAL Corporation, the parent of United Air Lines, as bidder for the Chicago/O'Hare assets of debtor Trans World Airlines LLC; and William Penn Snyder III, former chairman of the board of trustees of Allegheny Health, Education and Research Foundation, in litigation arising in AHERF's Chapter 11 case.

Mr. Clark also represents clients in non-bankruptcy litigations, including: Interneuron Pharmaceuticals Incorporated (now Indevus Pharmaceuticals, Inc.) in class action securities litigation arising from its withdrawal of the diet drug Redux™ from the market; McKesson Corporation in shareholder class and derivative litigations related to its acquisition of HBO & Company; Sony Corporation in shareholder class actions challenging its acquisition of Columbia Pictures Industries, Inc. and Columbia's earlier acquisition of Tri-Star Pictures; Tyson Foods, Inc. in litigations arising from its hostile acquisition of Holly Farms Corporation and its acquisition of IBP, inc.; Interstate Bakeries in trademark litigation concerning its *Nature's Choice* breads; and Viacom, Inc. in litigation with The Seagram Company and Universal Studios, Inc. under a joint venture agreement concerning USA Network, Inc.

Mr. Clark has been selected for inclusion in *Chambers USA: America's Leading Lawyers for Business* since 2003 and *The Best Lawyers in America* since 2001. He also was named *Best Lawyers' 2012 Wilmington-DE Litigation - Bankruptcy Lawyer of the Year*.

### Bar Admissions

Delaware

Supreme Courts of Delaware and Pennsylvania

U.S. Court of Appeals for the Third Circuit  
U.S. Court of Appeals for the Armed Forces  
U.S. Claims Court  
U.S. District Courts for the District of Delaware and the Eastern District of Pennsylvania

### Education

J.D., Temple University School of Law, 1979  
B.A., State University of New York at Cortland, 1973

### Experience

Law Clerk, Honorable Joseph Longobardi and Honorable Robert O'Hara, Delaware Superior Court (1979-1980)  
Law Clerk, Honorable John McNeilly, Delaware Supreme Court (1980-1981)  
Adjunct Lecturer, University of Pennsylvania Law School (2005)  
Guest Lecturer, Columbia Law School (2009)

### Associations

Barrister (1985-1987), Bencher (1995-present), President (2001-2003), Richard S. Rodney Chapter, American Inns of Court  
Member, Permanent Advisory Committee on Professionalism, Delaware Supreme Court (2002-present)  
Member, Permanent Lawyers Advisory Committee, U.S. District Court for the District of Delaware (1987-1992)  
Member, Board of Visitors, Temple University James E. Beasley School of Law (2002-present)

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