

Kevin M. Capuzzi

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Overview

Kevin Capuzzi is a nationally recognized bankruptcy and litigation attorney known for his strategic insight, poise under pressure and exceptional command of Delaware's procedural landscape. A partner in Benesch's Restructuring & Bankruptcy and Litigation Practice Groups, Kevin represents clients across the country in complex restructurings, reorganizations and related litigation, consistently delivering creative, practical solutions in high-stakes matters.

Over his 15-year career, Kevin has advised nearly every stakeholder in the insolvency spectrum-including debtors, trustees, official committees, trade creditors, landlords, lenders and secured parties-in some of the nation's most prominent bankruptcy proceedings. His notable engagements include representing the debtors in Reverse Mortgage Investment Trust and serving as counsel to the Official Committees of Unsecured Creditors in the Los Angeles Dodgers, Hertz and Yellow Corporation bankruptcies. He has also represented trade creditors and landlords in nearly every major retail bankruptcy of the past decade, earning a reputation for strategic thinking and meticulous attention to detail.

Beyond restructuring, Kevin regularly represents lenders, receivers and other financial institutions in high-value real estate disputes, distressed-debt litigation and loan workouts, including out-of-court restructurings and foreclosures. His balanced perspective and deep experience enable him to identify paths to resolution where others see only impasse.

Kevin's excellence has been recognized nationally. He is a 2025 honoree of the American Bankruptcy Institute's 40 Under 40 list and has been named to Benchmark Litigation's 40 & Under list since 2022. He is ranked by Chambers USA for Bankruptcy/Restructuring and has been consistently praised by clients for his responsiveness, intellect and results-driven approach.

Active in the professional community, Kevin serves on the Executive Board of the Delaware Bankruptcy Inn of Court, contributes regularly to legal education and pro bono initiatives, and is a guardian ad litem through the Delaware Office of the Child Advocate. He is also an affiliated scholar at Saint Joseph's University's Institute of Catholic Bioethics, where he researches and writes on the intersection of law and healthcare ethics.

Client Testimonials

"Kevin is highly client-oriented, responsive and a master at anticipating procedural issues in Delaware." - Benesch Client, Chambers USA

"He is level-headed, intelligent and eager to help. He collaborates effectively to find the best path forward." - Benesch Client, Chambers USA

Representative Matters

- Represents an investment firm in litigation pending in the New Jersey Superior Court to recover a $70 million loan secured by an office complex in Short Hills, New Jersey. The motion was granted to dismiss several counterclaims filed by the defendant in full, eliminating all the defendants' defenses to the client's claims.
- Counsel to defendants in trade secrets case in New Jersey.
- Counsel to defendant in TCPA litigation in New Jersey.
- Special Counsel to the Trustee in the LTC Holdings bankruptcy in Delaware.
- Counsel to landlord in the Fox & Hound bankruptcy in Delaware.
- Counsel to preference defendant in the City of Detroit bankruptcy in Michigan.
- Counsel to landlord in Gordmans bankruptcy in Nebraska.
- Counsel to critical trade vendor in the Momentive Performance Materials bankruptcy in New York.

Credentials

EDUCATION

- Widener University Delaware Law School, 2010, J.D., *magna cum laude*
  - Dean's List (all semesters)
- Saint Joseph's University, 2007, B.S. , Biology, Minor: Interdisciplinary Health Care Ethics
  - Dean's List

BAR & COURT ADMISSIONS

- Delaware
- New Jersey
- U.S. Supreme Court
- U.S. Court of Appeals for the Federal Circuit
- U.S. Court of Appeals for the Third Circuit
- U.S. District Court for the District of Delaware
- U.S. District Court for the District of New Jersey
- U.S. District Court for the Eastern District of Michigan
- U.S. District Court for the Southern District of Texas

Memberships

- Member, American Bankruptcy Institute
- Member, Transportation Lawyers Association
- Member, Delaware Bar Association
- Delaware Bankruptcy Inn of Court
  - Executive Board Member (2015-present)
- Member, Federal Bar Association

Awards & Recognition

- Listed, Chambers USA Leading Lawyers, Bankruptcy/Restructuring, 2022-2026
- Listed, Benchmark Litigation, Future Star, 2026-2027
- Named to Benchmark Litigation 40 & Under List, 2022-2024
- Listed, Super Lawyers – Rising Stars, 2018-2020

News & Insights

- A Clearer Path to the Merits: Simply Interior Homes Addresses Post-Confirmation Jurisdiction
  October 30, 2026 | Client Alerts & Insights

- Benesch Named 2027 Highly Recommended Firm by Benchmark Litigation; 14 Attorneys Recognized, Including 4 First-Time Honorees
  October 30, 2026 | Press Releases
- SDNY Bankruptcy Court Offers Further Direction on Default Interest and Fee Recovery
  September 24, 2026 | Client Alerts & Insights
- Kevin Capuzzi and Jennifer Hoover Featured in Law360 Pulse Daily Litigation
  September 16, 2026 | Media Mentions
- Benesch Attorneys Capuzzi, Hoover and Martinez Mentioned in Law360's iSun Coverage
  September 9, 2026 | Media Mentions
- Third Circuit Decision Reshapes Creditor Standing in Successor Liability Disputes
  August 11, 2026 | Client Alerts & Insights
- Supreme Court Clarifies Judicial Estoppel Standard in Bankruptcy Nondisclosure Cases
  June 26, 2026 | Client Alerts & Insights
- Delaware Adopts Uniform Assignment for the Benefit of Creditors Act, Expanding Bankruptcy Alternative for Distressed Companies
  June 22, 2026 | Client Alerts & Insights
- Benesch Recognized as Leading Law Firm by Chambers USA 2026 with Record Growth in National and Regional Rankings
  June 4, 2026 | Press Releases
- Benesch Attorneys Publish Law360 Expert Analysis on Chapter 11 Default Interest Ruling
  May 21, 2026 | Contributed Content & Presentations

Speaking & Events

PAST EVENTS

- Judicial Practical Roundtable | Kevin M. Capuzzi
  August 5, 2026 | Speaking Engagement
- When a Customer Goes Broke: Handling Bankruptcies in the 3PL Business | Kevin M. Capuzzi
  November 13, 2025 - November 14, 2025 | Speaking Engagement
- Bankruptcy and Creditor’s Rights Law | Kevin M. Capuzzi
  October 22, 2024 - October 23, 2024 | Speaking Engagement
- Getting Paid and Keeping It - Collection and Bankruptcy Issues in the Warehousing Industry | Kevin M. Capuzzi
  May 11, 2023 | Speaking Engagement
- Bankruptcy Issues | Kevin M. Capuzzi
  March 30, 2022 - April 1, 2022 | Speaking Engagement