



## **Lombard v Skyjets: Key Takeaways for Lenders and Restructuring Professionals**

**May 31, 2022**

The recent English High Court decision of *Lombard North Central Plc v European Skyjets Ltd* [2022] EWHC 728 (QB) provides some important guidance for lenders and restructuring professionals when communicating with distressed borrowers. Actions will speak louder than words – whether in the form of a “no waiver” provision in a contract or an express reservation of rights – when a court is considering a lender’s response to a borrower’s default on its financing arrangements. While there are no massive surprises to emerge from Foxton J’s decision, the breadth and creativity of some of the arguments advanced by the borrower’s lawyers nonetheless provided the Court with the opportunity to provide additional certainty to market participants.

Read our Clients & Friends Memo [here](#).