

ACKNOWLEDGMENTS

This book reflects interviews with several persons who were involved in the events surrounding the bankruptcy of Bucyrus-Erie Corporation and John Gellene's criminal trial; a review of the voluminous documents relating to the Bucyrus leveraged buyout, the major financial transactions in which the company was involved after that buyout until its bankruptcy petition, the Bucyrus bankruptcy trial, the trial regarding professional fees earned in connection with that bankruptcy, and the criminal trial of John Gellene; and extensive discussions with corporate and bankruptcy lawyers, investment bankers, and financial restructuring specialists. I am grateful to Steven Biskupic, John Byrnes, David Goelzer, William Rochelle, Mark Rotert, David Rosenzweig, and Jeff Werbalowsky for the time they spent recounting for me the events relating to Bucyrus-Erie's operations, the company's bankruptcy, and John Gellene's prosecution and criminal trial. Others were willing to speak to me about these matters only on condition of anonymity, which I have honored. None of these latter persons were partners at Milbank Tweed, or worked for or represented Jackson National Life Insurance Company, during the events described in this book, since such parties were subject to obligations that constrained them from speaking with me. Nor did John Gellene agree to talk with me, despite several overtures from me inviting him to do so.

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