

Private Equity

Industry Contacts

Jason L. Hodges

Nici Workman

Attorneys

Brian P. Baxter

Jeffrey W. Bieszczak

Zachary T. Brumfield

Anthony C. Ciriaco

Bryan H. Falk

Shawn M. Flahive

Lauren N. Fromme

Martin S. Gates

Nicholas R. House

Dan L. Jaffe

Hani R. Kallas

Roger E. Lautzenhiser, Jr.

Joel M. Lund

Joseph B. Mann

Bruce P. Paige

Russell R. Rosler

Travis J. Wahl

John B. Weimer

Frank C. Zonars

Our clients range from newly formed venture capital funds to large, multi-portfolio operations. Our private equity transactional experience ranges from \$1 million to more than \$1 billion, and we have represented private equity-related clients in transactions in almost all 50 states, as well as in cross-border transactions.

Our private equity clients and their portfolio companies have told us that they return to Vorys because of our pragmatic, efficient and engaged counsel – no matter the project size or scope. We understand the desire to acquire, grow, fundraise and operate in the most cost-effective, value-driven manner possible.

Comprehensive Private Equity Services

We employ experienced lawyers in virtually every legal specialty when servicing our private equity and portfolio company clients. To deliver the highest quality service, **we regularly work on an inter-disciplinary basis, bringing deep experience from different practice groups and offices.** Our teams work with clients in the following areas:

- M&A and joint ventures (including take-private transactions)
- Debt and equity finance (including public offerings and PIPEs)
- Tax structuring
- Corporate governance and capital markets
- Real estate, economic development and tax incentives
- Corporate, shareholder and commercial litigation
- Strategic communications and crisis management
- Bankruptcy, distressed M&A, workouts and restructurings
- Supply chain, logistics and e-commerce
- Employee benefits and executive/incentive compensation
- Labor, employment, health & safety and workers' compensation
- Privacy and data security
- Information technology
- Federal, state and local tax

- Franchise
- Energy, oil & gas
- Antitrust and trade regulation
- Environmental
- General corporate matters
- Intellectual property protection and transactions

Representative Transactions

M&A

- a NYSE-listed New York based mezzanine fund in financing multiple acquisitions, including a diversified national plastics manufacturer; a multi-state heavy equipment rental company; an IT services firm; an international provider of automation vending equipment; a manufacturer of rigging and safety gear; an integrated engineering, procurement and construction management company; an industrial packaging component supplier; a global developer and manufacturer of pre-hospital gear; a strategic aerospace, defense, technology, health care and life sciences consulting firm; and a marketing firm
- a private equity firm in its capital raise, acquisition and financing of an international specialty gauge and sensor manufacturer
- a New York-based private equity firm in numerous portfolio company add-on acquisitions throughout the United States
- a Toronto-based private equity firm, as U.S. counsel, in the acquisition of a market-leading bakery company
- a Fortune 500 company in the sale of its limited partnership interest in a fund
- a private equity firm in its acquisition of a media company
- a multifamily investment company in multiple joint ventures among the client, insurance companies, real estate investment trusts and large public pension funds relating to multifamily real estate projects across the U.S
- a venture capital firm in the acquisition of a product lifecycle management software company

Financing

- a private equity firm in multiple debt and equity capital raises and acquisitions and/or recapitalizations of five portfolio companies in various industrial related industries and located throughout the United States and internationally
- a consortium of private equity firms led by an affiliate of the Blackstone Group in \$1.7 billion financing of debt and equity to Oklahoma-based American Energy Partners
- a New York-based hedge fund in financing the acquisition of a national oil and gas exploration company

- multiple sponsors in the structuring, organizing and financing of multiple funds
- a private equity firm in a \$477 million financing transaction for an oil and gas exploration company
- an Australian sovereign fund in connection with senior secured financing provided to global wind energy development company Windlab Limited, which operates in Australia, South Africa, Tanzania and the United States
- lead debt providers in syndicated, leveraged private equity acquisitions ranging from \$20 million to more than \$100 million across the United States

Strategic Investments

- several venture capital funds and family offices in strategic investments in companies in biotechnology, software, pharmaceutical and various other sectors
- an e-commerce logistics software technology company in its Series A and Series B preferred venture capital investment rounds and \$20 million Reg. D notes/warrants offering
- a strategic venture capital investor in an investment in a company that develops commercializes and manufactures nanofibers for use in advanced performance materials
- a “fund of funds” in its investment in an Ohio-based fund
- a global Chinese headquartered public company in its direct venture capital investment in a Silicon Valley-based software technology company
- a venture capital fund in an investment in a California-based company that assists businesses with lowering the costs associated with meeting their regulatory compliance and audit requirements
- a venture capital fund in an investment in an Ohio-based biopharmaceutical company

News

[News, 8.18.2022](#)

115 Vorys Attorneys Named to the 29th Edition of The Best Lawyers in America® List; 33 Vorys Attorneys Named to Best Lawyers: Ones to Watch in America List

[News, 7.15.2022](#)

Four Vorys Attorneys Included in 2022 Chambers and Partners *High Net Worth Guide*

[News, 7.12.2022](#)

Falk Named to the Leadership Cleveland Class of 2023

[6.29.2022](#)

59 Vorys Attorneys Included in 2022 *Columbus CEO's Best Lawyers*

[3.1.2022](#)

Falk to Become Leader of Vorys Cleveland Office

2.28.2022

Falk Named to *Crain's Cleveland Business* "Notables in Law" List

News, 1.4.2022

More Than 40 Vorys Attorneys Included on Ohio Super Lawyers and Rising Stars Lists

News, 8.19.2021

116 Vorys Attorneys Named to 2022 *Best Lawyers in America* List; 34 Vorys Attorneys Named to *Best Lawyers*' "Ones to Watch" List

News, 7.23.2021

Four Vorys Attorneys included in 2021 *Chambers and Partners High Net Worth Guide*

News, 3.18.2021

Vorys Advises Nationwide Children's Hospital in Affiliate Company Investment

News, 8.20.2020

112 Vorys Attorneys Named to 2021 *Best Lawyers in America* List; 26 Vorys Attorneys Named to *Best Lawyers*' Inaugural "Ones to Watch" List

Publications

Authored article, Summer 2021

How PE Firms' Portfolio Companies Can Use Economic Development Incentives to Help Grow the Bottom Line

Client alert, 6.23.2021

Caution to Private Equity Firms Acquiring Competing Portfolio Companies

Client alert, 4.9.2021

Corporate Transparency Act - FinCEN Releases Advance Notice of Proposed Rulemaking Regarding Beneficial Ownership Reporting Requirements - More Questions than Answers

Client alert, 2.9.2021

Buyers Beware of Non-Reliance Provisions in M&A Transactions

Client alert, 1.4.2021

New Corporate Transparency Act Will Require Private Companies to Disclose Beneficial Ownership

Client alert, 11.19.2020

Client Alert: IRS Guidance Addresses the Impact of M&A Transactions Involving PPP Borrowers on Employee Retention Tax Credits

Client alert, 10.28.2020

Client Alert: SBA Clarifies PPP Rules for M&A Transactions

Authored article, 10.12.2020

White Paper: The Who and Whose of the Attorney-Client Privilege in Mergers and Acquisitions

Client alert, 6.17.2020

Continuity Planning in the COVID-19 Era

Client alert, 5.20.2020

Monitoring and Oversight in the COVID-19 Era

Client alert, 4.27.2020

SBA Releases Fourth Interim Final Rule Clarifying PPP Eligibility for Private Equity Firms and Hedge Funds

Client alert, 4.20.2020

Virtual Board Meetings And Risk Mitigation During COVID-19

Client alert, 3.30.2020

COVID-19, Private Investors and the CARES Act: *Do Investor Backed Companies Get Left Out in the Cold?*

Speaking Engagements

3.22.2021

Best Practices and Insights for Driving Profitable Growth on Online Marketplaces

2.25.2021

2021 Esports Investment Summit

1.13.2021

Why Preparing for LIBOR Cessation Now is Critical Webinar

12.3.2020

Current Challenges & Opportunities for PE Firms & Portfolio Companies Managing Financial Risk

12.1.2020

How PE Firms & Portfolio Companies Can Juice IRR Through Use of Economic Development Tax Incentives (Including Enterprise Zones) Before and After Acquisition