



## Private Equity PRACTICES



### OVERVIEW

We take pride in assisting our private equity and private equity-backed clients as they help drive the engines of the global economy. As a full-service business and litigation law firm based in Raleigh, North Carolina, our firm's robust Private Equity practice, combined with our strength in the related areas of Mezzanine Financing, and Mergers and Acquisitions, provides us with an ideal blend of experience to offer our clients sophisticated legal services and counsel.

Our veteran private equity lawyers work closely with clients to craft targeted, innovative strategies for each deal. We regularly advise private equity funds, independent sponsors and other investors on a variety of transactions, including portfolio company acquisitions, control and minority investments, management buyouts, add-on acquisitions and dispositions of portfolio company investments. We also assist with other aspects of private equity transactions, including the negotiation and structuring of senior credit facilities, subordinated debt investments and management equity arrangements.

We have significant experience representing fund sponsors in the structuring and formation of new private equity funds as well as general partner and management company entities. Our attorneys also regularly advise limited partners and other investors in connection with investments in private equity funds and negotiation of side letters.

In addition to our experience representing funds and their investors, we have a long tradition of representing private equity-backed companies in connection with the negotiation of investments from private equity funds and other investors. Our experience on the investor side gives us a clear perspective for market terms and allows us to provide our clients extensive and practical knowledge in negotiating financing transactions. We routinely represent both investors and portfolio companies in private equity transactions ranging from \$1 million to \$3 billion.

We work closely with you to help achieve your business objectives, add value and create wealth. Our highly capable team members include lawyers with corporate, securities and fund experience at major national and international law firms. We offer assistance in such related areas as Securities, Tax, Mezzanine Finance, Corporate Governance and Compliance, Intellectual Property, Employment, Labor and Human Resources, Employee Benefits and Executive Compensation, Government Affairs, Corporate Relocations and Expansions, Mergers and Acquisitions, and Complex Contract Disputes.

### SERVICES

- Fund formation
- Split lien priority financings
- Platform buyouts

- Senior secured subordinated debt
- add-on acquisitions
- Mezzanine debt
- First lien debt
- Equality co-investments
- Unitranche debt
- Warrants and other equity kickers
- First-out/last-out senior loans
- Portfolio company sales and exits
- Second lien debt
- Restructuring, workouts and insolvency

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## EXPERIENCE

Highlights of our experience includes:

- Representation of a \$500 million + private equity fund in the pharmaceutical and biotechnology space on multiple investment transactions
- Representation of a university endowment in its investments in private equity transactions
- Representation of a Fortune 500 company in its alternative investment transactions aggregating \$240 million + in private equity funds
- Represented mezzanine lenders on over 50 financing transactions with an aggregate value over \$500 million

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## PROFESSIONALS

[Curtis C. Brewer, IV](#)

[Byron B. Kirkland](#)

[Jessica B. West](#)

[Geoffrey W. Adams](#)

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Robert W. Shaw

Alex Simpson, NCCP

Kimberly Quarles Swintosky

Ashley J. Williams

Kathryn Wilson

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## RELATED AREAS

Commercial Litigation



Commercial Real Estate

Corporate and Syndicated Finance

Corporate Governance

Corporate Relocation & Incentives

Employee Benefits & Executive Compensation

Employment, Labor and Human Resources

Government Relations

Health Care

Mergers and Acquisitions

Mezzanine Finance

Public Companies

Sponsor Finance

Tax

Technology Transactions

Venture Capital

Venture Debt & Technology Finance

