



Massachusetts

GO TO Lawyers

Business

MASSACHUSETTS
Lawyers Weekly

Letter from the Publisher



Dear readers,

Welcome to Massachusetts Go To Lawyers, a new feature from Lawyers Weekly that will showcase leaders in the Massachusetts legal community by practice area.

For our first list, we’ve chosen to focus on business lawyers. The attorneys featured here were all nominated by their colleagues and chosen by a panel from Lawyers Weekly.

This is a first-time endeavor, and we expect that some readers will argue that there are some excellent lawyers who should have been included. Let us know! And please nominate them for future lists.

We hope you enjoy this section. Other practice areas, such as employment law, health care, and trusts and estates, will be topics for future editions of Massachusetts Go To Lawyers.

Susan A. Bocamazo

Susan A. Bocamazo, Esq.
Publisher
Massachusetts Lawyers Weekly

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**All of us at Berluti McLaughlin & Kutchin
congratulate John on his well-deserved
recognition and are proud to have him as
one of the partners in our firm.**



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and identify all options for a client.**



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Jennifer V. Audeh

Foley Hoag
Suffolk University Law School

Jennifer V. Audeh, a partner at Boston’s Foley Hoag and deputy chair of its business department, is a particularly sought-out attorney among borrowers and lenders engaging in secured debt financings.

Audeh’s sophisticated practice includes securing debt financing for emerging and venture-backed borrowers and middle-market mezzanine financing for lenders. She also advises privately owned investment companies licensed by the federal Small Business Administration to provide small businesses with debt and equity financing — otherwise known as small business investment companies (SBIC) — on regulatory aspects of their lending.

More recently, Audeh has been particularly busy dealing with the fallout of the COVID-19 pandemic for her clients. Since the government launched the Paycheck Protection Program, she has spent nearly all her time counseling and guiding clients and key stakeholders on related activities.

This includes heading up Foley’s six-partner Paycheck Protection Program response team, which has advised several dozen small businesses as they apply for and obtain government loans and then guiding them through the application for loan forgiveness. Meanwhile, she’s been at work churning out articles and alerts on PPP lending to educate hundreds of clients around



the country.

But Audeh’s accomplishments as a “go-to” business lawyer extend far beyond COVID response to the billions of dollars in deals she’s closed for clients in normal times.

Such transactions including helping Lightspring Capital Partners, a women-led investment team focusing on small business investments, obtain its SBIC license. She also represented the owners and licensors of the STK-branded restaurant chain in acquiring the assets of Kona Grill, Inc., and its affiliates out of bankruptcy. And she represented Alere, Inc., a multibillion-dollar healthcare diagnostics company that has since been acquired by Abbott Laboratories, in multiple offerings of senior subordinated notes totaling nearly \$2.5 billion.

Achievements and professional activities:

Member, American Bar Association; member, Boston Bar Association; Suffolk University Law Faculty Outstanding Student Award, Evening Division, 2008; Suffolk University Law Moot Court Board Journal of Trial & Appellate Advocacy, Executive Director of Appellate Competitions

M. Bradford (Brad) Bedingfield

Hemingway & Barnes
Columbia Law School

Hemenway & Barnes partner M. Bradford Bedingfield has developed a reputation as a “tax guru” while earning praise for his interpersonal skills as he advises private foundations, public charities and other tax-exempt organizations on business and regulatory issues critical to their ability to achieve their charitable missions.

These attributes have helped Bedingfield, who chairs his firm’s nonprofit group, generate an impressive list of successes on his clients’ behalf. Some of his key accomplishments include helping a private foundation procure an abatement from the Internal Revenue Service of \$10 million in tax assessments and penalties, assisting a university in negotiating, accepting and managing a series of complex charitable gifts and negotiating the first non-judicial settlement agreement between charitable organizations and the Massachusetts Office of the Attorney General.

Bedingfield’s skills have become particularly critical in recent months as he’s helped large and small nonprofits alike in navigating the COVID-19 crisis, including applying for Paycheck Protection Program (PPP) loans and ensuring they remain eligible for PPP loan forgiveness, while also helping them



navigate other elements of the CARES Act.

Beyond his practice, Bedingfield is active in the Boston Bar Association, co-chairing the Public Policy Committee of the Tax Exempt Organizations Section.

He also finds time to speak and write about nonprofit organizations, charitable planning and domestic and international estate planning while hosting a podcast, “The ABCs of Nonprofit Membership Corporations.”

Meanwhile, Bedingfield is active in the community, including serving on the board of directors for the North Bennet Street School, a private vocational school in Boston, and the Planned Giving Committee of the Museum of Science.

Achievements and professional activities:

Fellow, American College of Trust and Estate Counsel; board of directors, Planned Giving Group of New England; member, Subcommittee to Review the Uniform Trust Decanting Act for Enactment in Massachusetts; co-chair, Public Policy Committee, Tax Exempt Organizations Section, Boston Bar Association

Deborah S. Birnbach

Goodwin
Columbia Law School

Over the course of her career, Goodwin partner Deborah S. Birnbach has established herself as a “go-to” attorney in the field of business litigation.

Birnbach’s highly sophisticated practice focuses on securities litigation, including class-action defense, regulatory and internal investigations, mergers-and-acquisition-related disputes, shareholder litigation, fiduciary claims and proxy contests.

Her clients include private companies in the healthcare, life sciences and tech sectors as well as private-equity firms.

Birnbach’s biggest wins include her representation of Phase Forward, a Waltham clinical trial software company, in its acquisition by Oracle. Before the deal closed, a former Phase Forward shareholder accused the company of breaching its fiduciary duty and sought an injunction to block the merger. With the \$685 million deal in the balance, Birnbach stepped forward to not only to defeat the motion but also to obtain dismissal of the complaint and convince the Appeals Court to affirm dismissal.

Several years later, Birnbach successfully represented Boston-based biopharmaceutical company Zafgen, Inc., in a securities fraud class action brought after one of the company’s drugs did not succeed in clinical trials. Birnbach’s efforts in getting the case



dismissed and that dismissal affirmed by the 1st U.S. Circuit Court of Appeals enabled Zafgen to continue seeking novel treatments for a broad spectrum of diseases.

Beyond her litigation success, Birnbach serves as a role model for other women working in the life sciences and technology industries and presently co-chairs Women@Goodwin, an affinity group designed to attract, retain and advance women at the firm.

Meanwhile, Birnbach is a leader in the bar, having served as an officer, a member of the council and co-chair of both the Litigation Section and the Business Litigation Committee of the Boston Bar Association, while also serving on the Joint Bar Committee on Judicial Nominations, which reviews, evaluates and recommends candidates for the bench.

Achievements and professional activities:

Co-chair, Public M&A/Corporate Governance, Goodwin; board of trustees, Discovering Justice; co-chair, Litigation Section and Business Litigation Committee, Boston Bar Association; member, Joint Bar Committee on Judicial Nominations; Merit Selection Committee, U.S. Bankruptcy Court for the District of Massachusetts

Johan (Hans) V. Brigham

Latham & Watkins
University of Michigan
Law School

Latham & Watkins partner Johan V. Brigham has spent more than two decades advising companies and private equity firms on their most sophisticated transactions, building a reputation as a leading mergers-and-acquisitions and PE attorney locally, nationally and internationally. In fact, in just the past 18 months alone, Brigham has advised on more than 100 matters valued at more than \$11 billion in the aggregate.

Brigham’s most notable matters include representing Harvest Partners SCF, a non-control private-equity investor, in connection with its recapitalization of ConnectiveRx, a leading provider of technology-enabled biopharmaceutical services. As a result of the transaction, ConnectiveRx obtained the financial flexibility it needed to continue innovating in its field while creating enhanced value for its shareholders.

Brigham also led the team of lawyers that represented Boston-based private equity firm WestView Capital Partners in its investment in Unified Patents, LLC, a membership-based organization devoted to deterring patent abuse. With the infusion of funding, Unified was able to grow to more than 250 members ranging from small startups to some of the largest tech companies in the world.



Brigham has also made a tremendous impact on his firm, which he joined in 2011 as one of the first partners in Latham’s Boston office. After helping grow the office from the ground up, he took on the role of office managing partner in 2015. Today, he leads the nearly 100-lawyer office, where he mentors partners and recruits top-level talent.

This year has been a particularly challenging one as a result of the coronavirus pandemic, but Brigham’s stewardship has helped the firm navigate rough waters, as he’s assisted attorneys and staff through personal and professional difficulties and realigned the office’s business strategies to weather the impact of the crisis. Meanwhile, he’s doubled down on his own practice, helping clients structure and execute business-sustaining transactions in a turbulent environment.

Achievements and professional activities:

Chambers USA leading lawyer for Corporate/M&A, Private Equity: Buyouts and Private Equity: Venture Capital; Boston Globe mergers and acquisitions recipient, 2008 and 2009 “Best Lawyers in Boston;” BTI Client Service All-Star



LATHAM & WATKINS^{LLP}



**Latham & Watkins congratulates
our colleague and friend**

Hans Brigham
for being selected as a
Massachusetts Go to Lawyer 2020

LW.com

Latham & Watkins is a global law with more than 3,000 lawyers spanning 14 countries. Located in the heart of Back Bay, our Boston team advises many of the region’s most innovative technology and life sciences companies, as well as the private equity, venture capital, and investment funds that fuel them. Our renowned Boston-based lawyers are dedicated to helping clients achieve their business goals and find creative solutions to execute market-shaping transactions and secure landmark victories.

Keidi S. Carrington

Carrington Legal Group
New England Law | Boston

Keidi S. Carrington is a veteran business lawyer with a wealth of knowledge and experience in the financial services arena, first as a securities examiner at the U.S. Securities & Exchange Commission, later as associate counsel with State Street Bank & Trust, and now with her own private practice in Boston.

As principal of Carrington Legal Group, Carrington advises entrepreneurs and startups in the areas of debt and equity financing to raise capital, mergers and acquisitions, asset purchases and joint ventures.

She also prepares and reviews all types of business contracts while counseling on the buying and selling of businesses. Additionally, she represents start-up companies seeking venture capital financing and venture capital firms seeking profitable new investments and provides legal counseling to investment advisors on registration, exemption and compliance regarding securities laws.

Carrington's past work includes development of a mutual fund that invested in equity securities of listed real estate investment trusts (REITs) and other listed real estate companies; establishing private equity and hedge funds; advising on the establishment of Initial Coin Offerings (ICOs/Token Offerings); and counseling SEC-registered and state investment advisers on issues of organizational structure and compliance.

Some of Carrington's specific engagements include representing a business in licensing its data to one of the world's largest engineering



software companies, representing a small business and its owner in the sale of all its assets to another company, representing a private equity fund in connection with various equity investments in real estate development, and representing another private equity fund in the sale of its equity interest in a for-profit educational institution.

She has also counseled an investment firm in its registration as an investment advisor. This engagement entailed developing its compliance program.

Despite her busy practice, Carrington gives back through civic and bar activities, having served as president of the Massachusetts Black Women Attorneys, as a board member of the Crispus Attucks Children's Center in Dorchester and as board president of Dorchester's Bird Street Community Center.

Achievements and professional activities:

Board member and former president, Massachusetts Black Women Attorneys; former board member, Crispus Attucks Children Center; past president of board, Bird Street Community Center

Colin A. Coleman

Partridge, Snow & Hahn
Boston College Law School

Colin A. Coleman's grandfather arrived alone at Ellis Island in 1903 as a 14-year-old with a third-grade education. Though he apprenticed as a barber, he had a thirst for a formal education and, after years of self-study, made it to Phillips Academy Andover as a 24-year-old freshman. He went on to practice law until age 88.

Coleman carries the same passion for law and has built a career as a trusted advisor to closely held corporations in need of thoughtful, creative advice to resolve difficult and complex problems, first at his own boutique corporate law firm and, more recently, as head of Partridge, Snow & Hahn's Boston office.

Over this time he's helped scores of businesses resolve partnership disputes without needing to institute litigation, often preserving the partners' relationships and the long-term viability of the business in the process.

Coleman's engagements include his successful representation of the minority owner of a wealth-management company through complicated negotiations with the majority partner and third-party buyers of the enterprise. He also represented a 49-percent owner as he was being forced out of a company involuntarily. Coleman

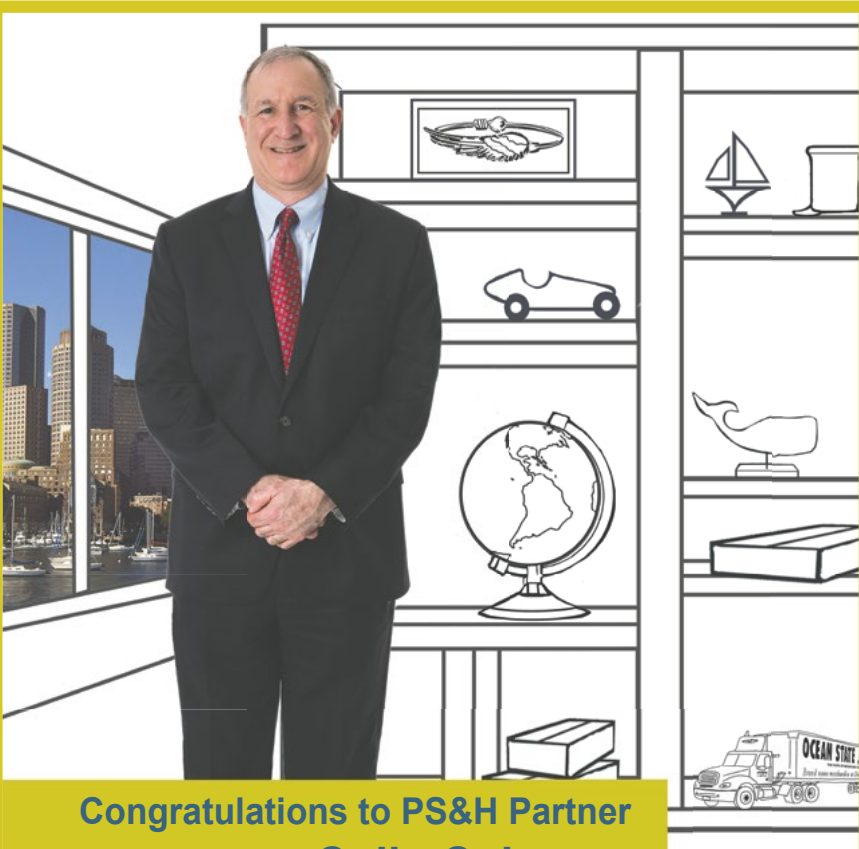


was able to negotiate a buyout of his client's interest to prevent the case from winding up in court. In addition, he represented a brother/minority shareholder in a closely held third-generation family business, successfully negotiating the buyout of his client's interest by a sibling.

Coleman credits his success to his ability to serve as a trusted advisor who works as much as a business partner as a business lawyer. That has enabled him to build long-lasting relationships over his career — advising a number of clients who began working with him early on in his practice — while attracting new clients as well. His grandfather would be proud.

Achievements and professional activities:

President, board of directors, and member, Strategic Planning Committee of Neighbor Brigade; past board president, Needham Community Council; alumni volunteer and past alumni council member, Boston College Law School; alumni volunteer, Fordham University



Congratulations to PS&H Partner
Colin Coleman

His colleagues at Partridge Snow & Hahn already know Colin is a Go To Business Lawyer, and we are proud to see him recognized as such by Massachusetts Lawyers Weekly.

Over a lifetime of client service and problem solving, Colin has established himself as a trusted advisor and partner, more than just a business lawyer. His knowledge and experience have built lasting relationships and continues to attract new clients who need a Go To Business Lawyer.

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Cushing & Dolan congratulates
Kevin N. Dolan
on being named one of
Massachusetts Lawyers Weekly's 2020
Massachusetts Go to Business Lawyers.



Our Business Law and Real Estate Group offers a broad range of services including residential and commercial real estate services and has offices located throughout Massachusetts, New Hampshire and Rhode Island to serve you.

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Kevin N. Dolan

Cushing & Dolan Suffolk University Law School

When Kevin N. Dolan joined tax lawyer Leo J. Cushing's firm after graduating from law school, he had a passion for real estate. In the 35 years since, he's helped build the firm — now called Cushing & Dolan — into a major presence in the real estate conveyancing scene.

As Cushing recalls, Dolan understood early on the importance of having satellite offices in a variety of locations. With seven Massachusetts offices and an eighth in Rhode Island, and the real estate practice having expanded beyond residential conveyancing into commercial real estate, Dolan has succeeded beyond anyone's expectations.

On the purchase-and-sale front, Dolan has personally conducted more than 15,000 commercial and residential closings over the course of his career. He also handles leases, summary-process matters and contract disputes, zoning and other municipal issues.

Some of Dolan's signature accomplishments include his representation of commercial lenders in multi-million-dollar loans to restaurant and hotel owners, as well as scores of loans to developers of high-end residential and commercial construction projects. Such loans have resulted in successful subdivisions and strong-performing and completed loans.

Dolan has also represented buyers in the



purchasing, permitting, financing and development of large apartment complexes and sellers in the sale of apartment complexes.

Additional accomplishments include handling a developer's successful appeal of a municipality's Chapter 40B denial and being retained by outside counsel on numerous occasions to issue zoning opinions on pending and past developments in cities and towns across Massachusetts.

Outside his practice, Dolan is actively involved in his community, having served as both vice chairman and chairman of the Stoneham Planning Board and as a member of the Stoneham Zoning Board of Appeals.

Meanwhile, Dolan has served as a trusted mentor to younger attorneys, many of whom have started practices of their own.

Achievements and professional activities:

Member, Stoneham Zoning Board of Appeals, 1984-1985; member, Stoneham Planning Board, 1986, vice chairman, 1987-1990 and 1997, chairman, 1990-1992; licensed real estate broker, Massachusetts

Stuart M. Falber

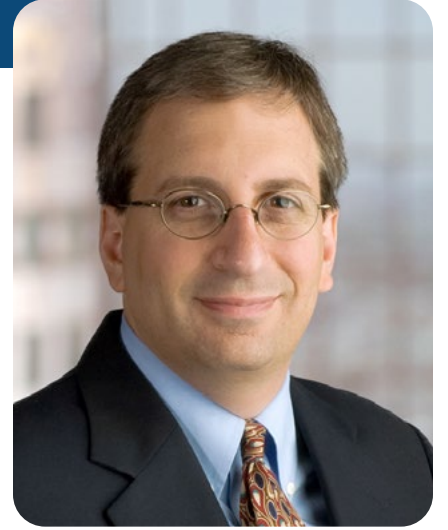
WilmerHale University of Pennsylvania Law School

Over the past three decades, WilmerHale partner Stuart M. Falber has made a name for himself as a trusted advisor to a broad range of life sciences clients, from private startup companies to mature public companies, investment banks and venture capital funds.

Falber's practice focuses on corporate and securities law, with a special emphasis on private and public company counseling and governance, and representation of issuers, investment banks, and investors in VC transactions and public offerings. He also handles mergers and acquisitions, including both public and private company acquisitions and dispositions, asset acquisitions, and sales and public and private company spinoffs.

In the last few months alone, Falber has closed several significant deals in the life sciences space, including his representation of Tetrphase Pharmaceuticals, a biopharma company commercializing a novel treatment for life-threatening infections, in its acquisition by La Jolla Pharmaceutical for \$43 million in up-front cash and up to \$16 million in potential contingent value rights payments.

He also recently represented Generation Bio, a genetic medicines company creating a new class of gene therapy, in its initial public offering of more than 12 million shares of common stock. The successful IPO followed



on the heels of a \$100 million round of Series C crossover financing. The transaction was particularly noteworthy because Falber's client was one of the first biotech companies to go public during the pandemic.

Meanwhile, Falber represented biopharma company Alkermes, a maker of drugs for treatment of central nervous system diseases, in its acquisition of Rodin Therapeutics. The deal included a \$100 million upfront cash payment and future payments of up to \$850 million based on attainment of certain milestones.

While navigating those and other successful transactions, Falber has earned praise from clients for bringing to the table strong resources from his firm and for leading a team of talented attorneys.

Achievements and professional activities:

Co-chair, Life Sciences Group; Life Sciences Star, LMB Life Sciences; Best Lawyers in America, 2017-2021; The Legal 500 United States for health care, life sciences, and capital markets and equity offerings

Amy L. Fracassini

Davis Malm Columbus School of Law at the Catholic University of America

Before she began practicing corporate law in Boston, Amy L. Fracassini was an assistant national bank examiner with the New York District Office of the Comptroller of the Currency — a role that gave her the skills and insight she needed to analyze contracts, tackle banking matters, and negotiate deals for clients.

Today Fracassini is a partner at Boston's Davis Malm, where she has a sophisticated corporate transactional practice handling the full scope of representation from formation to sale, including mergers and acquisitions, contracts, business counseling, and corporate financing.

Fracassini also maintains a real estate practice, representing developers and businesses with real estate portfolios in acquisitions, sales, financings and leasing.

One of Fracassini's signature transactions involved resolving a multi-year contractual dispute at the 11th hour of a multi-billion-dollar closing. The deal hinged on issues Fracassini had identified that worked against her client's interests and, after several days of negotiations and pressure from governors of multiple states to close the deal, the parties worked out an arrangement to bring the



transaction to a successful conclusion.

Other transactions she has handled include representing a metal fabrication company in a \$58 million sale to a publicly traded industrial products manufacturer; representing a privately held education software company in a \$35 million sale to a publicly traded software and services provider; and representing a Fortune 10 company in multi-state acquisition and leasing transactions.

Meanwhile, in addition to the energy Fracassini invests in negotiating the best deals for her clients, she has not shied away from taking a trailblazing leadership role in her firm. She became the first female member of its executive committee in 2011 and, since 2017, has served as its first female president.

Achievements and professional activities:

Top Women of Law honoree, Massachusetts Lawyers Weekly, 2018; Chambers USA Leading Lawyer, 2016-2020, Recognized Practitioner, 2015; Best Lawyers in America, 2018-2021; fellow, Massachusetts Bar Foundation; board of directors, co-chair, Real Estate Specialty Group, International Lawyers Network; secretary, Junior Achievement of Northern New England

Advisor. Leader. Friend.

We congratulate **Amy Fracassini** on being recognized as a top business attorney by *Massachusetts Lawyers Weekly*.

We are inspired by your leadership, expertise and creativity!



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Jane D. Goldstein

Ropes & Gray
Boston University
School of Law

Jane D. Goldstein is co-head of Ropes & Gray’s mergers and acquisitions group for North America, head of Ropes’ retail and consumer brands industry group, and co-managing partner of the firm’s Boston office.

In addition to her firm management responsibilities, she maintains a busy corporate practice in both Boston and New York, advising a wide range of public and private companies and their boards of directors on issues of corporate governance, securities regulation, and general legal matters.

She also has broad experience counseling U.S. companies in the retail and consumer products industry, counting adidas AG, Michaels Stores, Oscar de la Renta Ltd., Castanea Partners and General Catalyst among her clients.

Goldstein’s accomplishments on the retail and consumer side include representing Dunkin’ Brands Group in the recent \$11.3 billion sale of the company — including its 12,500 Dunkin’ locations and 8,000 Baskin-Robbins stores globally — to Inspire Brands, the holding company that owns Buffalo Wild Wings, Sonic and Jimmy John’s brands, among others.

She also represented The TJX Companies, the world’s leading off-price apparel and home fashions retailer, in its \$4 billion



registered note offering, and she negotiated adidas’ sale of its Mitchell & Ness clothing line, which specializes in throwback NBA, NFL and MLB jerseys and other nostalgia headwear and apparel, to an entity owned by Juggernaut Capital Partners.

Meanwhile, Goldstein has represented a number of media, tech and telecom companies in high-profile deals, including Bain Capital in its sale of Loews Cineplex Entertainment and in its \$3.36 billion sale of Houghton Mifflin.

Despite the high-powered practice Goldstein maintains, she still finds time for pro bono engagements, including participating in the Rosie’s Place debt clinic, where she assists women in the Boston shelter with consumer debt issues.

Achievements and professional activities:

Moderator, “Tax Reform — Lessons Learned in 2018,” Kayo Private Equity Summit; speaker, “Shareholder Activism and the Corporate Response,” West Coast Legal Briefing Teleconference, 2014; speaker, “Mergers & Acquisitions,” Stanford Law School Eighteenth Annual Directors’ College, 2012; speaker, “Delaware Law Developments 2012,” Practising Law Institute, 2012

Brent L. Henry

Mintz
Yale Law School

Having spent more than 30 years advising health care clients on complex business, legal and regulatory issues, during which time he has lent his expertise not only to his clients at Mintz in Boston, but as in-house counsel to arguably the nation’s preeminent hospital system and in high-leverage roles in the public sector, Brent L. Henry is the quintessential “go-to” health care lawyer.

Before arriving at Mintz three years ago, Henry spent 15 years as vice president and general counsel of Partners HealthCare, the largest hospital network in New England. In his role there, Henry oversaw the legal, internal audit, corporate compliance and business ethics departments for the organization, a teaching, research, health care delivery and insurance network with more than 70,000 employees and \$12 billion in annual revenue.

Before his time at Partners, Henry served as vice president and general counsel of a major hospital system serving the Baltimore/Washington corridor. He also was deputy administrator of the New York City Human Resources Administration, where he directed the city’s Medicaid program, and was director of business and governmental affairs for the Greater Southeast Health Care System in Washington, D.C.



Henry’s experience and influence in the health care field has extended to industry organizations such as the American Health Lawyers Association, of which he is a fellow and a past president, and the National Institutes of Health, for which he has served on the advisory board for clinical research and on the board of governors for the organization’s Clinical Center.

Meanwhile, Henry is active in local bar, cultural and civil rights organizations, having served on the council of the Boston Bar Association and currently serving as a trustee of the Boston Symphony Orchestra and as president of the Massachusetts Equal Justice Fund.

Achievements and professional activities:

Fellow and past president, American Health Lawyers Association; vice chair, board of trustees, Princeton University; trustee, Boston Symphony Orchestra; director, Fiduciary Trust Co.; trustee, Martha’s Vineyard Hospital; member, advisory board, Equality Asset Management; member, African American Studies Department Advisory Council, Princeton University; member, American Law Institute; past member, board of directors, Partners HealthCare International; past member, council of Boston Bar Association; past chair, Alumni Association of Princeton University; president, Massachusetts Equal Justice Fund

Eugene H. Ho

Verrill
American University
Washington College of Law

Eugene H. Ho, a partner at Verrill in Boston, counsels companies at all stages of development, from the start-up phase through acquisition, serving as a trusted advisor while seeking to provide practical legal advice to all clients.

Ho’s transactional work for his clients includes mergers and acquisitions, sales and divestitures, joint venture arrangements, commercial loan transactions and private offerings.

He also advises start-ups and entrepreneurs on entity formation matters, founder issues and business planning strategy, and frequently serves as outside general counsel to businesses across a wide range of industries.

Ho finds it particularly rewarding to help companies grow, and his most memorable transactions are those where longtime clients sell their businesses for substantial value. For example, he helped shepherd a cybersecurity company with unique technology through its ups and downs — including a period where it was teetering on the brink of insolvency, unsure if it could make payroll from week to week — into a period of growth and stability that culminated in its sale for more than \$25 million.

At the same time, Ho is frequently brought into the most complex transactions at the last minute to serve as deal counsel, guiding a company through the diligence



process and handling all the problem-solving necessary to see the transaction through to completion.

One such transaction occurred a couple years ago when a data company was being sold to a private equity firm. Ho and his team were enlisted at the end stages to represent the company and closed the deal for more than \$40 million.

Beyond his practice, Ho is deeply involved in both bar and civic activities and has served as president of the Asian American Lawyers Association of Massachusetts and currently serves on the board of directors of the Asian Community Development Corporation, a leading developer and preserver of affordable housing in areas of greater Boston with high concentrations of Asian-American residents.

Achievements and professional activities:

Member, board of directors and chair, Finance Committee, Asian American Community Development Corporation; past president and member, board of directors, Asian American Lawyers Association of Massachusetts; co-chair, Recently Elected Partners Forum, Boston Bar Association

Jonathan M. Lourie

Duane Morris
Syracuse University
College of Law

From the start-up phase through later stages, companies, research institutions and investors in the life sciences sector across the globe turn to Duane Morris partner Jonathan M. Lourie for counsel on everything from joint ventures and technology transfers to mergers and acquisitions, venture capital and securities law.

Alongside his busy life sciences practice, Lourie has carved out a unique niche representing companies in the gaming industry, including producers of video, mobile and online games.

On the life sciences side, Lourie recently represented Soligenix, Inc., a publicly traded biopharma company, in an agreement for the exclusive worldwide license of a CoVaccine HT, a novel vaccine adjuvant that could potentially be an important component of Soligenix’s vaccine technology platform, which is currently being assessed for use against coronaviruses, including SARS-CoV2, the cause of COVID-19.

Meanwhile, on the gaming side, Lourie has represented game developers in negotiations with such video game companies as Activision, Bethesda, Take Two Entertainment and Vivendi Games, helping bring legendary games like Star Trek Armada II and Empire Earth 2 and 3 to market.

More recently, he has worked with com-



panies on MMO (“massively multiplayer online”) real-time strategy, mobile and PC games.

He also recently represented Framerate, Inc., one of the largest and fastest-growing independent social video networks in e-sports and online gaming — a network that generates millions of views per month on Instagram and Facebook — in its sale to Super League Gaming, Inc., which was seeking to expand its business of running e-sports events.

Despite his busy practice, Lourie finds time for involvement in civic and charitable endeavors, including past service on the ArtsBoston board of directors and the Town of Marblehead Board of Appeals and present service as a board member of the Massachusetts Association for the Blind.

Achievements and professional activities:

Former member, board of directors, ArtsBoston; former member, Town of Marblehead Board of Appeals; former member, finance committee, Youville Hospital and Rehabilitation Center; former member, board of overseers, St. Marguerite d’Youville Foundation; board member, Massachusetts Association for the Blind

David A. Martland

Nixon Peabody
Yale Law School

As a longtime corporate partner at Boston's Nixon Peabody, David A. Martland has built a reputation for helping clients solve or avoid problems in a practical, no-nonsense manner, often helping them identify issues before they even arise.

It's these skills that lead attorneys all over the world to refer matters to Martland and the Nixon Peabody corporate transactional practice, which Martland headed up for a decade.

In fact, in the past two years alone, Martland has counseled on international transactions totaling more than \$4 billion in value.

One of Martland's signature accomplishments has been his representation of Netherlands-based Refresco Group N.V., the world's largest independent bottler of soft drinks and fruit juices, as it entered the U.S. market in 2015 and, three years later, through its \$1.25 billion acquisition of Cott Corporation's worldwide bottling business. Since the start of the representation, Refresco's bottling volume has grown from 900 million liters in 2015 to 11 billion in 2019.

Martland has also advised German science and technology giant Merck KGaA and its U.S. affiliates in more than a dozen corporate transactions in the last five years, including representing Merck subsidiary EMD Millipore Corporation in several major



corporate acquisitions and Merck Ventures in a number of large transactions.

Domestically, Martland represents a number of investment funds, early and later stage companies and healthcare providers and, in 2018, led the Nixon Peabody team acting as transaction antitrust counsel for Southern New Hampshire Health System and Elliot Health System when they teamed up to found SolutionHealth.

Meanwhile, Martland recently stepped down after a 10-year run as practice group leader of Nixon Peabody's corporate transactional department. Under his stewardship, the transactional practice grew significantly in terms of talent and productivity, seeing team revenue more than double in the last five years of his leadership.

Achievements and professional activities:

Board of directors, TerraLex; chair of board of trustees, Historic New England; "Leading Lawyer" for middle-market M&A, The Legal 500; winner, International Client Choice Awards for M&A

John T. McLaughlin

Berluti, McLaughlin & Kutchin
Suffolk University Law School

Over the past three decades, Boston attorney John T. McLaughlin has exemplified the concept of "trusted advisor," counseling clients through all the legal issues that closely held businesses face, from routine corporate and real estate transactions to mergers and acquisitions that profoundly redirect the trajectory of the enterprise.

Over time, McLaughlin has become particularly sought out for his expertise helping closely held family businesses navigate the often treacherous waters of succession planning, providing legal guidance and the personal touch needed to resolve the competing and sensitive concerns of stakeholders.

Meanwhile, the former Suffolk County prosecutor has demonstrated an ability to deftly manage the most complex issues to help clients achieve their goals. For example, he recently represented a client with more than \$100 million in annual revenues that was almost as large, while simultaneously selling its existing business location and relocating to a new one that needed to be constructed to strict specifications.

The complex series of events required third-party financing and needed to adhere to a strict timeframe, as the target company had to be acquired and the new location rented, with construction beginning before



the existing facility was sold.

Then, when the client's lender saw the timing of the events as unacceptably risky, McLaughlin had to shop the initiative to other lenders, which resulted in the original lender supporting the transactions.

McLaughlin successfully led negotiations for the longer-term rental agreement for the new location; the multi-million-dollar construction contract to build out the new facility; the asset purchase agreement to acquire the other business; and a loan amendment that dramatically expanded the size and scope of the new facility.

While that is just one of many complicated deals McLaughlin has handled, it demonstrates the abilities that have kept many of his clients with him for decades and across generations.

Achievements and professional activities:

Founding partner, Berluti, McLaughlin & Kutchin; frequent speaker and writer on business law, succession planning and tax-savings strategies for business owners; member, Boston Bar Association, Massachusetts Bar Association, Real Estate Bar Association and Innovative Exit Strategies



We are proud to join in congratulating
**Mintz Member
Brent Henry**
on being named to the
Massachusetts Lawyers Weekly
Go To Lawyers list.



**Congratulations to Verrill
Partner Eugene Ho for being
selected as a Massachusetts
Go To Business Lawyer**

As a trusted advisor, Eugene counsels companies in all stages of their development from start-up through acquisition, taking into consideration their unique business and other objectives.

Melissa Sampson
McMorrow

Nutter
University of California,
Hastings College of the Law

As chair of the tax department at Nutter in Boston, Melissa Sampson McMorrow advises businesses, tax-exempt entities and individuals on federal, state and international taxation matters.

Within this role, McMorrow has a special focus on advising healthcare, higher education, cultural and other charitable and nonprofit organizations and affiliates on a broad range of issues related to tax exemption and nonprofit status, frequently representing such entities and other taxpayers before the Internal Revenue Service, state revenue authorities, state charity officials and other state and local authorities.

Additionally, McMorrow regularly advises donors in developing and optimizing their charitable giving goals.

Organizations to which McMorrow has provided counseling include the New England Commission of Higher Education — the regional accrediting entity for colleges and universities — as it assumed the business functions of the Commission on Institutions of Higher Education, previously managed by the New England Association of Schools and Colleges.

She also provided counseling to Career Resources Corporation, a human services agency in Haverhill, when it merged with Lawrence-based human services agency Fidelity House Human Services.

And McMorrow provided tax counseling



to Brighton Marine — a provider of military, veteran and family services in greater Boston — when it developed The Residences at Brighton Marine, a \$46 million project that created 102 units of affordable housing in Boston with a preference for veterans.

Meanwhile, she was on Nutter's team when it acted as special counsel to the board of governors of a major nonprofit hospital system in connection with its sale to a for-profit entity.

Aside from counseling clients, McMorrow has taken on a leadership role at Nutter, chairing its tax department and serving on its executive committee, while also being active in the Boston Bar Association, where she served as inaugural co-chair of its Tax Exempt Organization Section and currently co-chairs the section's Chapter 180 Working Group, which is leading the effort to update the commonwealth's nonprofit statute.

Nutter is pleased to congratulate

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Chair of our Tax Department,
Executive Committee Member,
Co-Chair of our Nonprofit and Social
Impact practice group



on her recognition
as a **Go-To
Lawyer** by
Massachusetts
Lawyers Weekly.

Achievements and professional activities:

Inaugural co-chair, Boston Bar Association's Tax Exempt Organization Section and co-chair, Chapter 180 Working Group; member, Boston Bar Association Council

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CONGRATULATIONS



Congratulations to our friend and colleague,
Martin Pomeroy.

All of Bernkopf Goodman's attorneys and staff are exceptionally pleased to join
Massachusetts Lawyers Weekly in recognizing Martin Pomeroy as a
Go To Lawyer.

Martin C. Pomeroy

**Bernkopf Goodman
Syracuse University
College of Law**

Martin C. Pomeroy is a commercial real estate and business law attorney known for his ability to handle complex transactions, for his artful drafting and negotiation skills, and for his dedication to his clients.

Such skills have enabled Pomeroy to become a driving force behind billions of dollars in commercial real estate and corporate transactions locally and nationally over the past 40 years.

Among other transactions, Pomeroy has handled the recapitalization of a \$40 million multiple-property portfolio; the sale, financing and acquisition of numerous multi-family residential properties ranging from facilities of 40 units or less to 6,000-unit portfolios; multi-million-dollar equity financings for various private funds; the sale of mature startups to private and publicly traded companies; and the sale, financing and acquisition of numerous hospitality assets, including a 300-room property for almost \$100 million and a 120-room property in Boston's Seaport District for \$77 million.

Pomeroy recently conducted a particularly noteworthy transaction for Claremont Companies, a real estate firm he has represented for three decades. Claremont wanted to refinance a significant multi-family property



because the existing loan was burdened by a swap agreement that would have resulted in more than \$1 million in brokerage fees. With Pomeroy's assistance, however, Claremont was able to structure a multi-step financing plan that refinanced the primary loan along with three other multi-use properties, to which the swap agreement was reallocated, saving his client a significant sum of money.

The Bernkopf Goodman partner has also been the "go to" lawyer for brewery Lord Hobo since its early startup stage. Pomeroy recently represented the craft brewer in raising and closing \$12.5 million in venture capital financing. As a result of the infusion of capital, Lord Hobo has been able to expand its Woburn taproom — an impressive feat during a pandemic — and is looking to expand further as it seeks to open a new taproom in the Seaport District.

Achievements and professional activities:

Best Lawyers in America, 2021; vice president and director, Hamilton-Wenham Open Land Trust; treasurer, local chapter, National Wild Turkey Foundation

James L. Rudolph

**Rudolph Friedmann
Boston College Law School**

James L. Rudolph's orientation toward businesses and their needs extends back to before he became an attorney. His family was in the electrical business and he spent summers working as an electrician's helper and later as an estimator. As soon as he finished law school, he started representing contractors, subcontractors and suppliers.

More than four decades later, corporate clients in all stages of the life cycle come to Rudolph for help with their most complex business matters, "bet-the-company" cases, and counseling on day-to-day issues.

During this time, regardless of the issue the business is dealing with — anything from entity formation and expansion to succession planning, buyouts or shareholder disputes — Rudolph has demonstrated the ability to help organizations navigate the maze of laws and regulations with which they're dealing. And he hasn't shied away from high-profile disputes, particularly in the restaurant industry.

For example, in the 1990s, Rudolph represented Marc Berkowitz in a bitter shareholder dispute against his father, mother and brother over rights in the family business, Legal Sea Foods. The case ended in a settlement.



He also represented Davio's restaurant group in a highly contentious wrongful termination case that resulted in a jury verdict in favor of his client.

And he was counsel for restaurant/entertainment developer James Cafarelli against celebrity chef Todd English in a shareholder dispute arising out of their partnership in the 1990s and early 2000s. The dispute was resolved with a division of business assets.

Over this time, Rudolph has won the loyalty of his clients.

"I truly listen to Jim," Davio's CEO Steve DiFillippo writes in a letter to Lawyers Weekly. "I could not imagine having a better lawyer or advocate."

Achievements and professional activities:

Founder and managing partner, Rudolph Friedmann; fellow, Construction Lawyers Society of America; board member, Associated Builders and Contractors of Massachusetts; chair, Board of Overseers, Anti-Defamation League/New England Regional Board; vice president, The Governor's Academy; board member, Massachusetts Restaurant Association; advisory board member, Massachusetts Commission Against Discrimination; member, Marblehead Zoning Board of Appeals; member, Swampscott Board of Selectmen 1990-1993; member, board of directors, North Shore Chamber of Commerce



RUDOLPH FRIEDMANN LLP

RUDOLPH FRIEDMANN LLP

congratulates our Managing
Partner and colleague

James L. Rudolph

on his selection by Lawyers Weekly
as a **Massachusetts Go To Lawyer**

For many years, Jim has provided advice and counsel to businesses throughout Massachusetts, helping clients navigate challenges and achieve their goals. He advises businesses on partnership, corporate, real estate, construction and employment law issues, and guides them through difficult business disputes, including complicated stockholder and employee disputes and business "divorces." Jim's skills are enhanced by his years of leadership in many of the Commonwealth's business and philanthropic communities, where he has built deep relationships with a diverse group of leaders.

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George W. Tetler III

**Bowditch
American University
Washington College of Law**

For more than four decades, financial institutions, investors, business owners and nonprofit organizations all over New England have sought out Worcester attorney and Bowditch partner George W. Tetler III for help with mergers and acquisitions, debt and equity financing, capital investment, restructuring and business-planning matters.

In return, clients have had problems solved and goals achieved while experiencing business growth.

For example, Tetler serves as longtime outside corporate counsel to a regional petroleum retailer and supplier. Under his guidance, the business has undertaken multi-state acquisitions and expanded to 137 locations across New England while supplying fuel to a network of more than 300 dealers in the region and in New York.

Meanwhile, a regional retailer came to Tetler looking to grow its business in the Northeast and to do so in an efficient manner. Under a very tight timeframe that entailed Saturdays and late evenings, Tetler helped the client acquire 40 stores in three states. The deal involved approximately \$110 million in assets and entailed complicated transactions that included structuring and implementing a bid proposal process, financing, acquisition with sale/leaseback,



and a real estate component that involved environmental issues. Leading a team of professional advisors inside and outside his firm, Tetler closed the deal on schedule.

And Tetler’s handling of a \$20 million real estate project in downtown Worcester helped transform a vacant dirt lot into a four-story mixed-use building with 48 apartments, a full-service restaurant, and a public market.

Outside his practice, Tetler’s experience and expertise have made him a sought-after board member. For example, he was recently named chair of the New England Commission of Higher Education, the first non-academic to chair the regional accreditor of colleges and universities in several decades.

Kerry L. Timbers

**Sunstein
Harvard Law School**

Sunstein managing partner Kerry Timbers has earned a reputation as a leader in intellectual property law and litigation with extensive expertise trying complex patent litigation in a wide variety of industries, representing companies in courts and before the Patent and Trademark Office, the Trademark Trial and Appeal Board and the Court of Appeals for the Federal Circuit.

One of Timbers’s signature cases was his representation of Exergen, a local privately held family business that invented the first forehead thermometer (now in widespread use as a way to track body temperature in the fight against COVID-19), in a patent infringement suit against competitor Kaz USA, Inc., a subsidiary of Helen of Troy, a \$1.5 billion publicly traded conglomerate.

Timbers and a partner obtained a \$14.6 million jury verdict after a two-week trial in U.S. District Court. The verdict confirmed the validity of each of 12 asserted patent claims and included both lost profits and a reasonable royalty. Timbers successfully defended the verdict on appeal.

Other notable matters include a successful defense of Pantech Company, Inc., and Pantech Wireless, Inc., in cases involving al-



leged infringement of cell phone technology and his current representation of Taewoong Medical Co., Ltd., against claims brought by Boston Scientific Corporation over patents for endoscopic stents and stent delivery systems.

Timbers has also handled numerous other complex patent litigation matters covering a broad range of technologies, including computer operating system architectures, pharmaceuticals and medical diagnostic testing devices.

Meanwhile, he recently took the reins as managing partner of his firm while trying his hand as a teacher through a “real world” practicum he had developed for students of color through New England Law | Boston’s Charles Hamilton Huston Enrichment Program.

Achievements and professional activities:

Fellow, American College of Bankruptcy; chair, New England Commission of Higher Education; secretary and director, Worcester Business Development Corporation; treasurer and director, Worcester Regional Research Bureau; trustee, Nativity School of Worcester; corporator, Worcester Art Museum; fellow and life member, Worcester County and Massachusetts bar foundations

Achievements and professional activities:

Co-chair, Boston Bar Association Intellectual Property Litigation Committee and International Intellectual Property Law Committee; master, Boston IP American Inn of Court; Fellow, Litigation Counsel of America; member, American Intellectual Property Law Association and International Trademark Association

Massachusetts

GO TO
Lawyers

NOMINATE A
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The “Go To Lawyers” program will recognize the top employment lawyers across the commonwealth.

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Experienced, with a record of success.

A lawyer to whom other lawyers make referrals because of his or her expertise and accomplishments.

A lawyer who can think creatively and identify all options for a client.

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