



## Daniel A. Etna

*Partner*  
*Co-Chair, Sports Law Group*

[detna@herrick.com](mailto:detna@herrick.com)

New York

(212) 592-1557 PHONE

(212) 545-3322 FAX

### SERVICES

- Corporate, Sports, Mergers & Acquisitions/Joint Ventures, Commercial Finance and Lending, Venture Capital, Private Equity, Restructuring & Business Divorce, Employment

### EDUCATION

- Fordham University School of Law (J.D., 1986)
- University of Pennsylvania, The Wharton School (B.S., 1982)
- University of Pennsylvania, School of Arts and Sciences (B.A., 1982)

### ADMISSIONS

- New York
- New Jersey

---

Daniel Etna is a partner in the Corporate Department, and co-chair of the firm's Sports Law Group.

Dan counsels a diverse group of domestic and international clients, including middle market companies, high-net-worth investors, professional sports teams and joint venture partners. Clients have come to rely on Dan's ability to strategize, negotiate and create solutions for closing a wide variety of complex and novel transactions.

Dan frequently lectures on sports law topics, such as daily fantasy sports, sports broadcasting trends and the legalization of sports betting, as well as a variety of private and public company topics. He has appeared on national television, most notably *Fox News*, *CNBC* and *Bloomberg News*, and regularly speaks at industry conferences. Dan is also often quoted in *The Wall Street Journal*, *The New York Times*, *Forbes*, *ESPN*, *Sports Business Journal*, *Law360*, *The Deal* and other major media outlets.

### Sports Law

Consistently named a top sports lawyer in *The Best Lawyers in America*, Dan has significant experience on matters related to the business of professional sports. His experience includes the sale and acquisition of sports franchises; stadium and arena development, construction and financing (including the new Yankee Stadium), and broadcast and digital media agreements. Dan also advises on concession agreements, sponsorship and naming rights agreements, ticketing and personal seat licensing agreements, league-wide and individual team debt financings, memorabilia sales agreements and sports-related joint ventures. Dan has also counseled NBA All-Star and NFL All-Pro players in connection with their private investment activities.

Dan's sports clients include the New York Yankees, Chicago Cubs, Brooklyn Nets, Tampa Bay Lightning and Major League Soccer teams D.C. United and New York City Football Club.

Some of his high-profile transactions include:

- Creation of the YES Network (the flagship regional sports network of the New York Yankees and Brooklyn Nets)
- Formation of Legends Hospitality (a concessions and stadium consulting joint venture controlled by the New York Yankees and Dallas Cowboys)
- Amalie Arena naming rights agreement for the NHL's Tampa Bay Lightning
- Sale of a majority interest in the YES Network to 21<sup>st</sup> Century Fox
- Conduit bond financing for the new Yankee Stadium project in excess of \$1.4 billion
- Yankee Stadium's concession services agreement
- Admission of New York City Football Club as a member of Major League Soccer
- Radio rights licenses for the New York Yankees, Chicago Cubs and New York City Football Club
- Acquisitions of the Scranton-Wilkes Barre RailRiders (Class AAA minor league affiliate of the New York Yankees) and Lexington Legends (Class A affiliate of the Kansas City Royals)
- Advising a final round bidder group for the NFL's Buffalo Bills
- Negotiated Legends Hospitality's partnership with Live Nation to provide concession services at 34 Live Nation-managed North America amphitheaters

### **Mergers & Acquisitions**

Dan has advised issuers and investors on numerous public and private company mergers, leveraged and non-leveraged acquisitions and dispositions, troubled company restructurings and reorganizations, friendly and hostile tender offers and proxy contests, joint ventures and going private transactions.

### **Corporate Finance**

Dan's practice includes representing issuers, borrowers and investors in public offerings and private placements of debt and equity securities, private investments in public equity (PIPEs), multi-layered bank financings, issuer exchange and tender offers, sale/leasebacks of aircraft and other capital equipment, distressed bank debt trading and venture capital investments.

### **General Corporate Representation**

He counsels on employment, severance and consulting agreements, stock option and other types of incentive and executive compensation plans, corporate governance issues, SEC compliance and reporting issues, and general corporate agreements such as licensing, distribution, marketing and supply agreements.

### **Memberships & Associations**

- New York City Bar Association
  - Sports Law Committee
- TAGLaw®
  - Member

## **Matters**

### **Real Estate Investment Advisor - Portfolio Restructuring**

Represented a prominent, privately owned real estate investment advisor in restructuring a real estate portfolio consisting of more than 100 properties.

#### **NFL Club - Governance and Employment Matters**

Represented a well-known NFL club in issues related to league governance and employment matters.

#### **D.C. United - Acquisition by Levien Soccer**

Represented Levien Soccer in connection with its buyout of D.C. United.

#### **D.C. United - Wayne Rooney Transfer Agreement**

Represented Major League Soccer's D.C. United in its permanent transfer agreement with English Premier League superstar Wayne Rooney. Rooney, who was most recently with Everton F.C., scored 208 goals in 16 seasons in the English Premier League — the second most in league history.

#### **Legends Hospitality - Notre Dame**

Represented Legends Hospitality in its partnership with Notre Dame and JMI Sports to oversee Notre Dame's sales, marketing, hospitality, media rights and branding services nationally.

#### **Venture Capital Investment**

Representing a premier hospitality management company in a high-tech venture capital investment to enhance the stadium experience.

#### **U.S. Commercial Bank - \$50 Million Senior Secured Revolving Line of Credit**

Represented a U.S. commercial bank, as a sole lender, in a \$50 million senior secured revolving credit facility to owners of an MLB franchise. The proceeds are to be used for working capital purposes.

#### **UFC - Mayweather v. McGregor Bout**

Represented Ultimate Fighting Championship (UFC), as lead counsel, in the August 2017 Floyd Mayweather, Jr. v. Conor McGregor bout at the T-Mobile Arena in Las Vegas.

#### **Legends Hospitality - The Intrepid Marketplace**

Represented Legends Hospitality in a joint venture with the Intrepid Air and Space Museum to provide concessions services for a new high-end food market located on the U.S.S. Intrepid.

#### **New York Racing Association - NYRA Bets National Betting Platform**

Represented New York Racing Association in a joint venture formed to conduct the NYRA Bets national advance deposit wagering business.

#### **Real Estate Firm - West Side Stadium Project - Naming Rights**

Represented a prominent real estate firm, as lead counsel, in structuring and negotiating primary naming rights and secondary cornerstone sponsorship agreements for a proposed mixed-use real estate and stadium development project located on the west side of Manhattan.

#### **Legends Hospitality - Miami SkyRise**

Represented Legends Hospitality in a joint venture regarding the Miami SkyRise project consisting of an entertainment and observation tower overlooking Biscayne Bay in Miami. Legends is providing consulting, management and hospitality services with respect to the development and operation of the project and will operate the concession once opened.

**New York Yankees - \$1.5 Billion Stadium Financing**

Represented the New York Yankees in the issuance of \$1.5 billion in municipal tax-free and taxable bonds by the New York City Industrial Development Agency, which financed the lease and construction of the new Yankee Stadium. We drafted and negotiated the lease agreement for the new stadium, as well as ancillary real estate agreements pertaining to parking lots and garages; construction, demolition and insurance, and public transportation. We were also integrally involved in navigating the Yankees through the lengthy federal, state and local governmental permit and approval process.

**Aircraft Purchase**

Represented the purchaser of a fractional interest in a Gulfstream V.

**Legends Hospitality - Los Angeles FC Concessions Agreement**

Represented Legends Hospitality in a joint venture with Major League Soccer's Los Angeles FC to provide concessions services at the team's new 22,000-seat soccer stadium.

**Legends Hospitality - Willis Tower Observation Deck**

Represented Legends Hospitality in the provision of design, construction development and management services for the observation deck and other attractions at Willis Tower in Chicago.

**Legends Hospitality - Point-of-Sale System Purchase**

Represented an affiliate of Legends Hospitality in the purchase of a mobile and Bluetooth-enabled point-of-sale (POS) system for use at stadiums and arenas. The POS system streamlines the purchase process for both the venue and the fans thereby effecting a more seamless experience at a game or concert.

**Cohere Communications - IT Services Management Agreement**

Represented Cohere Communications, a cyber security and managed IT services enterprise, in a network management agreement to provide operational services, including the operation of a data and communications network, to certain commercial office buildings located in San Diego via a building telecom and optical infrastructure.

**Q4 America - Sports Apparel Startup**

Representing Q4 America, a Los Angeles-based start-up performance basketball brand, in intellectual property matters related to the development of a new brand of sneakers, sponsorships, athlete endorsements and capital raises.

**Dallas Cowboys Affiliate - New Media Platform**

Represented Blue Star Operations Services, an affiliate of the Dallas Cowboys, in building out their new media platform.

**Sterling Equities - Syracuse Chiefs Acquisition**

Represented Sterling Equities in the purchase of the Syracuse Chiefs, a Triple-A baseball team in Syracuse, New York.

**Legends Hospitality - Investment by New Mountain Capital**

Represented Legends Hospitality, the sports and entertainment joint venture controlled by the New York Yankees and Dallas Cowboys, in a strategic partnership and investment in the company by New Mountain Capital.

**D.C. United - Audi Field Financing and Naming Rights**

Represented Major League Soccer's D.C. United in the construction financing and naming rights transactions for the club's new state-of-the-art soccer-specific stadium in Southwest D.C., Audi Field.

**Legends Hospitality - International Stadia Group Acquisition**

Represented Legends Hospitality in the acquisition of International Stadia Group, a London-based sports and entertainment company. The acquisition will extend Legend's global capabilities and allow for growth opportunities in the EAME regions.

**EMMES Group of Companies - Corporate & Employment Matters**

Represent the EMMES Group of Companies, a privately owned real estate investment advisory firm in all corporate and employment matters.

**Legends Hospitality - Aon Center**

Represented Legends Hospitality in connection with the operation of a rooftop attraction and entertainment center located at the top of the Aon Center in Chicago.

**Yankee Global Enterprises - Ownership Transfers**

Represented Yankee Global Enterprises, as lead counsel, in connection with various ownership transfers involving the New York Yankees.

**Joint Venture for Operation of Stadium Brewery**

Represented a professional baseball team affiliate in a proposed joint venture with a leading European craft beer manufacturer for the operation of a brew pub at a major league baseball stadium.

**University of Nevada, Las Vegas - \$1.9 Billion Las Vegas Stadium Development**

Representing the University of Nevada, Las Vegas, in negotiating a joint-use agreement with the NFL's Las Vegas Raiders related to the development of the \$1.9 billion Las Vegas Stadium.

**Stadium Development - Oakland Raiders**

Represented New City Development in a proposed plan to develop a new stadium for the National Football League's Oakland Raiders. The \$1 billion stadium would be the centerpiece of a proposed \$4 billion Coliseum City development.

**Legends Hospitality - VenueNext**

Represented Legends Hospitality in an investment in VenueNext, a technology company that provides smartphone-based software that gathers fan metrics and analytics at stadiums, arenas and other large scale entertainment venues.

**Legends Hospitality - DraftKings Investment**

Represented Legends Hospitality in its equity investment in DraftKings, a leading provider of daily fantasy sports contest services.

**New York Yankees - BOC SPE Analysis**

Analysis of MLB league-wide proposal to provide the Office of the Commissioner of Baseball with greater oversight and involvement in MLB team bankruptcy and other insolvency proceedings.

**EMMES Group of Companies - Restructuring**

Represented the EMMES Group of Companies in the completion of the spin-off of Emmes Asset Management Company, renamed Vanbarton Group, and the formation of Emmes Realty Advisors from the existing Emmes entity.

**Champions League - Formation of Basketball League for Ex-NBA Players**

Represented Champions League, Inc., in the formation and organization of a new basketball league featuring former NBA players, including league structuring, antitrust, ownership, securities law and franchise law issues, and the sale of the initial franchises.

#### **Sports Investor - Lexington Legends MiLB Acquisition**

Represented a sports investor in the acquisition of the Kansas City Royals' Class A affiliate Lexington Legends, and the team's home stadium, Whitaker Bank Ballpark.

#### **Legends Hospitality - Live Nation Strategic Partnership**

Represented Legends Hospitality in a major strategic partnership with Live Nation to provide concession services at 34 of Live Nation's music venues in North America. The partnership represents one of the largest venue food and beverage contracts in history.

#### **Yankee Global Enterprises - Refinancing**

Represented Yankee Global Enterprises in a refinancing of its senior secured credit facility with a bank syndicate.

#### **Joint Venture/Employment Arrangement**

Represented client in a consulting arrangement with Sports Professional Management, Inc., a sports agency business.

#### **Emmes Capital LLC - 180 Water Street**

Represented an affiliate of Emmes Capital in a real estate development joint venture involving partial conversion of office space into residential units.

#### **New York City FC - Soccer Stadium Development**

Represented an affiliate of New York City Football Club in a memorandum of understanding with the City of New York for the financing, development and construction of a new soccer stadium.

#### **Tampa Bay Lightning - Amalie Arena Naming Rights**

Represented the National Hockey League's Tampa Bay Lightning in its arena naming rights agreement with Amalie Oil Co.

#### **Legends Hospitality - New Technology Investment**

Represented Legends Hospitality in a proposed investment in software that consolidates sports franchise data.

#### **New York Market Radio - General Corporate**

General corporate representation of New York Market Radio, a non-profit marketing association supported by the New York area radio stations.

#### **Sterling Equities - Formation of Brooklyn Bolts FXFL Team**

Represented Sterling Equities in the joint venture formation of the Brooklyn Bolts, one of four teams in the new Fall Experimental Football League ("FXFL"). The FXFL is a professional football league which serves as a developmental platform for players, coaches and referees.

#### **Sports Investor Group - Buffalo Bills Acquisition Bid**

Represented a final round bidder, a consortium of high-net-worth individuals and institutional investors, in the proposed acquisition of the National Football League's Buffalo Bills, and in related stadium issues and compliance matters with the NFL constitution.

#### **Private Equity - Venture Capital Fund**

Represented a private equity firm in establishing a semi-independent venture capital fund platform, including the negotiation of the terms of the venture capital fund platform documents and related compensation and governance issues.

#### **New York City FC - Radio Broadcast Agreement**

Represented New York City Football Club in a multi-year radio license with CBS Radio to broadcast the team's matches on WFAN 660 AM / 101.9 FM.

#### **Balfour Investors Inc. - Cleancor Joint Venture**

Represented domestic and foreign private equity investors affiliated with Balfour Investors Inc. ("Balfour") in the formation of Cleancor Energy Solutions LLC ("Cleancor") joint venture. Cleancor is an energy merchant bank focusing on financing for and investment in clean-fuel start-up or early stage enterprises, technologies, infrastructure, logistics services and projects. Balfour is a merchant bank whose principals have acquired assets across a multitude of industries for more than 35 years.

#### **Chicago Cubs - CBS Radio Broadcast Rights Agreement**

Represented the Chicago Cubs in a multi-year radio license with CBS Radio to broadcast Cubs games on WBBM Newsradio 780AM. The radio license is part of a sports and entertainment partnership that also includes several promotional initiatives across all seven of CBS Radio's local Chicago radio stations and digital and social media platforms. Additionally, the partnership will create and produce live music events at or near Wrigley Field.

#### **Yankee Global Enterprises - 21st Century Fox Acquisition of YES Network**

Represented the New York Yankees and Yankee Global Enterprises in 21st Century Fox's multi-billion dollar acquisition of a majority stake in the Yankees Entertainment and Sports Network (YES Network). The two-step acquisition raised 21st Century Fox's ownership position in the regional sports network to 80 per cent. The remaining 20 per cent stake continues to be held by Yankee Global Enterprises.

#### **Legends Hospitality - Concessions Operations**

Represented Legends Hospitality in transactions involving the operation of all food and beverage concessions and premium catering at both Angel Stadium of Anaheim and Tempe Diablo Stadium.

#### **Yankee Global Enterprises Affiliate - New York City FC**

Represented an affiliate of Yankee Global Enterprises, LLC and the New York Yankees in their joint venture with Manchester City to create New York City FC, Major League Soccer's 20th franchise.

#### **Private Investment Firm - Venture Capital**

Represented large private investor in connection with the preparation and negotiation of terms sheets for complex equity investment in a variety of privately held businesses.

#### **Private Equity Firm - Fiber Optic Network Development**

Represented private equity investment firm in the arrangement of a joint venture with the objective of expanding fiber optic cable networks in a major municipality.

#### **Horizon Telecom - Securities and Reorganization Issues**

Represent Horizon Telecom, a publicly traded facilities-based telecommunications carrier that provides voice and data services to commercial, residential and local market segments, in connection with its securities law issues and the reorganization of its wireless personal communications service provider subsidiary.

**IT Service Technology Agreement**

A New York-based provider of managed IT services in negotiation of technology agreements to provide certain data and communications network services to commercial office buildings.

**Joint Venture - Sports Professional Management, Inc.**

Represented client in a consulting arrangement with Sports Professional Management, Inc., a sports agency business.

**Plainfield Asset Management - Westside Transload / Transload America**

Represented Plainfield Asset Management in its investment in operators of solid waste transfer stations on federally regulated railroad property. We protected our client's minority equity position in these operators by implementing stockholders' agreements with broad super-majority approval provisions, and helped navigate federal and state environmental regulations and federal pre-emption issues.

**Investment Firm - Venture Capital Investments**

Represented off-shore investment firm in connection with its ongoing venture capital investment activities. The firm invests in domestic, as well as foreign companies with a primary focus on medical devices and hi-tech Israeli start-up companies.

**Yankee Global Enterprises - Senior Credit Facility**

Represented Yankee Global Enterprises in the refinancing of its senior credit facility consisting of a term loan and a revolving line of credit. Yankee Global Enterprises is a holding company that invests in media and sports-related businesses, including the New York Yankees.

**Sports Investor Group - San Diego Padres Acquisition Bid**

Represented a sports investor group, which included a former Major League Baseball All-Star, in a bid to acquire the San Diego Padres.

**Yankee Global Enterprises - Scranton/Wilkes-Barre Triple A Acquisition**

Represented Yankee Global Enterprises and affiliates in the acquisition of franchise rights for the New York Yankees minor league Triple A affiliate based in Scranton/Wilkes-Barre.

**Royal Bank of Scotland - Distressed Debt**

Represented Royal Bank of Scotland in its trading activities involving various tranches of distressed bank debt.

**Telecommunications Company - NYC Fiber Optic Franchise**

Represented a major new telecommunications company in negotiating and obtaining approval for New York City franchise to install fiber optic cable throughout the City of New York.

**Emmes Asset Management Company LLC - Acquisition**

Represented Emmes Asset Management in connection with the acquisition of a preferred equity interest in Waterside Plaza, a multi-family residential complex on the East River.

**Highbridge Capital Management - Los Angeles Dodgers Financing**

Advised Highbridge Capital Management regarding the rules and regulations applicable to Highbridge's \$60 million interim bankruptcy financing to the Los Angeles Dodgers. We also advised Highbridge on its proposed long-term \$150 million credit facility to the Los Angeles Dodgers.

**Stellar Pharmaceuticals Inc. - Private Placement**



Represented Stellar Pharmaceuticals Inc. in a cross-border private placement of units consisting of one million common shares and three series of "step-up" warrants to purchase up to an additional three million common shares.

#### **New York Yankees—Network Video Distribution**

Representation of the New York Yankees in connection with a video distribution agreement between Major League Baseball Advanced Media and the YES Network, the primary broadcaster of New York Yankees games.

#### **Real Estate Investment Manager - Private Equity Joint Venture**

Represented an affiliate of a real estate investment manager in a joint venture transaction with a private equity fund. The joint venture was formed to identify, acquire, hold, and dispose of first loss position unguaranteed bonds issued in connection with multi-family bonds issued by Freddie Mac under its capital execution program.

#### **LED Display Manufacturer - Employment Issues**

Represented an LED display manufacturing company in employment issues, restrictive covenant enforceability, and contract disputes.

#### **New York Yankees Affiliate - Joint Venture**

Representation of a New York Yankees' affiliate in connection with the creation of a joint venture that would seek to build upon the value associated with the marks and other intellectual property rights of the New York Yankees by seeking licensing arrangements for the branding of products within certain designated consumer product categories.

#### **Sports Company - Memorabilia**

Representation of company jointly owned by the New York Giants and New York Jets in connection with the entry into a memorabilia sales agreement with Steiner Sports. Under the agreement, Steiner Sports was granted the right to effect sales of stadium seats, signage, field goal netting and other Giants Stadium memorabilia.

#### **NFL Player - Rolling Stone Restaurant Joint Venture**

Represented SFF Investments LLC, which is wholly owned by a current All-Pro NFL player, in a joint venture to create a Rolling Stone-branded restaurant and bar in Hollywood, CA.

#### **New York Yankees/Top Rank - Stadium Slugfest**

Represented both Top Rank and the New York Yankees in the Stadium Slugfest event at Yankee stadium. The event featured the Super Welterweight Championship bout between Yuri Foreman and Miguel Cotto. This was the first boxing event at the new Yankee Stadium, which generated a great deal of media coverage and was offered as part of HBO's regular subscription service rather than pay-per-view. We represented Top Rank and the Yankees with respect to the site agreement, and also produced all agreements with the fighters, HBO, the international TV broadcasters and sponsors.

#### **Yankee Stadium - New Era Pinstripe Bowl**

Representation of an affiliate of the New York Yankees in connection with a new college football bowl game, the New Era Pinstripe Bowl, to be played at Yankee Stadium. The first New Era Pinstripe bowl will feature teams from the Big 12 and the Big East and will be televised by ESPN. We negotiated the telecast agreement, the title sponsorship agreement and the agreements with the Big 12 and Big East Conferences.

#### **Foreign Sports Investor - Bid for English Premier League Club**

Represented an investment group led by a prominent foreign investor and nationally-recognized sports industry advisor in connection with a potential bid for an English Premier League football club.

**Yankee Global Enterprises LLC - Refinancing**

Represented Yankee Global Enterprises LLC in refinancing its senior credit facility consisting of a term loan and a revolving line of credit. Yankee Global Enterprises LLC is a holding company that invests in media and sports related businesses, including the New York Yankees.

**Professional Sports Team - Credit Facility Refinancing**

Represented a professional sports team in the refinancing of a senior secured credit facility. The refinanced credit facility consists of a several million dollar term loan and a revolving line of credit component. The refinancing is secured by many different assets owned by the team and required other third party approvals.

**Legends Hospitality - Joint Venture Formation**

Represented Legends Hospitality LLC - a joint venture among the Yankees, Dallas Cowboys and two private equity firms—in setting up business operations (which include running concession services at stadiums, arenas and other large venues), obtaining necessary permits and authorizations in New York, New Jersey, Pennsylvania, Texas and Florida, and protecting the company's intellectual property rights.

**Yankees Stadium - Hard Rock Café Deal**

Represented the New York Yankees and its affiliates in two separate joint ventures with the Hard Rock Café. The Hard Rock Café and a newly branded "NY Steak" prime steakhouse restaurant will open in an area adjacent to right field at the new Yankee Stadium.

**Software Company - Going Private**

Represented a publicly traded software company in its transformation into a privately held company. We advised the company and its board of directors of the various securities law, Sarbanes-Oxley Act and corporate/fiduciary implications associated with taking the company private, and helped the company navigate its way through the regulations of the OTC Bulletin Board applicable to withdrawals of shares eligible for quotation.

**Hollinger International - Investment Monetization**

Represented Hollinger International in its efforts to monetize certain of its venture capital and private equity investments.

**Real Estate Company - Tennessee and Louisiana Acquisitions**

Representation of subsidiaries of a major real estate company in joint ventures formed with affiliates of an investment bank to acquire shopping malls and commercial real estate in Tennessee and Louisiana.

**Major League Baseball Team - Private Placement**

Represented a Major League Baseball team in a private placement of \$41 million of variable rate senior notes.

**Major League Baseball Franchises - Lending and Debt Restructuring**

Representation of several Major League Baseball franchises in a variety of lending and debt restructuring matters, including a \$120 million loan payoff, a \$40 million restructuring, a \$45 million term loan, and a unique \$55 million mezzanine facility.

**Corporate Restructurings**

Represented special committees, CEOs and companies in corporate recapitalizations and restructurings.

**Horizon Telecom - Going Private Transaction**

Represented Horizon Telecom, a U.S. telecommunications company, in structuring a going-private transaction engineered through a series of reverse and forward stock splits. The transaction involved the submission of detailed securities law filings which were reviewed and commented upon by the SEC, and required a fairness opinion from a major investment banking firm.

#### **Sports Company - Billion-Dollar Reorganization**

Counsel to a premier integrated sports and media company in its billion-dollar ownership reorganization and restructuring.

#### **Private Investment Firm - Investment Restructuring**

Represented a private investment firm with more than \$325 million of capital under management, in restructuring its investment in a major producer of labels for companies throughout the world.

#### **Sun-Times Media Group - News Communications Investment**

Represented Sun-Times Media Group, an alliance between Hollinger International Inc., a NYSE listed company, and James A. Finkelstein, founder of The National Law Journal, in connection with joint equity investment in News Communications, Inc. an OTCBB listed company and publisher of The Hill and Dan's Papers.

#### **Unilever Technology Ventures Advisory Company - Venture Capital**

Represented Unilever Technology Ventures Advisory Company LLC, an investment fund, in its formation and related investment advisory arrangement, and subsequent investments in technology-based start-up entities and venture capital funds. This fund is affiliated with Unilever NV.

#### **Reckson Associates Realty Corp. - Telecommunications Agreements**

Represented Reckson Associates Realty Corp., a real estate investment trust, in the alliance between Reckson Realty Corp. and OnSite Access, Inc. to provide building centric telecommunications systems to premier properties.

#### **FrontLine Capital - Vantas/HQ Global Merger**

Represented FrontLine Capital in connection with the merger of Vantas and HQ Global Workplaces into a billion-dollar executive office suite company.

#### **Sports TV Network - Formation**

Formation and organization of a high profile, 24-hour cable sports television network.

#### **Malevich Heirs - Sale of "Suprematist Composition"**

Represented the heirs of Kazimir Malevich in connection with the auction sale of a Malevich work recovered from the Museum of Modern Art, New York. The sale was noted as one of the top ten art sales of the year 2000.

#### **ALARIS Medical, Inc. - Securities**

Representation of ALARIS Medical, Inc., in numerous transactions including an A/B exchange offer of \$189 million of senior discount notes, an exchange offering of subordinated debentures and shares of common stock for its convertible subordinated debentures, a \$60 million offering of convertible subordinated debentures, and other transactions. (Prior firm experience)

#### **Film Equipment Company - Equity Offering**

Represented a leading manufacturer of film and lighting equipment for the motion picture industry, and its selling stockholders, in connection with a \$30 million secondary equity offering; a \$15 million equity offering; and a \$9 million secondary equity offering. (Prior firm experience)

### **ALARIS Medical, Inc. - Subsidiary Merger**

Representation of a subsidiary of ALARIS Medical, Inc. in connection with a \$490 million merger transaction. (Prior firm experience)

## **Publications**

**May 2018**

**SCOTUS Paves the Way for Legalized Sports Betting; Lomachenko Wins WBA Lightweight Title at MSG; Justify Goes for the Triple Crown at the 150th Belmont Stakes**

**May 2018**

**U.S. Supreme Court Paves the Way for Legalized Sports Betting**

**Spring 2018**

**Successful Partnering Between Inside and Outside Counsel**

Westlaw Thomson Reuters

**April 25, 2018**

**Sports Law - Law and Practice Guide USA**

Chambers and Partners

**July 2017**

**eSports Investments: Virtual Games Require Real Due Diligence; Herrick Advises Legends Hospitality in Investment by New Mountain Capital; ESPN to Air Two Top Rank Fights in August**

**June 2017**

**Inside a Volcano: The rise of Icelandic football; The 90 Minute War; Les Bleus: Another History of France: 1996-2016; Celtic Soul**

**Spring 2017**

**Successful Partnering Between Inside and Outside Counsel**

Westlaw Thomson Reuters

**March 2017**

**D.C. United Breaks Ground on Audi Field; Venezia FC Continues its Remarkable Journey in Italian Soccer; Upcoming Championship Boxing Produced by Top Rank**

**Spring 2016**

**Successful Partnering Between Inside and Outside Counsel**

Westlaw Thomson Reuters

**March 2, 2016**

**Those Fantasy Sports Sites Could Mean Real Revenue**

The Wall Street Journal Opinion

**December 15, 2015**

**Daily Fantasy Sports Companies Live to Fight Another Day in New York**

**October 26, 2015**

**Navigating the Purchase and Sale of Sports Teams**  
New York Law Journal

**February 12, 2015**

**The New Financial Reality for Stadiums: Sports Are Often Secondary**  
Forbes

**Summer 2014**

**Clippers Finally Set "Sale"; Players to N.C.A.A. -- Can You See Me Now?; U.S. Supreme Court Pulls the Plug on Aereo Broadcasts**

**Spring 2014**

**Bankruptcy Court Changes "Ground Rules" on Houston Astros; Athlete Tattoos and Copyright Laws; Tiny Antenna Dispute Transmits its Way to the U.S. Supreme Court**

**Fall 2013**

**City of San Jose Files Antitrust Suit Against MLB; Fantex IPO Offers Opportunity to Invest in Athletes; Alabama Crimson Tide Pursues Trademark Infringement Claim; Federal Appeals Court Deals New Jersey Sports Gambling a Losing Hand**

**Summer 2013**

**Herrick Box Score; Do You Know the Way to San Jose?--Part II; Washington Redskins Attract More Attention Off the Field Than on It**

**March 2013**

**MMA Battles Through the New York State Legislature; New Jersey "Craps Out" in Seeking Gambling Expansion; Eleventh Circuit Sacks the Crimson Tide**

**July 2012**

**Twitter Use Explodes in Sports; NHL Collective Bargaining Agreement Set to Expire; NFL Debt Limit Increased; University of North Dakota Retires Fighting Sioux Nickname**

**May 2008**

**College Coaches-in-Waiting: Good Idea, or Unnecessary?**  
*Legal Issues in Collegiate Athletics*

**September 2002**

**Revlon Duties - Not a Matter to be Glossed Over**  
*The Metropolitan Corporate Counsel*