

Daniel G. Berick

Partner

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About Daniel

Daniel Berick is a partner in the firm's Global Corporate Practice, its former Americas Chair and co-head of the firm's global Family Office team. Dan has over 35 years of experience in mergers and acquisitions, securities law, corporate finance and corporate transactional matters.

He regularly counsels public and privately held companies in cross-border and domestic mergers, acquisitions and dispositions; the issuance of equity and debt securities; securities law compliance; and general corporate matters. He regularly advises family offices, private equity and venture capital firms in connection with portfolio company investments, fund formation and structuring, and securities and corporate law matters. Dan also represents investment banking firms in public and private offerings of securities and in a wide range of other securities matters, including financial advisory engagements and fairness opinions.

Dan's long list of honors includes being listed in *The Best Lawyers in America* since 2006 and as a *Best Lawyers* Cleveland Lawyer of the Year one or more times in Corporate Law, Leveraged Buyouts and Private Equity Law, Securities and Capital Markets Law, and Mergers and Acquisitions Law. Dan has also been recognized since 2015 by *Chambers USA* as a leading M&A practitioner. A client recently shared with *Chambers* that "[Dan] offers a really distinguished mix of technical expertise, practical experience and emotional intelligence coupled with real dedication to our company."

Dan is a frequent speaker and writer on securities, corporate law, and family office topics. He served an appointed term as a member of the Corporate Laws Committee of the American Bar Association's Section of Business Law and is a member of the Association of the Bar of the City of New York and the Cleveland Metropolitan Bar Association's Section of Business, Banking & Corporate Counsel. Dan is affiliated with numerous other professional associations and organizations, including the Society of Corporate Governance. He has served as the corporate secretary of an AMEX-listed manufacturing company and was the corporate secretary of an NYSE-listed real estate investment trust for more than 13 years, from its initial public offering through its acquisition by a private real estate fund in a transaction valued at more than US\$1 billion. Dan is a member of Cleveland's Leadership Class of 2018.

Experience

Mergers & Acquisitions and Private Equity

- Representing a global Tier 1 automotive components manufacturer in several cross-border carve-out dispositions of multibillion-dollar business units to strategic and private equity buyers.
- Representing a leading European packaging and environmental services company in connection with its "greenfield" joint venture expansion into the US.
- Representing a publicly held government information services company in its acquisition of a national security and defense intelligence services provider in a transaction valued in excess of US\$800 million.
- Representing one of the world's largest telecommunications companies in connection with its US market entry and establishment of US operations.
- Representing an NYSE-listed global automotive components supplier in its sale of its 50% interest in a strategic joint venture and the negotiation of a long-term exclusive distribution agreement, in a transaction having a potential value in excess of US\$500 million.
- Representing a Nasdaq-listed alternative vehicle manufacturer in its acquisition of a generator technology system from a Fortune 100 global diversified manufacturer.
- Representing a UK-based FTSE 250 global manufacturer in connection with its acquisition of several industrial products businesses and its disposition of its North American consumer products division.
- Representing a Nasdaq-listed Europe-based global information technology company in connection with its acquisition by a French public company, via tender offer, in a transaction valued at US\$2 billion.
- Representing a multibillion-dollar, NYSE-listed business information technology and services company in connection with its US\$410 million acquisition of a leading customer communication services business and in over 35 other strategic transactions since 2007.
- Representing an Irish telecommunications services company in connection with its acquisition of a US-based mobile payments business.
- Representing a US-based family office in connection with its acquisition of a controlling equity interest in a privately held e-commerce advertising and marketing agency, its follow-on acquisition of several privately held digital media businesses, and the ultimate sale of the platform.
- Representing a family office in connection with its acquisition of a significant ownership interest in a National Football League franchise.
- Representing a family office in connection with structuring and documenting numerous private equity co-investment transactions, including the US\$930 million-leveraged acquisition of a publicly held specialty materials manufacturer, the US\$590 million acquisition of a global die-cast metal parts business, and the US\$800 million recapitalization of a privately held technology company.
- Representing a privately held pharmacy benefits provider in its US\$630 million acquisition by a major national health insurance company.
- Representing a family office in its disposition of an after-market automotive components business to a Swiss strategic acquirer.

Venture Capital and Growth Stage Companies

- Representing a specialty pharmacy services business in its structure, formation and initial rounds of venture capital financing and in its formation of a joint venture with a global pharmacy operator, as well as its subsequent recapitalization by a leading private equity firm.

- Representing a family office in connection with its US\$25 million investment in a global business services company, its US\$10 million investment in an internet survey development company, its US\$9 million investment in an apparel manufacturer and its US\$9 million investment in a quick-service restaurant chain.
- Representing corporate clients in structuring and negotiating strategic venture investments.
- Representing an orthopedic surgical device company in connection with its US\$15 million venture capital financing.
- Representing a surgical products company in its equity structuring and initial venture equity capitalization.
- Advising on the formation and initial capital raise of a startup consumer products company and the out-license of its core product to a global industry leader.
- Representing a business information services and consulting company in connection with its initial venture capitalization and four subsequent investment rounds.
- Representing a consumer food products company in connection with its formation and multiple rounds of venture capital equity financing, including a strategic investment from one of the world's largest multinational food companies.
- Representing a medical diagnostics company in connection with its formation, seed investment and subsequent rounds of venture financing.
- Representing a healthcare communications operations company in connection with its US\$10 million Series A venture investment financing.

Public Capital Markets

- Representing one of the largest bank-based US financial services companies in its US\$1 billion public offering of senior medium-term notes, its US\$625 million public offering of common shares, its US\$1 billion at-the-market public offering of common shares, its exchange offers for approximately US\$2 billion of publicly held securities, its US\$1.75 billion public offering of common shares and noncumulative perpetual convertible preferred stock, and its US\$750 million public offering of senior medium-term notes.
- Representing a Nasdaq-listed Europe-based global information technology company in connection with its IPO, a US\$200 million Rule 144A offering, a US\$103 million PIPE offering of ordinary shares, two underwritten public offerings of ordinary shares and its acquisition via a tender offer valued at US\$2 billion.
- Representing the underwriters of multiple public offerings of senior debt securities by an NYSE-listed global manufacturer of industrial coatings and sealants, with a total aggregate principal amount of over US\$1.5 billion.
- Representing an offshore family office in connection with its investment in PIPEs and convertible notes issued by a Nasdaq-listed industrial technology company.
- Acting as underwriters' counsel in public equity offerings by issuers in a wide range of industries, including specialty metals, insurance, shipping and logistics, and banking.

Private Investment Funds

- Representing private investment firms, family offices, public pension plans and other institutional investors in connection with the negotiation and structuring of their limited partnership investments and co-investments in private equity funds, funds-of-funds and real estate opportunity funds.

- Representing a family office in connection with lead investment in a hedge fund and offshore parallel fund and the structuring and negotiation of its revenue sharing agreement with the fund manager.
- Representing a multi-family office in connection with its structuring of a private equity fund platform with a lead investor.
- Representing an institutional fund sponsor in connection with a restructuring of its fund-of-funds investment platform.

Credentials

Education

- University of Chicago, J.D., 1987
- Columbia University, A.B., 1984

Admissions

- Ohio, 1992
- New York, 1988

Recognitions

- Recognized by *The Best Lawyers in America* since 2006 for Corporate Law, Leveraged Buyouts and Private Equity Law, Securities and Capital Markets Law, and Mergers and Acquisitions Law
- Named *Best Lawyers'* Cleveland Leveraged Buyouts and Private Equity Law Lawyer of the Year for 2020, 2017, 2015 and 2013; Cleveland Corporate Law Lawyer of the Year for 2016; and Cleveland Securities and Capital Markets Lawyer of the Year for 2014 and 2011
- Recognized in *Chambers USA* since 2015 for Corporate/M&A in Ohio
- Named an Ohio Super Lawyer since 2011 by Thomson Reuters
- Recognized in *Legal 500 US* as a "leading lawyer" in middle market M&A
- Named a Star Lawyer by legal industry research firm Acritas in its annual report based on the views of 4,000 in-house counsel and other senior leaders at legal departments around the world
- Recipient of the Burton Awards 2020 "Law360 Distinguished Legal Writing Awards" for the article, "The Top 10 Legal Mistakes Made By Early-Stage Companies – A 'Field Guide' For Family Offices," published in the July 23, 2019, edition of Private Wealth

Expertise

Services

- Corporate
- Financial Services
- Family Office
- Private Equity
- Capital Markets

Industries

- Industrial Products

About our firm

One of the world's strongest integrated law firms, providing insight at the point where law, business and government meet. We deliver commercially focused business solutions by combining our legal, lobbying and political capabilities and invaluable connections on the ground to a diverse mix of clients, from long-established leading corporations to emerging businesses, startup visionaries and sovereign nations. More than 1,500 lawyers in over 40 offices across four continents provide unrivaled access to expertise.