



## Brian M. Flaherty

Partner

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Brian M. Flaherty serves as co-chair of our firm's Business Transactions group, where his practice involves representing privately- and publicly-held companies in all aspects of corporate and transactional law. Brian's practice focuses on three main areas: mergers and acquisitions, venture capital and equity financings, and general corporate matters.

### **Mergers and Acquisitions**

Brian represents private equity sponsors, corporate clients and other privately owned companies in a wide range of domestic and cross-border merger and acquisition transactions, including leveraged buyouts. He advises buyers and sellers on structuring transactions and negotiating acquisition and financing agreements. He recently led our firm's representation of a private equity sponsor in its leveraged buyout of an aviation services company, which involved the successful negotiation of acquisition agreements, seller financing, and earn-out agreements, and coordination with the sponsor's senior secured lender.

### **Venture Capital and Equity Financings**

Brian also has extensive experience representing venture capital and other investment funds in connection with growth equity and convertible debt financings. He also counsels emerging, high-growth companies and entrepreneurs in capital raise transactions, and he leverages his experience in working with investors to provide pragmatic advice. Brian routinely advises clients in connection with investment purchase agreements, convertible notes, charter documents, stockholder agreements, and operating agreements. He represented EVOL Foods, a natural and organic food manufacturer, in multiple successful rounds of capital raising transactions and through its ultimate sale to a publicly traded company.

### **General Corporate Matters**

Brian also represents clients on general corporate matters, and he has a particular focus on representing clients in the food and beverage, software, and manufacturing industries. He strives to have a thorough understanding of his clients' businesses and industries in order to provide tailored and effective advice. He has significant experience representing clients in connection with employment agreements, equity incentive plans, joint ventures, and commercial agreements.

### **Services**

- Business Transactions
- Mergers + Acquisitions
- Private Equity
- Distressed Companies + Special Situations
- Distributorship + Franchise Law

- Emerging Companies + Venture Capital
- General Corporate Services
- Investment Management

### Industries

- Manufacturing
- Food + Beverage

### Education

- The College of William & Mary School of Law (Juris Doctor)
- Bowdoin College (Bachelors)
  - B.A., Economics, Government and Legal Studies

### Admissions

- Commonwealth of Massachusetts

### Recognitions

Selected as a Rising Star to the 2012 Massachusetts *Super Lawyers* list

Presented with the Food & Beverage Restructuring Deal of the Year honor as part of the Global M&A Network's 14th Annual Turnaround Atlas Awards in recognition of serving as counsel to Tribe 9, LLC in the Carla's Pasta, LLC Chapter 11 bankruptcy case

### Leadership + Memberships

**American Bar Association**

**Boston Bar Association**