



## Nicholas J. Hoffman

### Member

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### Profile

**As a member of the mergers and acquisitions practice, Nick has significant experience representing clients in mergers, acquisitions and divestitures of all shapes and sizes. His clients include multinational defense contractors, private equity firms, manufacturers, and service providers in healthcare, banking, engineering and many other industries.**

Nick works with individuals and companies in stock sales, asset sales, merger transactions, reorganizations and various other transactions. He also represents clients with respect to the competition law aspects of merger and acquisition transactions, including pre-transaction exchanges of information, competition law filings, agency investigations and approvals.

Examples of Nick's representative matters include negotiating and drafting transaction documents for the sale of a leading manufacturer of military antenna systems, representing a hospital system in a federal and state investigation into the competitive effects of a proposed hospital acquisition and advising a private equity company with respect to the proposed sale of equity in a developer of power transmission lines.

### Representative Matters

#### Mergers & Acquisitions Representative Matters:

- Advised a public-company manufacturer on all aspects of the \$70 million acquisition of a Seattle-based electronics manufacturer.
- Advised a private U.S. telecom company on the \$66 million sale of its software development business to a global software company.
- Represented a leading public-company manufacturer on all aspects of a freeze out merger with a high precision motors business.
- Advised on the multi-jurisdictional sale of an Israeli public company's situational intelligence solutions business to a Canadian acquirer for \$47.5 million plus a performance based earnout.
- Represented a global defense contractor with respect to the acquisition of a manufacturer of specialty aviation surveillance equipment.
- Advised a leading public-company manufacturer on all U.S. aspects of the acquisition of a Canadian defense contractor.

### Education

- University at Buffalo School of Law (J.D. 2010)
- State University of New York at Geneseo (B.A., *cum laude*)

### Bar/Court Admissions

- New York

### Practices

- Business and Transactions
- Mergers and Acquisitions
- Manufacturing

- Represented a publicly-traded global company with respect to the acquisition of an analytics hiring platform.
- Represented a regional restaurant franchisee with respect to the sale of franchised restaurants to a third party.

#### **Other Representative Matters:**

- Represented a global manufacturer with respect to its \$280 million revolving credit facility.
- Advised a Canadian borrower with respect to creation and perfection of security interests in U.S. assets.
- Represented a local distributor with respect to Hart-Scott-Rodino antitrust compliance matters.
- Represented a U.S. medical device designer with respect to the negotiation of U.S. government contracts.
- Represented a regional distributor with respect to minimum advertised pricing and related competition law matters.
- Advised a U.S. pharmaceutical manufacturer with respect to foreign distribution.
- Represented a U.S. manufacturer of electronic testing products with respect to the establishment of a U.S. export compliance program.

#### **Honors & Affiliations**

- Listed in:
  - *Best Lawyers®: Ones to Watch*, Antitrust Law; Mergers and Acquisitions Law, 2021-2025
  - *New York Super Lawyers®*, Upstate New York Rising Star, Business and Corporations, 2015-2021
- American Bar Association
- New York State Bar Association
- Editor, *Buffalo Law Review*, 2009-2010
- Second-Place Oralist, Albert R. Mugel National Moot Court Competition, 2010

#### **Representative Publications**

- "Antitrust Law and Emerging Business Models," *Buffalo Law Journal*, July 16, 2018

#### **Other Activities**

- Orchard Park Co-Operative Preschool, Board Member