

## **BRIDGE AND CONVERTIBLE DEBT FINANCINGS**

Subordination Agreements – Regularly represented senior and subordinated lenders in connection with subordination and intercreditor agreements between senior lenders and convertible noteholders. (2012 - Present).

Mining Company – Represented a U.S. mining company with a presence in Colorado and the Republic of the Congo in its creation and initial fundraising, including secured convertible notes. (2024)

### Toba Capital

- Represented investor in convertible note investment, including related subordination agreement. (2023)
- Represented investor in the purchase of secured convertible notes of a Cayman Islands data translation company. Negotiated subordination agreements with existing lenders. (2017)
- Represented investor in the acquisition of stock of the founders of a health care software company that provides patient retention and marketing services. The acquisition consideration included cash, notes and guarantees. (2016)
- Represented investor in the purchase of secured convertible notes of a data storage company. (2016)
- Represented investor in the secondary acquisition of distressed debt of a data migration company. (2016)

Bridge Facility – Represented real estate developer in \$5 million unsecured bridge loan. (2022)

Ay Dee Kay/Indie Semiconductors – Represented Ay Dee Kay (a.k.a. Indie Semiconductor) (developer and manufacturer of semiconductors) in a \$12 million secured term loan (with warrants) provided by Trinity Capital Inc, and related intercreditor agreement with Square 1 Bank. (2020)

Pop Up Magazine – Represented issuer, a live stage show, in the issuance of secured convertible bridge notes. (2018)

Valdez – Represented borrower in issuance of \$2.0 million of unsecured convertible promissory notes in connection with the acquisition and development of real property. (2018)

Graphene – Represented developer of graphene, a lightweight carbon material, in short term unsecured financing. (2018)

### PCH International

- Represented Ireland based manufacturer of electronics in the issuance of secured convertible notes. Negotiated intercreditor agreements with existing lenders. (2017)
- Represented Ireland based manufacturer of electronics in the restructuring of a \$40 million trade debt of a California flying drone manufacturer into a \$21 million transfer of inventory, a \$12 million secured convertible note and a \$7 million secured term loan,

subordinated to an existing line of credit provided by Silicon Valley Bank. (2016)

eTelequote – Represented lenders in secured bridge loan to digital medical insurance agency. (2017)

One World Identity – Represented cybersecurity firm in an unsecured bridge loan with warrants from investor. (2017)

All Power Labs – Represented manufacturer of small scale gasification power in issuance of unsecured loans and equity. (2015 and 2017)

MunkyFun – Represented mobile video game company in issuance of convertible secured indebtedness and conversion thereof. (2015 and 2017).

Mission Motorcycles – Represented manufacturer of electric engines for high performance motorcycles in issuance of convertible secured indebtedness. (2014)

Philo – Represented television content distributor in issuance of convertible secured indebtedness, and related subordination agreement. (2014)

TOTAL Energies Nouvelle Activités, USA – Represented US subsidiary of French gas and power company in issuance of convertible secured indebtedness. (2013)

Lions Gate Entertainment Inc. - Represented Lions Gate, a public movie and television studio, in its redemption of \$60 million of convertible notes. (2012)

Island Pacific - Represented Golden Gate Capital, as lender, in a \$2 million secured subordinated bridge loan to obtain exclusivity in a potential purchase. (2005)