

# Andrew B. (Andy) Coburn, MEMBER

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Andy regularly represents clients in mergers and acquisitions, corporate reorganizations, structuring of joint ventures, securities offerings and other financing transactions. He has extensive experience with growing companies and private placements of securities.

Andy also advises and assists public and private company clients in the design and implementation of executive compensation arrangements, equity compensation plans and broad-based employee benefits. Such representation includes particular experience with the specialized issues involved in entrepreneurial ventures and mergers and acquisitions.



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## CONTACT

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**F: 864-235-8900**

**acoburn@wyche.com**

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## PRACTICE AREAS

- **Health Care**
- **Employment**
- **Outside General Counsel**
- **Securities and Corporate Finance**
- **Venture Capital and Private Equity**
- **Corporate**
- **Employee Benefits and Executive Compensation**
- **Entrepreneur Services**
- **Mergers and Acquisitions**
- **Novel Questions of Law**
- **Technology**

## EDUCATION

1996, J.D.	University of Virginia School of Law, Order of the Coif; Raven Society; <i>Virginia Law Review</i> , Articles Editor, 1995-1996, Editorial Board, 1994-1995
1989, A.B.	Princeton University

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## REPRESENTATIVE MATTERS

- Represented majority shareholder in 500+ million Euro reorganization of international conglomerate
  - Represented a publicly-traded Malaysian company in the formation of a U.S. holding company and acquisition of two U.S. corporations
  - Represented the founders of a private company who had built their business over 20 years in selling a majority interest to two private equity funds for over \$50 million
  - Represented a public company in connection with a private placement offering of debt securities
  - Represented private biotechnical company in the private placement of \$4 million in convertible notes
  - Represented a NASDAQ corporation in the design and implementation of a new stock compensation program and modifications of existing stock plans to address a corporate recapitalization
  - Advise NYSE corporation on an ongoing basis with respect to equity compensation and incentive compensation plans and SEC reporting and disclosure issues
  - Review and update executive and employee incentive compensation plans for major private U.S. manufacturing company
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## PROFESSIONAL BACKGROUND

1997- Present	Wyche, P.A.
1996-97	Law Clerk, Hon. J. Harvie Wilkinson, III, Chief Judge, United States Court of Appeals for the Fourth Circuit
1989-93	Legislative Aide, U.S. Senator Arlen Specter

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## BAR & COURT ADMISSIONS

- South Carolina Bar, 1997
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## PROFESSIONAL & COMMUNITY ACTIVITIES`

- Liberty Fellow
- Member, Aspen Global Leadership Network
- The Iron Yard, legal advisor to business accelerator companies
- *Business Black Box* Magazine, Advisory Board Member and Columnist
- Adjunct Professor of Business Law, Furman University, Spring 2013 & 2012
- Metropolitan Arts Council, Board of Directors
- Meals on Wheels of Greenville Endowment, Trustee and Secretary
- Greenville Little Theatre, endowment trustee and former Chairman of the Board of Directors, 2009

- **Fourth Presbyterian Church, former Elder and Deacon**
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## **PUBLICATIONS & PRESENTATIONS**

- **Author, Wyche at Work**
  - **Regular contributor to business publication, Business Black Box; Andy's published articles include:**
    - **Regulation "A+" and Venture Capital Financing**
    - **Negotiating with Investors: Control**
    - **Plan for Traffic Jams**
    - **Startup Corporation Founder's Stock -- Don't Give Away the Company**
    - **Venture Capital Seed Financing - Convertible Debt**
    - **Selling Your Company - Potential Deal Killers**
    - **How Much Stock Should I Put in My Stock Option Plan (and Why Does It Matter)?**
    - **What the Angel Investor Tax Credit Means to Investors**
    - **New S.E.C. Rules for Raising Capital - Much Ado About Nothing?**
    - **Healthcare Reform - The Employer Pay or Play Mandate**
    - **The 2012 Tax Changes - The Good, The Bad and The Ugly**
    - **Bonus, Severance & Change of Control Arrangements - Traps for the Unwary**
    - **The JOBS Act, Part II - Are Initial Public Offerings Coming Back?**
    - **The JOBS Act - Three Key Things You Need to Know**
    - **Business Succession - Don't Let the Dream Turn Into a Nightmare**
    - **Investment Bankers, Business Brokers, and Other Financial Advisors**
    - **Legal Issues vs Business Issues**
    - **Owning and Running a Business -- Liability Can Get Personal**
    - **Intellectual Property: Plan or Suffer**
    - **Joint Ventures: Co-Development Agreements, Channel Partners and Other Forms of Entanglement**
    - **Health Care Reform and You**
    - **Worker Classification: The IRS Is Coming! The IRS Is Coming!**
    - **Do I Need a Stock Option Plan?**
    - **Breaking Up Is Hard To Do**
    - **Selling a Business: Eight 'Obvious' Points that Sellers Sometimes Forget**
    - **Avoiding Pain: Common Mistakes with Legal Agreements**
    - **Don't Get Pulled Under by Bankrupt Customers**
    - **Financing in Troubled Times**
  - **Could the JOBS Act Make Start-Up Business Funding Easier?, as heard on the "South Carolina Business Review" with Mike Switzer broadcast on June 21, 2012**
  - **Retirement Plan Fees and Fee Disclosure, as published in Wyche at Work**
  - **Doing Business in South Carolina Guide, co-author of Section VI: Employment and Labor Laws, updated August 2010**
  - **Memo to Clients and Friends: Subsidy for COBRA and Other Health Coverage Continuation, March 2009**
  - **Wellness Health Care Programs, as heard on "South Carolina Business Review" with Mike Switzer broadcast on April 26, 2007**
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## GOVERNMENT SERVICE

- Lieutenant, 629th Military Intelligence Battalion, Maryland Army National Guard, 1989-1993
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## HONORS AND AWARDS

- 2013 - 2015    Recognized as "Legal Elite" by the *Greenville Business Magazine*
- 2011            *Best Lawyers In America*, Lawyer of the Year 2011, Corporate  
Law, Greenville, SC
- 2009 -        Listed in *Best Lawyers In America*  
Present
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