

N. Todd Leishman

President and Chairman, Dentons Durham
Jones Pinegar



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Salt Lake City

D +1 801 297 1123

M +1 801 390 6482

todd.leishman@dentons.com

Overview

Todd Leishman is the President and Chairman of Dentons Durham Jones Pinegar, and is a tenured, *Chambers*-rated M&A lawyer with deep experience on both buy- and sell-side transactions representing private and public companies. He represents strategic and financial acquirers as well as closely and family owned business in middle market transactions. Todd has worked on many large transactions, including the largest private equity acquisition in Utah history (\$2B), but frequently represents owners in sales of companies with enterprise values between \$10 million and \$100 million. These transactions almost always involve complicated diligence, structuring, tax, negotiation and documentation issues.

Todd also advises corporations, limited liability companies and partnerships, as well as majority and minority owner groups on entity governance issues such as shareholder and partner disputes and "corporate divorces". When needed, he works closely with litigation teams in connection with corporate governance lawsuits. He also negotiates and drafts buy-sell and other shareholder agreements in closely held entities.

Experience

Todd has represented sellers and buyers in M&A and complex commercial and financing transactions across many industry sectors, including: manufacturing, food, technology, renewable energy and fuels, consumer goods, residential security, construction materials. His specific transaction experience includes representing:

- Lignetics, Inc., a market leader in turning wood waste into a range of premium eco-friendly 100% natural products, in multiple acquisitions with facilities in Quebec, PA, NH, NY, WI, ME, OR, ID
- Lignetics, Inc. in multiple equity and debt financing transactions to finance its acquisitions.
- QuickMAR, a SaaS medication management solution provider for the long-term post-acute care (LTPAC) market in its acquisition by PointClickCare Technologies Inc.
- Taglich Private Equity, LLC in connection with the acquisition of For Bare Feet, Inc., a designer, manufacturer and distributor of licensed and novelty socks.
- Acushnet Holdings Corp., in its acquisition of Links & Kings, a Utah-based company that engaged in the

design and handcrafted production of luxury leather golf and lifestyle products.

- Executech, a managed IT services company in its acquisition by a private equity buyer.
- Garb Athletics, a manufacturer of custom-tailored sports uniforms with domestic and international production facilities in its acquisition by Badger Sportswear.
- Associated Food Stores, Inc. in connection with the refinancing of its senior secured credit facility.
- A food manufacturer in sale of business to a strategic purchaser.
- ZAGG Inc (NASDAQ:ZAGG) in its \$100 million+ acquisition of mophie Inc..
- A food manufacturer in connection with a refinancing of its senior credit facility.
- Crest Financial Services in connection with senior credit facility obtained from Comvest Partners and Crystal Financial LLC.
- Ace Data Centers, Inc., a data center and provider of colocation, infrastructure and carrier-neutral connectivity services in its acquisition by Endurance International Group (NASDAQ: EIGI) for an aggregate purchase price of \$73.3 million.
- Owners of healthcare services provider in connection with equity reorganization and buy-out of joint venture.
- Partnership Capital Growth Investors, in its acquisition of The Alaska Club, Inc., a health and fitness club business, from an affiliate of Lincolnshire Management Inc.
- Vivint in its acquisition of Space Monkey, a cutting edge peer-to-peer cloud storage technology company.
- Taglich Private Equity, LLC, a New York based private equity sponsor in acquisition of Lignetics, Inc.
- Vivint Solar, Inc. in connection with acquisition of Solmetric, Inc..
- A strategic acquirer in its acquisition of a wireless internet services provider.
- Hosco, Inc. and its affiliates in the sale of a crude oil transportation business to Holly Transportation, LLC, an affiliate of HollyFrontier.
- Enray, Inc., the manufacturer of ancient grain products sold under its truRoots® brand in its acquisition by the J.M. Smucker Company.
- McColl Partners LLC, a FINRA-registered middle-market investment bank in its sale to Deloitte Corporate Finance, LLC, an affiliate of Deloitte LLP.
- 2GIG Technologies, Inc. in its sale to Nortek, Inc.
- 2GIG Technologies, Inc. in its sale to an affiliate of The Blackstone Group, L.P.
- Vivint Solar in its sale to an affiliate of The Blackstone Group, L.P.
- Vivint Solar in preferred equity offering.
- ZAGG, Inc. (Nasdaq: Zagg) in its strategic acquisition of iFrogz, and related financing.
- Owners of provider of outsourced educational services to financial services industry in sale to strategic acquirer.
- Private equity purchaser in acquisition of regional construction services firm.
- Apollo Light Systems, Inc. in acquisition by Respiroics, Inc.
- Selling shareholders of Crownline Boats, Inc. in private equity sale to Pouschine Cook Capital Management.
- Covenant Communications, Inc. and Seagull Book & Tape, Inc. in purchase by Deseret Book Company.

- Selling shareholder in sale of Neways International to Golden Gate Capital.
- BriteSmile, Inc. in sale of assets to Discus Dental, Inc.

Recognition

- Ranked in Chambers USA for Corporate/M&A – Utah
- Recognized by Best Lawyers in America for Corporate Law and Mergers and Acquisitions Law
- Recognized in Super Lawyers

Activities and Affiliations

- Chair, Utah 100 Fastest Growing Company Awards, MountainWest Capital Network (2006–2007)
- Chairman, MountainWest Capital Network (2010-2013)
- President, Securities Section, Utah State Bar (2001–2002)
- Board of Directors, Durham Jones & Pinegar (1999-2013, 2014-present)

Prior and Present Employment

- Associate, Brown & Bain, P.A., Phoenix, AZ, 1992-1995
- Law Clerk, the Honorable Aldon J. Anderson, United States District Court Judge for the District of Utah, 1991-1992

Areas of focus

Practices

- Mergers and Acquisitions
- Corporate
- Corporate Governance

Industry sectors

- Private Equity
- Technology
- Professional Services
- Manufacturing
- Life Sciences and Health Care

Education

- University of Utah, S.J. Quinney College of Law, 1991, JD
- University of Utah, 1988, BA, Political Science, *magna cum laude*

Admissions and qualifications

- Utah