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EDUCATION

- Rutgers University School of Law-Newark, J.D., 1988
- Columbia University, B.A., 1985

BAR & COURT ADMISSIONS

- New Jersey, 1988
- New York, 1989

Barry M. Schwartz

Member

Corporate, Finance & Business Transactions
Business Succession Planning
Corporate Finance
Employment Arrangements
Entity Formation & Corporate Governance
Franchising
Intellectual Property
Mergers & Acquisitions
Private Equity & Alternative Investments
Litigation
Foreclosure and Lender Liability

Barry Schwartz practices in the areas of mergers and acquisitions, asset-based lending, and finance.

Mr. Schwartz's practice has a strong emphasis in transactional work, including the formation, sale and acquisition of companies in stock and asset transactions and venture capital investment through debt and equity offerings. He frequently represents borrowers in asset-based and secured lending transactions. A significant portion of Mr. Schwartz's practice is devoted to clients (both start-up and established) in the beverage industry who rely on him for corporate advice. Mr. Schwartz also represents medical groups and physicians in the acquisition and sale of professional practices and in corporate matters. Clients frequently call upon Mr. Schwartz to draft shareholder, employment and distribution agreements, as well as for trademark and software licensing agreements.

NOTEWORTHY

Mr. Schwartz has been selected by his peers for inclusion in the prestigious *Best Lawyers in America®*, 2012.

REPRESENTATIVE MATTERS

Recent transactions in which Mr. Schwartz has acted as lead counsel or played a significant role include:

- the sale of a nutraceutical manufacturing business located in Florida

Barry M. Schwartz (Continued)

- the negotiation of a \$50 million revolving credit facility with Wachovia Bank for a major New York/New Jersey retailer
- an equity investment in a cheese manufacturer located in Vermont
- the sale of Fuze Beverage, LLC to The Coca-Cola Company

PUBLICATIONS

Ask A Lawyer: "How to Recoup your Money After Borrower Fails to Pay," *The Record*, August 4, 2011

Ways to Improve General Partnerships, *Cole Schotz Docket*, Summer 2008

Ask A Lawyer: Business Owner Should Plan for the Unexpected, *The Record*, November 20, 2007

Business Succession Planning Never Goes Out of Style, *Cole Schotz Docket*, Summer 2006

Document Retention Needs Corporate Attention, *Cole Schotz Docket*, Spring 2005

Lessons Learned from the Sarbanes-Oxley Act, *Cole Schotz Docket*, Winter 2004

LAW BLOG ARTICLES

Limited Liability Companies and Fiduciary Duties, *Corporate Law Monitor*

PROFESSIONAL ACTIVITIES

- New Jersey State Bar Association, Chairman, Financial Transactions Committee of the Banking Law Section
- New Jersey State Bar Association, Board of Directors, Banking Law Section