

INBOUND & STARTUP LEGAL SERVICES

I. Executive Summary.

Kurtin PLLC offers a range of flat-fee legal services for the formation, organization, financing, and operations of U.S. subsidiaries and affiliates of non-U.S.-based companies and U.S. startups. The services offered cover any legal or regulatory requirement a new enterprise is likely to face, while the flat-fee menu of basic and additional services allows both “a la carte” selection of services needed and predictability of costs. We will also arrange a custom package of requested services at a discount to their combined separate pricing on request. Further information is available by e-mail at info@kurtinlaw.com.

II. Industry Focus.

- Biotechnology & Life Sciences, including Pharmaceuticals, Genetic Therapies, Chemicals, and Medical Devices Development, Manufacture, Tolling, Supply, and Distribution.
- Communications & Media, including Terrestrial, Satellite, and Submarine Broadband Networks, Services and Equipment; Telecommunications Services; and Digital Media Content and Distribution.
- Information Technologies, including Data Privacy and Cybersecurity Services (including HIPAA and Health IT); Software Development and Licensing; Semiconductors and Hardware; and Internet, e-Commerce, and Web Services.
- Satellites & Space, including Satellite Services, Prime and Subsystem Manufacture, Launch Services, and Ground Services.

III. Basic Services.

A. Formation and Organization of Company.

- Choice, Formation and Organization of Company: Corporation, Limited Liability Company, Partnership, Limited Partnership, Sole Proprietorship, Unincorporated Division or Affiliate; Choice of U.S. Jurisdiction; Advice on Tax, Local Jurisdiction and Other Issues Affecting Formation Decision.
- Corporate Charters, Shareholders Agreements, Partnership Agreements, Limited Liability Company Operating Agreements, Registration Rights Agreements, and Buy-Sell Agreements.

B. Employment Issues.

- Key Employee Contracts, Benefits, and Insurance.
- Stock Option and other Equity Compensation Plans.
- Business Visa Applications.
- Counseling and Training on U.S. Workplace Rules, including Discrimination and Harassment.

C. Office Leasing.

D. Outsourcing of Tax, Accounting, Payroll, and Other Services.

IV. Additional Services.

A. Financing by Seed, Venture Capital, or Private Equity Investors and Lenders.

- Private Placements and Securities Offerings Exempt from Registration under the Securities Act of 1933, Regulation D, Regulation A, Regulation S, and the JOBS Act, including “Crowd Funding.”
- Investment Agreements.
- Negotiation of Investor Board Representation, Registration Rights, and other Rights.
- Mezzanine, Credit Facility, and Bridge Loans.

B. Intellectual Property Protection, Licensing, and Monetization.

- Software Licensing and Services.
- Digital Media Content Acquisition, Licensing, and Distribution.
- Technology Transfer and other University/Research Institution Royalty-bearing Transactions.
- Patent Assignments and Intellectual Property Portfolio Monetization.

C. Commercial Relationships.

- Negotiation and Documentation of Principal Business Operations Contracts with Upstream Vendors and Suppliers and Downstream Customers and Distributors.
- Joint Ventures and Strategic Alliances with Business Partners.
- Industry-specific regulated Commercial Agreements in the Biotechnology & Life Sciences, Communications & Media, Information Technologies (including HIPAA and Health IT), and Satellites & Space sectors.

D. Regulatory Counseling.

- Advice on compliance with Committee on Foreign Investment in the United States (“CFIUS”), International Traffic in Arms Regulations (“ITAR”), Export Administration Regulations (“EAR”), and Office of Foreign Assets Control (“OFAC”) rules for licenses, exemptions, and defense against enforcement proceedings.
- Industry-specific regulatory counseling in the Biotechnology & Life Sciences, Communications & Media, Information Technologies (including HIPAA and Health IT), and Satellites & Space sectors for licenses, exemptions, and defense against enforcement proceedings.
- Research & Development, Export Credit Agency and other Tax Credit Applications.

Owen D. Kurtin

Kurtin PLLC is a New York City-based law firm focused on corporate, commercial and regulatory representation in the Biotechnology & Life Sciences, Communications & Media, Information Technologies and Satellites & Space sectors. For further information, please see our website at www.kurtinlaw.com and contact info@kurtinlaw.com.

The materials contained in this advisory have been prepared for general informational purposes only and should not be construed or relied upon as legal advice or a legal opinion on any specific facts and circumstances. The publication and dissemination, including on-line, of these materials and receipt, review, response to or other use of them does not create or constitute an attorney-client relationship.

To ensure compliance with requirements imposed by the Internal Revenue Service, we inform you that any tax advice contained in this communication (including any attachments) was not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any tax-related matter(s) addressed herein.

These materials may contain attorney advertising. Prior results do not guarantee a similar outcome.

Copyright © Kurtin PLLC 2014-2018. All Rights Reserved.