

# Michael A. Hickey

*Director*

[mhickey@goulstonstorrs.com](mailto:mhickey@goulstonstorrs.com)

Boston: +1 617 574 4157



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Michael Hickey is a corporate and transactional attorney who counsels public and privately-held companies in several industries, including the software, life science, and e-commerce industries.

He represents clients in financing, corporate, securities and tax law matters. He also advises Boards of Directors, corporate officers, venture funds, family businesses, personal trusts and individual investors on a range of legal and business issues.

Working with both mature and emerging-growth clients, Michael has extensive experience in private placements and public offerings, mergers and acquisitions, joint ventures, and technology and software licensing. He also advises clients regarding corporate governance, securities law issues, compensation and regulatory issues.

Michael brings a unique global business perspective to his practice, grounded in his audit and tax experience as a CPA with one of the largest international public accounting firms and in his experience working in the finance and compliance areas for an international technology company. He also spent a portion of his life living and working in Europe prior to earning his law degree.

Michael continues to hold his license as a Certified Public Accountant in the Commonwealth of Massachusetts.

## **Affiliations**

- Member, Boston Bar Association
- Member, American Institute of Certified Public Accountants
- Member, Massachusetts Society of Certified Public Accountants
- Former Board Member, Treasurer and Executive Committee Member, MassMEDIC

## **Admissions**

- Massachusetts

- U.S. Court of Appeals, First Circuit
- U.S. District Court for the District of Massachusetts

### **Education**

- University of Notre Dame (B.B.A., *with honors*, 1980)
- Boston College Law School (J.D., 1988)

## **Representative Matters**

### **Software Service Company Sale of Shares**

Representation of a software as a service company in the sale of its shares to a publicly-traded buyer.

### **Systems Integrator and Software Company's Sale of Shares**

Representation of a systems integrator and software company in the sale of its shares to a publicly-traded buyer.

### **Fortune 50 Company's Acquisitions**

Representation of a Fortune 50 company in several acquisitions of target companies in the life science industry.

### **Electrolyzed Water System Developer and Manufacturer's Sale of Assets**

Representation of a developer and manufacturer of an electrolyzed water system in the sale of its assets to a publicly-traded buyer.

### **Technology Companies' Securities Public Offerings**

Representation of several technology companies in their initial and secondary public offerings of securities.

### **U.S. Technology Company's Initial Public Offering of Securities**

Representation of a U.S. technology company in its initial public offering of securities on the AIM market.

### **Skilled Nursing and Assisted Living Facilities' Sale of Assets**

Representation of the owners and manager of skilled nursing and assisted living facilities in the sale of substantially all of the entities' assets.

### **Investor Group's JV Acquisition**

Representation of the lead investor group of a joint venture in the venture's acquisition of several hotel operations and properties.

### **Foreign-Based Businesses' Establishment of Their U.S. Entities and Operations**

Representation of several foreign-based businesses in the establishment of their U.S. entities and operations.

**Publicly-Traded Companies' Compliance Reporting Assistance**

Assist publicly-traded companies with compliance reporting, including preparing periodic reports and proxy statements.

**Equity and Debt Financings for Early-Stage and Emerging Businesses**

Representation of several early-stage and emerging businesses in connection with equity and debt financings from institutional and individual investors.

**Life Science Companies' JV and Licensing, Manufacturing and Distribution Arrangements**

Representation of several life science companies in connection with joint ventures and licensing, manufacturing and distribution arrangements.

**Publicly-Held and Privately-Held Entities Equity Incentive Plans**

Provide publicly-held and privately-held entities with guidance and assistance with the development and implementation of equity incentive plans.

**C-level Executives' Employment Agreements and Compensation Packages**

Representation of several C-level executives in connection with their employment agreements and compensation packages.

**Family Businesses' Business Succession Plans**

Representation of several family businesses with the development and execution of business succession plans.

**Trustee for High Net Worth Individuals' Trusts**

Serves as a Trustee for trusts established by high net worth individuals.

## Publications

2018

**Trends in M&A Provisions: Financial Statement Representations**

Bloomberg Law

October 2015

**What's Market? Update: Tax**

February 2015

**Oregon Court Calls Delaware By-Law Forum Selection Provisions Into Question**

January 2015

**In re Family Dollar Stores, Inc.: No Revlon Duty to Seek Better Terms From Competing Bidder; Shareholders Approve Lower Bid Offer on January 22**

January 2015

**When is a Confidentiality Agreement Not Enough to Keep Information Confidential?**