

Contact

Daniel L. Forman

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Daniel Forman is a partner in Proskauer's Capital Markets Group. His practice focuses on securities offerings and related transactions, and he regularly represents issuers, sponsors, investors and underwriters in securities transactions including initial public offerings, secondary equity offerings, debt offerings, convertible note offerings, tender offers and consent solicitations, debt restructurings and private placements. He also counsels public companies on general corporate representation, SEC compliance, disclosure matters, mergers and acquisitions and complex securities law issues. Daniel has significant experience advising on transactions for companies in the life sciences, technology, consumer/retail, industrial, financial institutions and real estate sectors.

Select representations include:

Initial public offerings, debt offerings and follow-on offerings for:

- Eloxx Pharmaceuticals, Solid Biosciences, Leisure Acquisition Corp., Fifth Street Asset Management, Preferred Apartment Communities, Suburban Propane Partners, Installed Building Products, and Annie's.

Numerous bulge-bracket and boutique investments banks in initial public offerings, debt offerings and follow-on offerings for:

- Sangamo Therapeutics, Vanda Pharmaceuticals, Kura Oncology, Intra-Cellular Therapies, Ariad Pharmaceuticals, Casella Waste, PulteGroup, Five Point Holdings, WCI Communities and Alcentra Capital Corporation.

Daniel also regularly represents and advises issuers and underwriters on a variety of alternative offering types, including PIPEs, Confidentially Marketed Public Offerings (CMPOs), Registered Direct Offerings (RDOs), At-the-Market Offerings (ATMs), and special structures such as Special Purpose Acquisition Companies (SPACs) and Business Development Companies (BDCs).

He is a co-author of Proskauer's Annual U.S. IPO Study and has contributed articles to, among others, Lexis Practice Advisor (Top 10 Practice Tips: Emerging Growth Companies) and Global Legal Insights Initial Public Offerings 2018 Second Edition (Trends Shaping an Evolving IPO Market).

Daniel is a member of the Securities Regulation Committee of the New York City Bar Association and has been included in The Legal 500 United States: Capital Markets: Equity Offerings: Advice to Issuers (2018).

Daniel is an adjunct professor of law at the Benjamin N. Cardozo School of Law, teaching an upper-level Contract Drafting course and assisting with professional skills development programs. He is also involved in a number of pro bono matters at the firm relating to voter rights protection and refugee assistance and is an active supporter of the Red Hook Initiative in Brooklyn.

Prior to joining Proskauer, Daniel practiced law at Fried, Frank, Harris, Shriver & Jacobson LLP.

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Matters

Daniel's recent capital markets representations include:

- Eloxx Pharmaceuticals, Inc. in a follow-on offering .

- Raymond James in a follow-on offering for Casella Waste Systems Inc.
- Preferred Apartment Communities, Inc in a follow-on offering and its ongoing ATM offering program.
- Leisure Acquisition Corp. in its initial public offering.
- Solid Biosciences Inc. in its initial public offering.
- Citigroup, J.P. Morgan and other investment banks in equity and debt offerings for Five Point Holdings, LLC.
- Citigroup and Jefferies in equity offerings for Vanda Pharmaceuticals.
- Credit Suisse, Citigroup, J.P. Morgan and other investment banks in equity and debt offerings for WCI Communities, Inc.
- J.P. Morgan and Citigroup in equity offerings for Novavax, Inc.
- Fifth Street Asset Management Inc. in its initial public offering.
- Raymond James and other underwriters in connection with the initial public offering of Alcentra Capital Corporation.
- Installed Building Products in its initial public offering and a follow-on offering.
- Leerink Partners and Cowen & Co. in the initial public offering and follow-on offerings of Intra-Cellular Therapies, Inc.
- Annie's, Inc. and Solera Capital in public equity offerings of Annie's, Inc. common stock, including its initial public offering and follow-on offerings.
- Suburban Propane Partners, L.P. in a number of debt and equity offerings and in financings related to its \$1.9 billion acquisition of the retail propane operations of Inergy, L.P.
- iHeart Media in numerous equity and convertible debt investments in early-stage growth companies.

Practices

Corporate/Transactional, Capital Markets

Industries

Asset Management , Hospitality, Gaming & Leisure, Private Equity, Life Sciences

Education

Benjamin N. Cardozo School of Law, J.D., 2008

George Washington University, B.A., 2002

Admissions & Qualifications

New York

Awards & Recognition

The Legal 500 United States: Capital Markets: Equity Offerings: Advice To Issuers
2018