

Venture Capital & Emerging Growth Companies

Our globally renowned Venture Capital & Emerging Growth Companies team empowers clients throughout the development cycle—from ideation to creation, capitalization, implementation, commercialization, and monetization.

We are nationally and globally renowned for our high quality, responsive, pragmatic representation of, and committed passionate service to, entrepreneurial, tech, tech-enabled and life sciences enterprises and the investors who support them. We have a compelling value proposition comprised of experienced, problem-solving lawyers, a sensible fee structure, unique delivery model, a national network and a league-table leading reputation.

We know the investment community, regularly representing both institutional and private investors in all kinds of equity and debt financing transactions for tech and tech-enabled, life sciences and entrepreneurial enterprises, from pre-seed, to seed to early stage to expansion and growth stage financings. Our investor-side practice includes venture capital funds, family offices, investment banks, private equity funds, hedge funds, individual angels, angel networks and angel funds.

Our financing transactional experience includes all forms of transactions from startup to IPO and beyond, including Simple Agreement for Future Equity (SAFE), Keep It Simple Securities (KISS), Convertible Notes, and priced equity transactions—from friends and family transactions to institutional investors, and from series pre-seed transactions to transactions for fully mature companies. We are on the cutting edge of transactions involving blockchain, smart contracts and digital currencies—including Simple Agreements for Future Tokens (SAFTs), security token offerings (STOs), and other emerging fintech products and solutions—representing issuers and investors. An example of our work, McCarter was the first firm to recommend Regulation A+ as mechanism for undertaking SEC-compliant STOs, now generally recognized as the preferred alternative in most cases.

Representative Matters

Corporate Venture Capital (CVC)—Series seed financing

Represented a national company offering healthcare solutions and tech-enabled services in its continued investment into, and purchase of preferred stock of an early stage technology platform for healthcare providers to access medical data, research, and studies in a digestible format. Our corporate investor client previously invested in the company through a number of simple agreements for future equity (SAFEs) that also converted into preferred stock.

Alerts

Venture Capital & Emerging Growth Companies June 2021 Highlights, Venture Capital & Emerging Growth Companies Alert, 5.30.2021

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Investors Beware: Avoid Knee-Jerk Response to Eliminate Investor Protective Provisions Without First Determining If They Negatively Impact PPP Eligibility, Coronavirus Legal Advisory, 4.9.2020

NJEDA Program Offering \$100,000 Working Capital Loans to Qualified New Jersey Small Businesses, Corporate Alert, 4.9.2020

Your Small Business May Be Eligible to Participate in the SBA Paycheck Protection Program, Coronavirus Legal Advisory, 4.6.2020

Potential Impacts of Affiliate Rules on Access to SBA’s PPP, Coronavirus Legal Advisory, 4.4.2020

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Venture Capital & Emerging Growth Companies Activities—August 2019, Venture Capital & Emerging Growth Companies Alert, August 7.2019

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The U.S. Government Is Asking Industry to Help Identify 'Emerging Technologies', STAT, 12.17.2018

Tax Consequences of Cryptocurrency Transactions and Correcting Historical Noncompliance, New Jersey Law Journal, 3.30.2018

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Generating Buzz Without Being Stung: Stay On the Right Side of the FTC with These 17 Marketing Guidelines, Metropolitan Corporate Counsel, 10.13.2015

Speaking Engagements

State of the Market: Venture Capital and Emerging Growth, American Bar Association, 9.7.2023

WCNJ 5th Annual Entrepreneur Showcase and Pitch Event, Wharton Club of New Jersey, 11.9.2022

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21st Annual Venture Conference, New Jersey Technology Council (NJTC), 4.12.2018

Trademark Issues for Emerging Enterprises: Name That Brand, Licensing Executives Society's Emerging Enterprises Committee Webinar, 11.16.2016

Worst Case Survival Guide to Getting Sued, McCarter & English Entrepreneur Series, August 18.2016

Startupalooza, 5.1.2016

IP Basics for Startups, McCarter & English Entrepreneurs Series, 3.17.2016

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Key Issues in International Contracting & the Impact of Export Control & Immigration Reforms on Your Business, New Jersey Technology Council (NJTC), 3.25.2015

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Brain Domain: Identifying and Protecting IP, Startup Boston Week, 9.21.2021

Emerging Opportunities and Challenges for Women and Diverse Entrepreneurs, Executive Women of New Jersey, 9.15.2021

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Disruptive Technologists Conference: Disruptive Diversity/Education Change the World, Disruptive Technologists NYC, 5.6.2020

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