



## Daniel T. Desmond

Partner

Business Practice Group Vice Chair

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### OVERVIEW:

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Dan is a business, finance and municipal attorney experienced in mergers and acquisitions (M&A), general business law, corporate governance and other types of business and finance transactions. He serves as the vice chair of the firm's [Business Practice Group](#). Dan's transaction experience ranges from entity selection and formation to general contract review and drafting, as well as conventional, tax-exempt, venture capital and private equity lending transactions, as well as regulatory compliance matters. His experience across those varied fields allow clients to deal directly with him on nearly every aspect of a deal. Dan's clients range from small and family-owned businesses and start-ups and entrepreneurs to public companies, financial institutions, nonprofits and government clients.

Dan also serves as the solicitor to municipal authorities, acting as their general counsel and handling a wide array of legal issues. As part of his finance practice, he also structures tax-exempt bonds and notes for public sector and nonprofit clients.

Dan helps to lead the firm's Practice Excellence initiative, working collaboratively with other attorneys to come up with creative, effective and cost-efficient solutions to our clients' ever-evolving challenges and needs.

A Lancaster native, Dan understands the needs of the community, and he's put that knowledge to work, both in representing local institutions and serving on the boards of nonprofit and community organizations.

Dan's commitment to client service has led to a wide array of recent transactional work in the fields of M&A, finance, municipal, regulatory and general business:

#### M&A

- Represented a group of shareholders in the \$130 million sale of their family-owned, national pet food ingredients manufacturer
- Counsel to management and private equity groups in the \$31 million sale of a thermal management solutions business
- Advised a regional municipal authority in its \$30 million purchase of a sewer system, including a related tax-exempt

## bond financing

- Represented a multinational hospitality services business in its \$5 million acquisition of a Mexican company
- Represented a regional municipal authority in its \$8.5 million purchase of a sewer system, including a related tax-exempt bond financing
- Advised a multinational company in several acquisitions in the biotech industry, including the \$4.5 million acquisition of a DNA design and gene synthesis business, \$2 million purchase of an analytical testing laboratory and \$1 million purchase of a stem cell transplant laboratory
- Represented a multinational company in several acquisitions in the engineering industry, including the \$5 million purchase of a GIS, GPS and remote sensing business
- Counsel to a private equity buyer in its \$3 million acquisition of a seasonal display business
- Advised a private equity investor in connection with its \$3 million investment in a security services business
- Represented a buyer in its \$2.5 million acquisition of a cybersecurity software business and intellectual property portfolio
- Counsel for a thermal management solutions business in multiple series of debt and equity offerings to private equity investors
- Represented both individual dentists and doctors and groups in the acquisitions and sales of several dental and medical practices
- Advised several regional banks in their acquisitions of community financial institutions

## Finance

- Bond counsel in connection with a \$65 million tax-exempt conduit bond financing for a nonprofit senior living facility
- Borrower's counsel to a business in the live events industry in connection with a \$60 million loan
- Bond counsel in connection with a \$30 million tax-exempt bond financing for a municipal authority's treatment plant upgrade
- Borrower's counsel to the developers of a local downtown apartment project in connection with a \$15 million financing
- Bond counsel in connection with two tax-exempt bond financings totaling \$12 million for a borough's construction projects
- Bond counsel in connection with two tax-exempt financings totaling \$10 million for a water and sewer authority's construction and capital growth needs
- Bank counsel in connection with a \$10 million loan to a business in the live events industry
- Bond counsel in connection with a \$3.4 million tax-exempt conduit bond financing for a nonprofit healthcare facility
- Bond counsel in connection with a \$2 million tax-exempt conduit bond financing for a nonprofit educational institution

## Municipal, Regulatory and General Business

- Advised two economic development nonprofits in a "first of its kind" agreement with a local government to obtain \$33 million in CARES Act funding and distribute it to local businesses affected by COVID-19, an agreement that has become the model document for other similar matters
- Represented a local nonprofit in an agreement with a local government to obtain \$1.3 million in CARES Act funding for tourism engagement
- Counsel to a Fortune 500 company with respect to Dodd-Frank, ESMA and other compliance regimes related to derivatives trading (swaps)
- Represented a publicly-traded financial institution in complying with the Bank Secrecy Act and Anti-Money Laundering regulations
- Advised an inventor in licensing of health and nutrition genetic analysis software
- Represented a solid waste authority in the negotiation of its independent plant operator agreement
- Provided general counsel services to several clients, including acting as solicitor to municipal clients and acting as in-house counsel in both a virtual and on-site capacity
- Represented a senior living nonprofit in the formation of a holding company to foster growth, affiliation and other opportunities
- Acted as antitrust counsel in connection with several transactions which required a Hart-Scott Rodino (HSR) filing

## EDUCATION:

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- Temple University Beasley School of Law, J.D.
- Millersville University, B.A., magna cum laude

## ADMISSIONS:

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- Pennsylvania
- U.S. District Court for the Eastern District of Pennsylvania

## PRACTICE AREAS:

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- Business
- Finance
- Real Estate
- Mergers & Acquisitions
- Corporate Transparency Act Response Team

## INDUSTRY GROUPS:

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- Municipal
- Banking

## COMMUNITY INVOLVEMENT:

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### **Lancaster Safety Coalition**

Board of directors

### **High Family Business Center**

Peer Group Facilitator

### **Bent Creek Country Club**

Board of directors (former member)

### **Leadership Lancaster**

2015 graduate

### **Lancaster Creative Factory**

Former vice president of the board of directors

### **Manheim Township Girls Youth Lacrosse**

Coach

## PRESENTATIONS:

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- Featured speaker, Mayor Kim Bracey's Diverse, Minority Business Forum (October 2017)
- Swaps in Loan Transaction, Lendicon 2017 (March 2017)
- From Soup to Nuts: A Behind-the-Scenes Look at Acquiring a Sewer System, PMAA Annual Conference (August 2015)

## CLERKSHIPS:

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- Judicial Intern, Honorable Marjorie O. Rendell, Third Circuit Court of Appeals
- Judicial Intern, Honorable Eric L. Frank, U.S. Bankruptcy Court, Eastern District Of Pennsylvania

## RELATED NEWS:

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- **FTC Sets New HSR Deal Reporting Thresholds for 2024**  
January 29, 2024
- **The Corporate Transparency Act: What to Know About the Exemption for Large Operating Companies**  
January 12, 2024
- **FinCEN Issues Proposed Deadline Extension for Certain Companies to File Beneficial Ownership Information Reports, Provides Further Guidance**  
September 28, 2023
- **Revisiting the Corporate Transparency Act: The Latest Developments**  
August 24, 2023
- **Know the Facts About Decennial Reporting**  
October 27, 2021
- **UPDATE: Pa. Mask Mandate to End by June 28**  
May 14, 2021
- **Pa. to Ease Restrictions, but Not Masking (Yet)**  
May 4, 2021
- **PA to Relax COVID Restrictions on Restaurants, Others**  
March 15, 2021
- **Pennsylvania Travel, Event Restrictions Eased**  
March 1, 2021
- **Feds Set New Deal Reporting Thresholds**  
February 8, 2021
- **UPDATE: Tis the Season for Decennial Reporting**  
December 21, 2020
- **LATEST UPDATE: Business Closure List, June 2**  
June 2, 2020
- **Feds Set \$2 Million Threshold for PPP Loan Audits**  
May 14, 2020
- **Deferral of Tax-Exempt Debt Obligations May Result in a Reissuance**  
April 2, 2020

- Pa. Business Exemption Waiver Deadline Set for Friday  
April 2, 2020
- Gov. Wolf Issues Stay-at-Home Order for 7 Counties  
March 24, 2020
- LATEST UPDATE: Business Closure List  
March 23, 2020
- LATEST UPDATE: Business Closure List  
March 23, 2020
- UPDATE: Business Closure List, New Enforcement Deadline  
March 21, 2020
- Governor Orders Immediate Closure of All Non-Life-Sustaining Businesses  
March 19, 2020
- Do I Need to Close My Business? Guidance on Essential vs. Nonessential Businesses in Pennsylvania  
March 17, 2020
- Barley Snyder Names Desmond and Tomevi Partners  
January 3, 2020
- FTC Sets New HSR Deal Reporting Thresholds  
June 7, 2019
- New Bidding Thresholds Up 2.3 Percent  
February 11, 2019
- New FTC Guidance on Nonprofit Mergers and Acquisitions  
November 9, 2018
- Bidding Thresholds for 2018 Rise  
January 5, 2018
- Supreme Court Ruling Could Contradict Pa. Law  
September 21, 2017
- '02 Grad and Attorney Dan Desmond to present Barley Snyder-Sponsored Scholarship to McCaskey High School Senior  
May 2, 2016
- Municipal Bidding Thresholds for 2016  
December 21, 2015
- Barley Snyder Attorney Daniel Desmond Graduates from Leadership Lancaster Core Class Program  
June 22, 2015
- Dodd-Frank Update: How to Qualify for the End-User Exception to the Mandatory Clearing Requirement  
November 2, 2013
- PA Act 129 Informs Landlords of When to Dispose of Tenant's Abandoned Property  
March 14, 2013

- What Every Business and Lender Should Know About PACA  
October 9, 2012

## **RELATED RESOURCES:**

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- Complying with FINCENs Beneficial Ownership Reporting Rule Under the Corporate Transparency Act  
Webinar Replay  
January 23, 2024
- Pandemic Contingency Planning Webinar Replay  
July 15, 2020