

Barry Brust

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Barry is special counsel in our corporate team.

Barry focuses his practice on corporate, commercial, and securities law for both private and public companies. With extensive transactional and securities experience in New York and Los Angeles, Barry has worked on many sophisticated and high-profile transactions, as well as mergers and acquisitions, financings (debt and equity), joint ventures and securities offerings for middle market companies in a wide array of industries, including life sciences, real estate, media, blockchain, technology, cannabis, fashion and entertainment.

Barry also has particular experience in the formation and structuring of private investment funds, including private equity, VC and real estate funds, and the representation of funds in their investments in portfolio companies or real estate. In addition, Barry has advised numerous emerging growth companies from formation through their various stages of growth, including seed and venture capital financing, complex operating and stockholder agreements, employment contracts and equity incentive arrangements. In the course of his representations, Barry also counsels companies in connection corporate governance, federal and state securities laws, and other issues that commonly (or not so commonly) arise for companies while operating their businesses.

Talks

- 'Key Corporate Legal Strategies for Early Stage Companies: Formation, Financing and Exits,' Cavendish Global Impact Forum (Cleveland, OH), October 2015, Speaker
- 'Breaking Down Business Models,' Silicon Beach @ USC Forum, October 2015, Panelist

- 'Dealmakers Summit 2006,' Legal Workshop: Issues and Trends in Fund and Deal Structuring, Institutional Real Estate, Inc.'s (Scottsdale, AZ), October 2006, Panelist and Speaker
- 'Financing Strategies for Private Biotech Firms,' BIO Venture Forum (San Francisco, CA), October 2002, Panelist and Moderator

External publications

'SEC proposes significant increase to reporting threshold on Form 13F for institutional investment managers,' Withers article - July 21, 2020, co-author

'Coronavirus checklist for US businesses - Part 2,' Withers article - May 4, 2020, co-author

'Coronavirus checklist for US businesses - Part 1,' Withers article- April 30, 2020, co-author

'Withersworldwide expands LA outpost,' Daily Journal - February 18, 2020, featured

'Withers scales up in LA with three new senior hires,' __ Withers article - February 18, 2020, featured

'New California Law Requires Additional Public Disclosure by Private Funds,' Baker Hostetler Legal Update, October 17, 2016, Author

'SEC Adopts Final Rules to Implement Regulation A+,' Baker Hostetler Legal Update, May 26, 2015, Author

'New Rules Attempt to Clarify Dodd-Frank Act,' in Los Angeles Daily Journal, September 26, 2012 (regarding new California exemption for investment advisers to private funds), Author

'Guide to Organizing and Operating a Limited Partnership in California,' California State Bar publication, Contributor

'Section 16(b) Liability for Fund Insiders Selling Shares in a Portfolio Company's IPO,' in Insights: The Corporate & Securities Law Advisor, October 2004, Author

Admissions

2000, State of California

1983, State of New York

Education

University of Virginia School of Law, J.D.

Yale University, B.A.

Languages

English

Memberships

State Bar of California

State Bar of New York

Key dates

Year joined: 2020

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