



# Michael W. Kaufman

## Partner

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## Overview

Michael W. Kaufman, chair of Day Pitney's Institutional Finance and Commercial Lending group, represents lenders and borrowers across numerous industries, including manufacturing, media, food service, retail and telecommunications. He has over 20 years of experience assisting clients with a range of financing matters. His practice involves all aspects of secured and unsecured bank, mezzanine, and other senior and subordinated lending. Michael represents borrowers, banks, funds and other lenders. He guides clients through the complexities of subordination and intercreditor arrangements, the negotiation of financial covenants and the perfection of collateral.

Michael represents private equity clients in connection with the financing of acquisitions across a range of industries. He coordinates closely with the firm's mergers and acquisitions attorneys to ensure that the lending arrangements are in hand when a deal is set to close. He also advises private equity clients in connection with the refinancing of indebtedness of portfolio companies.

As a subset of his practice, Michael represents financial institutions in connection with loans to individuals, or their investment vehicles, secured by fine art, hedge fund interests and other assets. He has assisted his clients with credit facilities secured by artworks of Andy Warhol, Roy Lichtenstein, Jackson Pollock and others.

## Experience

*No aspect of this advertisement has been approved by the highest court of any state. Prior results do not guarantee a similar outcome.*

Represented mezzanine lenders in connection with debt financings of a manufacturer of branded and private label specialty medical products, an independent battery distributor, a manufacturer of water treatment chemicals, a designer and manufacturer of advanced drilling machinery, a provider of linen services, a radio company, a medical research company and a digital promotions agency

Represented a private equity sponsor in connection with the acquisition financing of a cabinet manufacturer

Represented an electrical services company in connection with a secured term loan facility and a separate factoring facility

## Practices & Industries

**Bankruptcy & Restructuring**

**Cannabis**

**Corporate & Business Law**

**Mergers & Acquisitions**

Represented banks in connection with the extensions of senior secured credit facilities to a leading chain of spas and salons and a leading managed hosting and cloud provider

Representation of private lending financial institutions in connection with loans secured by fine art and loans secured by hedge fund interests

Represented a private equity firm in connection with the financing of the acquisition of a packaging adhesives company

Represented a leading provider of backup, disaster recovery and intelligent business continuity solutions in connection with the financing of an acquisition

Represented a group of investors led by a private equity firm in financing the acquisition of a provider of materials-based solutions for handling, processing, marking and packaging high-value technology and medical components

## Education and Credentials

### Education

Columbia Law School, J.D., *Columbia Journal of Environmental Law*

Cornell University, B.A., with distinction

### Admissions

State of Connecticut

State of New York

### Affiliations

Connecticut Bar Association, Commercial Finance Section, Former Committee Chairman

## Recognition and Community

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### Community Involvement

Connecticut's Beardsley Zoo, Secretary, Board of Directors

## Insights

LIBOR Termination May Be Postponed to 2023

December 1, 2020

COVID-19 Update: Highlights of the Paycheck Protection Program Flexibility Act of 2020

June 4, 2020

COVID-19: More guidance from SBA regarding PPP loans

May 26, 2020

COVID-19 Paycheck Protection Program Loan Forgiveness Application Released

May 18, 2020

SBA Safe Harbor Does Not Guarantee Free Pass for COVID-19 PPP Borrowers

May 13, 2020

You Have the COVID-19 PPP Loan - Know the Rules to Maximize Forgiveness

April 25, 2020

Summary of COVID-19 Paycheck Protection Program and Health Care Enhancement Act

April 24, 2020

COVID-19 CARES Act Paycheck Protection Program Interim Final Rule Updates

April 3, 2020

New Jersey Economic Development Authority Promulgates New Programs to Assist Businesses Impacted by COVID-19 Outbreak

March 31, 2020

COVID-19 Temporary Relief: New York-Regulated Banks Required to Grant 90-Day Forbearances for Some Borrowers

March 25, 2020

Five Tips for Lenders to Manage the Impact of COVID-19

March 19, 2020

ARRC Releases Recommended LIBOR Fallback Language for Bilateral Business Loans and Securitizations

June 11, 2019

## News

Day Pitney Investment Management and Private Funds Team Represents Asset Management Firm in Formation of a Private Credit Fund

December 19, 2023

Day Pitney Names Michael Kaufman New Chair of Institutional Finance and Commercial Lending Group

July 28, 2022

Day Pitney Represents Iridian in Management Buyout

March 25, 2022

Day Pitney Represents TriStruX LLC in Sale to Huron Capital

December 23, 2021

Day Pitney Team Represents Wildcat Investment Management LLC in Investment in Capital Stock of PlastiQ, Inc.

October 5, 2020

Day Pitney Represents AlphaCrest Capital Management in Strategic Investment by Brummer & Partners

July 31, 2018

Michael Kaufman Elected to Board of Directors of Connecticut's Beardsley Zoo

July 11, 2018

Day Pitney Bolsters Private Equity and Finance Capabilities with Addition of Partner Michael Kaufman

July 9, 2018

# In The Media

Day Pitney's New Institutional Finance Chair On Role, Goals  
Law360 , August 2, 2022

Day Pitney Names New Institutional Finance Chair in Conn.  
Law360 Pulse, July 29, 2022

Contribution Agreements: Joint Liability and Rights of Contribution Under Loan Guaranties  
June 30, 2020

Intercorporate Guaranties and Integrated Transactions: Avoiding Fraudulent Conveyance Exposure in Bankruptcy  
January 9, 2019