



Kimberly C. Petillo-Décossard

PARTNER

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As co-chair of Cahill's M&A and Corporate Advisory practice groups, Kimberly advises corporations, boards, private equity firms and family offices on complex business law matters, focusing on mergers and acquisitions and other strategic transactions. She also advises on acquisition finance, growth equity and other minority investments, governance, disclosure and compliance matters.

Recognized as a Mergers & Acquisitions MVP by *Law360* in 2021, Kimberly has also been named one of the "Most Influential Women in Mid-Market M&A" by *Mergers & Acquisitions* magazine, is listed on *Lawdragon's* The 500 Leading Lawyers and The 500 Leading Dealmakers guides, and recognized as Highly Regarded and as a Women Leader by *IFLR1000*, as well as Up and Coming by *Chambers USA* for Corporate/M&A in the New York region. She is recognized as a Leading Lawyer by *The Legal 500* nationally with one client remarking, "Kimberly Petillo-Décossard is a stand-out partner. Her ability to quickly and succinctly understand the unique situation of our company and provide reasonable alternatives to achieve our objectives has proven invaluable." Kimberly was named to *The American Lawyer's* 2021 inaugural list of Northeast Trailblazers and has been named among the Notable Women in Law by *Crain's New York Business*. In 2021, Kimberly was shortlisted for Women in Business Law Lawyer of the Year: M&A and in 2020 she was shortlisted for *IFLR1000's* Lawyer of the Year: M&A. In 2018, she was selected as a Rising Star by the *New York Law Journal* and an Emerging Leader by *The M&A Advisor*.

Noted in *Chambers* as an attorney who "is smart, practical and gives legal advice based on the business ramifications and risk assessment," Kimberly has experience practicing in a variety of industries, including: biotechnology, energy, financial services, health care, insurance, manufacturing, media, pharmaceutical, retail and technology. Current representations include 1-800-Flowers, Arch Capital Group Ltd., Broadridge Financial Solutions, Dyadic International, Inc., Envigo RMS Holdings, ICON plc, Kaspien Holdings, North European Oil Royalty Trust, Shutterstock, Inc., and other privately and publicly-held companies.

A highly-sought speaker and author on M&A, transactional matters and corporate governance topics, Kimberly has written pieces for *The Deal*, *Corporate Board Member*, *New York Law Journal* and *Directorship*, a publication of the National Association of Corporate Directors. She has both moderated and spoken on panels at *The Deal* Economy Conference in New York, served on a panel sponsored by the ABA's Women in M&A Task Force, moderated an M&A discussion at BIO's CEO Conference and co-chaired Thomson Reuters' NY M&A Forum, among others.

Kimberly co-chairs Cahill's Business Development Committee and serves on Cahill's Women's Initiatives Committee. She founded the Women's Leadership Initiative ("WLI") at Albany Law School and chairs the WLI Advisory Committee. Kimberly also serves on the Board of Trustees at Albany Law School and on New York-Presbyterian's Leadership Council on Children's and Women's Health.

She has previously served as co-chair of the Association for Corporate Growth (NY) Women of Leadership Committee, on the Dean's Leadership Council at Albany Law School, on the Board of Trustees at Tuxedo Park School, on the Leadership Advisory Committee of the National Women's Law Center and on the Board of Directors of PowerPlay NYC, a non-profit dedicated to advancing the lives of girls through sport.

SELECTED MATTERS

M&A Transactions: Representation of

- 1-800-FLOWERS.COM in connection with its:
- Sale of Fannie May Confections Brands, Inc.
- Acquisition of Harry & David and the related acquisition financing
- Acquisition of PersonalizationMall.com
- Acquisition of Shari's Berries Brand
- Acquisition of Vital Choice
- Arch Capital in connection with its acquisition of Watford Holdings
- Ascend Health Corporation in connection with its acquisition by Universal Health Services, Inc.
- Cable One. Inc. in its acquisition or investment in three communications service providers
- Colt Defense in connection with its acquisition of New Colt Holding Corp., the parent company of Colt's Manufacturing Company LLC
- Dyadic International, Inc. in connection with its sale of substantially all of the assets of its Industrial Technology business to DuPont Industrial Biosciences
- Envigo RMS Holding Corp. in connection with its:
 - Acquisition by Inotiv, Inc.
 - Sale of its nonclinical contract research services business to LabCorp, and the simultaneous purchase by an Envigo subsidiary of LabCorp's research products business
- ICON plc in connection with its:
 - Acquisition of Aptiv Solutions, Inc.
 - Acquisition of Clinical Research Management, Inc.
 - Acquisition of the clinical trial services division of Cross Country Healthcare, Inc., which includes ClinForce, LLC and its subsidiaries, Assent Consulting, Inc. and Metropolitan Research Associates, Inc.
 - Acquisition of MolecularMD, a Portland, OR-based molecular diagnostics lab
 - Acquisition of PRA Health Sciences, Inc.
 - Acquisition of Symphony Clinical Research
- IDP Holdings, a joint venture of Ironshore Holdings and The Distinguished Programs Group in connection with its acquisition of the hospitality business of National Specialty Underwriters
- Integro Ltd. in connection with its acquisition by entities affiliated with Odyssey Investment Partners, LLC
- Ironshore Inc. in connection with the acquisition by Fosun International Limited
- S&P Global in connection with its acquisition of 451 Research, LLC
- Springs Industries in connection with its acquisition by private equity firm Golden Gate Capital
- The Empire District Electric Company in connection with its acquisition by a subsidiary of Algonquin Power & Utilities Corp.
- The Shade Store LLC in connection with Great Hill Partners' investment in the Company

Corporate Finance Transactions: Representation of

- Arch Capital Group Ltd. In \$1.0 billion notes offering
- Broadridge Financial Solutions, Inc. in connection with its amended and restated \$1.0 billion revolving credit facility and \$750 million notes offering

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- Forbes Media LLC in connection with its \$55 million credit facility
 - Foresight Energy LLC in connection with the Rule 144A offering of \$600 million aggregate principal amount of 7.875% Senior Notes due 2021
 - Foresight Energy LP in connection with its initial public offering of common units
 - Horizon Global Corporation in connection with a new \$200 million term loan facility and \$85 million asset-based revolving credit facility entered into simultaneously with its spin-off by TriMas Corporation
 - ICON plc in connection with the private placement of \$350 million aggregate principal amount of 3.64% Senior Notes due 2020
 - Parkland Fuel Corporation in \$500 million notes offering
 - The Empire District Electric Company in connection with the private placement of \$88 million 3.58% First Mortgage Bonds due 2027, \$30 million 3.73% First Mortgage Bonds due 2033, \$120 million 4.32% First Mortgage Bonds due 2043, and \$60 million 4.27% First Mortgage Bonds due 2044
 - TriMas Corporation in connection with the Rule 144A offering of \$300 million aggregate principal amount of 4.875% senior notes due 2025, its \$300 million senior secured revolving credit facility and several offerings of shares of its common stock

Education

Albany Law School, J.D., 2005, *magna cum laude*; *Albany Law Review*, Executive Editor for *State Constitutional Commentary*

Furman University, B.A., 2000, *cum laude*

Practices

Mergers & Acquisitions

Corporate Advisory

Insurance

Life Sciences

Banking & Finance

Capital Markets

Private Credit

Admission

New York