

J. Michael Bernard

Member

Detroit

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Detroit, MI 48243



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Areas Of Practice

Business Services
Corporate Finance
Mergers & Acquisitions
Mergers & Acquisitions Annual Survey
Corporate Governance
Private Equity, Venture Capital & Mezzanine Finance
Securities

Industries

Automotive Industry Group
Mobility and Advanced Transportation Team

Bar Admissions

Michigan, 1985

Education

University of Cincinnati, J.D.
University of Notre Dame, B.B.A.

Mike Bernard is a member of the Corporate Finance Group and his practice focuses primarily on business counseling and planning, with an emphasis on:

- Mergers and acquisitions (representing both buyer and sellers);
- Capital raising transactions (including private placement, private equity and seed and venture financings);
- Corporate formation matters (including shareholder control and buy-sell arrangements);
- Corporate governance (for profit and nonprofit entities); and
- Executive employment agreements and related matters.

Mr. Bernard has experience in a variety of industries, including automotive, manufacturing, services and technology.

Mr. Bernard is a former member of Dykema's Executive Board and is the former leader of the Firm's Corporate Finance Practice Group.

Experience

- **AGM Automotive**
 - Sale of control to Trive Capital
- **American Axle & Manufacturing Holdings, Inc. (NYSE: AXL)**
 - Sale of aftermarket division of its subsidiary, Cloyes Gear & Products, Inc., to Hidden Harbor Capital Partners
- **Asset Acceptance Capital Corp. (Nasdaq: AACC)**
 - Equity recapitalization
 - IPO
 - Secondary public offering
- **Avail Networks, Inc.**
 - Formation of Avail Networks (including private placement of securities) and purchase of business and assets from Cabletron Systems, Inc.
 - Venture financing of Preferred Stock—Series A

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- Venture financing of Preferred Stock—Series B
- **Barton Malow Company**
 - Acquisition of L.C. Gaskins Construction Company, Inc. (Jacksonville, FL)
- **Belfor USA Group, Inc.**
 - Purchase of assets and business of S-K General Contracting, Inc.
 - Purchase of business and assets of a private company
 - Purchase of business and assets of Mark of Excellence, Inc.
- **Brembo, S.p.A**
 - Acquisition of Hayes-Lemmerz International's Automotive Brake Components Division
- **Brunswick Corporation**
 - Purchase of business and assets of Valley Dynamo, LP
 - Purchase of business and assets of Marine Innovations Warranty Corp.
- **BullsEye Telecom, Inc.**
 - Venture financing of Preferred Stock
- **C.F. Stinson, Inc.**
 - Significant investment by BV Investment Partners
- **Creative Foam Corporation**
 - Significant investment by Industrial Opportunities Partners
- **Elmos USA, Inc.**
 - Purchase of business and assets of IC Sensors, Inc.
- **Flamebar Investments, LLC**
 - Private equity investment by Pacific Growth Investors
- **General Motors Company**
 - Acquisition of General Motors Strasbourg S.A.S. (Strasbourg, France)
- **Global Fax, LLC**
 - Sale of business and assets to DealerTrack Digital Services, Inc., a subsidiary of DealerTrack Holdings, Inc. (Nasdaq: TRAK)
- **HealthPlus of Michigan, Inc.**
 - Sale of Medicaid and MICHild businesses of HealthPlus of Michigan and its subsidiary, HealthPlus Partners, Inc., to Molina Healthcare of Michigan, Inc.
 - Merger of HealthPlus of Michigan into Health Alliance Plan of Michigan
- **Ideal Technologies Solutions U.S., Inc.**
 - Venture financing of Preferred Stock
- **Italmatch Chemicals, SpA**
 - Acquisition of Detrex Corporation (including its subsidiary The Elco Corporation)

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- **Key Safety Systems, Inc.**
 - Sale of Hamlin, Inc. subsidiary to Littelfuse, Inc. (Nasdaq: LFUS)
- **Koenig Fuel & Supply Co.**
 - Sale of business and assets to KP1 LLC
- **Kurtz Gravel Company**
 - Sale of stock to U.S. Concrete, Inc. (Nasdaq: RMIX)
- **MCE Technologies, Inc.**
 - Acquisition of Metelics Corporation through triangular merger
 - Purchase of stock of Densitron Microwave Limited, Southend-on-Sea, England, from Densitron International
 - Commercial line of credit and mezzanine investment of senior subordinated debt and warrants (in connection with acquisition of Densitron Microwave Limited)
 - Merger of MCE Technologies, Inc. into Aeroflex Incorporated (Nasdaq: ARXX)
- **Orchard Creek Capital, LLC**
 - Acquisition of Classic Die, Inc.
- **Research Data Analysis, Inc.**
 - Sale of capital stock to Ipsos, S.A
- **SequoiaNet.com, Inc.**
 - Spin out of business from Panurgy Corporation to Analysts International, Inc.
- **Soaring Pine Capital Management**
 - Acquisition by Tikoo Solutions, LLC, a platform company of Soaring Pine Capital Growth Fund I, of Tech Sol, LLC (f/k/a Technology Solutions, Inc.)
- **U.S. Manufacturing Corporation**
 - Sale of all capital stock (by merger) to Wynnchurch Capital
 - Multiple purchases of business and assets of strategic product lines from Tier 1 automotive suppliers
- **Wise Solutions, Inc.**
 - Merger of Wise Solutions, Inc. into Alteris, Inc. (Nasdaq: ATRS)

Seminars & Speeches

Succession Planning and Implementation: The Good, the Bad and the Ugly
November 17, 2016

News

Tom Vaughn and Mike Bernard Quoted in *Michigan Lawyers Weekly* Article Highlighting Dykema M&A Survey Results
November 5, 2018

Mike Bernard Quoted in *Crain's Detroit Business* Article
October 3, 2016

Dykema Sponsors World Mobility Leadership Forum
September 23, 2016

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Twenty-Five Dykema Lawyers Named to *DBusiness* List of Top Lawyers
November 20, 2013

Dykema's Energy Industry Group Announces Creation of Fracking Team
September 26, 2013

Seven Dykema Lawyers Named 2014 "Lawyer of the Year" by *Best Lawyers in America*
September 12, 2013

Fifty-Nine Dykema Lawyers Named to 2013 Michigan *SuperLawyers*
September 5, 2013

Dykema Unveils Results From 8th Annual M&A Outlook Survey
December 6, 2012

Thirty-Four Dykema Attorneys Named "2013 Top Lawyers" by *DBusiness* Magazine
November 7, 2012

Five Dykema Practice Areas, 19 Dykema Lawyers Achieve *Chambers USA* 2012 Ranking
June 13, 2012

Memberships & Involvement

World Services Group, Board of Directors, Executive Committee and Secretary; past Chair, North American Regional Council

Community/Civic Activities

- Detroit Regional Chamber, Executive Committee, Board of Directors and General Counsel; Detroit Regional Chamber PAC, Vice Chairman
- Detroit Athletic Club, Board of Directors and Chair of Community Outreach Committee
- Downtown Detroit Partnership, Stakeholder Committee
- Loyola High School Detroit, Board of Directors (Vice Chair) and Finance Committee
- Elmwood Cemetery, Trustee and President
- International Samaritan, Board of Directors
- City of Grosse Pointe Employees' Retirement System, Board of Trustees, Chairman
- Neighborhood Club (Grosse Pointe), Board of Trustees, Executive and Finance Committees
- Leadership Detroit XXII, Graduate, June 2001
- Notre Dame Club of Detroit, Past President

Awards & Recognition

Named a Leading Corporate/M&A Lawyer by *Chambers USA*, 2005-2019

Named Lawyer of the Year, Mergers and Acquisitions Law, Detroit, Michigan by *The Best Lawyers in America*®, 2014, 2017, and 2019

Recognized in *The Best Lawyers in America*®, Corporate Law and Mergers & Acquisitions Law, 2007-Present. Copyright 2015 by Woodward/White, Inc., Aiken, SC

Recognized in *Michigan Super Lawyers*® for Mergers & Acquisitions, Business/Corporate, Securities & Corporate Finance, 2006-Present

Named a Top Lawyer by *dbusiness Magazine* for Mergers & Acquisitions and Corporate Law, 2010-2018

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Named a Michigan Leading Lawyer in the areas of Corporate Finance, Mergers & Acquisitions and Publicly Held Corporations Law by the *Leading Lawyers Network*, 2014-2017. Law Bulletin Publishing Company

Recipient of an AV[®] Preeminent[™] Rating by *Martindale-Hubbell*

Notre Dame Club of Detroit, Award of the Year, 2003