
Covington CFIUS Experience: Life Sciences and Biotechnologies

COVINGTON

BEIJING BRUSSELS DUBAI FRANKFURT JOHANNESBURG LONDON LOS ANGELES
NEW YORK PALO ALTO SAN FRANCISCO SEOUL SHANGHAI WASHINGTON

www.cov.com

Global Reach

Our distinctively collaborative culture allows us to be truly one team globally, drawing on the diverse experience of lawyers and advisors across the firm by seamlessly sharing insight and expertise.



Office locations

100 years

Developing comprehensive business and legal solutions for our clients

1,300+

Lawyers and Advisors

13

Offices

North America

100 years of developing comprehensive business and legal solutions for our clients' most challenging business opportunities and disputes.

Europe

We advise on a wide array of corporate transactions, life sciences and technology matters, international disputes, competition issues, and privacy and data security matters; complemented by the largest public policy team in Europe.

Latin America

Strong ties with business leaders and senior government officials. 50+ years of experience in the region.

Africa

Significant project development and finance capabilities and 40+ years of experience across the continent, including Deputy Assistant Secretary of State for Africa for the Clinton Administration.

Middle East

Our lawyers have lived and worked across the region for 30+ years; significant energy and infrastructure project experience and practical local knowledge.

Asia

Decades of experience advising both inbound and outbound investments and disputes. Hard-to-find combination of FCPA/investigations, transactional expertise, and competition and privacy capabilities.

Overview of CFIUS Practice

\$400+ billion

in transactions for the world's most sophisticated investors and transaction parties

Representative Accolades

- *Chambers USA 2020* CFIUS (Nationwide)
- Only firm with two CFIUS partners ranked in top tier of *Chambers USA*

Described as “**field leading,**” Covington “**lawyers combine technical skills with political judgments that are unparalleled**”

Chambers USA

- Deepest CFIUS team of any firm in the world – widely recognized for our leading CFIUS practice.
 - Twice named “Dealmakers of the Year” by *The American Lawyer*: 2016 (CFIUS approval for GLOBALFOUNDRIES’ \$1.5 billion acquisition of IBM's semiconductor unit) and 2019 (CFIUS-based defense of Qualcomm against the hostile takeover bid by Broadcom).
 - Team includes former Cabinet and sub-Cabinet level officials from virtually every CFIUS member agency, including Treasury, State, Commerce, Energy, Homeland Security, Defense, and Justice/FBI, the White House’s National Economic Council, and USTR.
- Clients routinely turn to us for bet-the-company matters:
 - Represented Creat Group in its \$1.5 billion acquisition of Biotest AG.
 - Represented GenesisCare in its \$1.5 billion acquisition of 21st Century Oncology.
- Representations have included the leading-edge transactions in the life sciences and biotechnology and other related sectors, including chemicals, industrial manufacturing, robotics, aerospace and defense, IoT, and software.

Representative Life Sciences and Biotechnologies Transactions

- Represented **Creat Group** in securing CFIUS approval for its \$1.5 billion acquisition of Biotest AG.
- Represented **Dassault Systèmes** in securing CFIUS approval in its \$750 million acquisition of Accelrys, Inc.
- Represented **Datascope Corporation** in securing CFIUS approval in the sale of a business unit to Mindray Medical Instruments of China.
- Represented **GenesisCare** in securing CFIUS approval for its \$1.5 billion acquisition of 21st Century Oncology.
- Represented **Harbin Pharmaceuticals** before CFIUS in an investment in and joint venture with GNC.
- Represented **Intercell AG** in securing CFIUS approval for its acquisition of Iomai Corporation.
- Represented **Novartis** in securing CFIUS approval for its acquisition of certain businesses and products from GlaxoSmithKline.
- Additional CFIUS reviews and approvals – as well as CFIUS counsel on – various early stage venture transactions involving biotech and life sciences companies.

CFIUS Team Members



Mark Plotkin
Partner

Washington
+1 202 662 5656
mplotkin@cov.com



David Fagan
Partner

Washington
+1 202 662 5291
dfagan@cov.com



Heather Finstuen
Partner

Washington
+1 202 662 5823
hfinstuen@cov.com



Janine Slade
Special Counsel

Washington
+1 202 662 5239
jslade@cov.com



Brian Williams
Senior Advisor

Washington
+1 202 662 5270
bwilliams@cov.com



Jonathan Wakely
Associate

Washington
+1 202 662 5387
jwakely@cov.com



Charles Buker
Associate

Washington
+1 202 662 5139
cbuker@cov.com



B.J. Altvater
Associate

Washington
+1 202 662 5160
baltvater@cov.com



Sam Karson
Associate

Washington
+1 202 662 5341
skarson@cov.com



Claire Kim
Associate

Washington
+1 202 662 5071
ckim@cov.com