

## Eric N. Fischer

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DES MOINES OFFICE

In his transactional practice, Eric Fischer interacts with clients and businesses every day to determine how he can be most valuable to them.

Eric's corporate practice focuses primarily on [merger and acquisition](#) transactions, debt and equity financing transactions, and commercial contracting matters. He regularly advises companies on general corporate matters, including corporate governance, financing issues, restructurings, and ongoing strategic, transactional and regulatory matters.

Eric serves as an outside general counsel and strategic advisor to several private companies. He also represents early state companies and other clients on the private placement of securities and securities law compliance.

Additionally, Eric advises health care clients on regulatory issues including HIPAA, Stark Law, and Anti-Kickback. He has experience drafting and negotiating agreements including asset and stock purchase agreements, debt and equity financing documents, and entity organizational and governance documents. Eric also has advised clients on issues related to COVID-19 relief programs, including Paycheck Protection Program loan forgiveness appeals.

Before law school, Eric knew he was attracted to the transactional practice of law and all the opportunities that kind of practice facilitates for business. "Being a transactional attorney is about finding a way to have all the parties come to an agreement, and when the transaction closes, everyone is better off than when they started," he says.

When it comes to those transactions, Eric uses his creativity throughout the drafting process to prepare contracts. "It's like a puzzle," he says. "You're trying to figure out how to precisely and concisely write what the parties have agreed to and also anticipate and allocate the risks stemming from possibly remote future events."

Eric also uses his critical-thinking skills to work through the challenge of using an appropriate level of his and his client's resources on a project—matching the level of work to the client benefit.

## PROFESSIONAL & COMMUNITY AFFILIATIONS

### American Bar Association

Young Lawyers Division

### Iowa State Bar Association

Young Lawyers Division

### Polk County Bar Association

### UnityPoint Health, Des Moines Young Advisory Council

Past Chairperson



## PRACTICE AREAS

- Business, Finance & Real Estate
- Alternative Energy, Renewable Fuels & Public Utilities
- Banking & Secured Transactions
- Business & Commercial Transactions
- Business Organizations
- Contracts & Procurement
- Cooperatives
- Corporate Finance, Venture Capital & Securities
- Corporate Governance
- Health Care
- Mergers & Acquisitions
- Nonprofit Organizations

## EDUCATION

- Creighton University (B.A., Economics and Political Science, magna cum laude)
- University of Iowa (J.D., with high distinction)

## BAR ADMISSIONS

- Iowa

## **Young Professional Connection Board, Impact Downtown**

Chair (2016-2018)

## **Downtown Community Alliance**

Board Member (2016-2018)

## **Young Variety**

Events Committee (2017-2018)

## **REPRESENTATIVE TRANSACTIONS**

**Representation of national media and publishing company** in connection with the management of all subsidiary and corporate records and supporting representation on general contracting and transactional matters.

**Representation of a cooperative association** in securities offering for the sale of grain storage right.

**Representation of fast food franchisor** in the acquisition and financing of three restaurant locations.

**Representation of bioproducts company** in acquisition of manufacturing facility, private equity investment, and assumption of seller bank debt.

**Representation of pharmacy holding company** in the sale of all of its outstanding units.

**General representation of waste management company** including several securities offerings.

**General representation of independent hotel chain** including negotiation of loan forbearance agreement.

**Representation of an early-stage technology company** in Seed and Pre-Seed financing transactions.

**Representation of institutional investor** in the purchase of a controlling interest in a residential and commercial roofing company.

**Representation of an environmental service company** in several equity and assets acquisitions and the related closing of U.S. and foreign credit facilities.

## **RECOGNITION**

### **Best Lawyers: Ones to Watch**

- Banking and Finance Law, 2023–2025
- Business Organizations (including LLCs and Partnerships), 2022–2025
- Corporate Law, 2022–2025
- Mergers and Acquisition Law, 2025

### **Great Plains Super Lawyers**

Rising Stars, 2021–2025

## **SPEECHES & PUBLICATIONS**

**"Beer Distribution Basics"**

i-Best, Iowa Brewers Guild Annual Conference, November 2019

**"Proposed Federal Rule Changes Could Increase Flexibility for Healthcare Providers"**

October 15, 2019 (co-author)

**"Entity Selection and Small Business Law Basics"**

Boots to Business: U.S. Small Business Administration, May 2017 and November 2017

**"Entity Selection Basics"**

Iowa State Bar Association YLD Nuts & Bolts Seminar, October 2016

**"Issues Affecting All Business Organizations—Electronic Commerce"**

*Iowa State Bar Association Business Practice Manual*, Rev. 2016 (co-author)

**"Serving More Than One Master: A Social Network Analysis of Section 8 of the Clayton Act"**

41 *J. of Corp. L.* 313, 2015