



Kenneth R. McVay

PARTNER

New York

E kmcvay@gunder.com

P +1 212 430 3130

Ken is a founding partner of our New York office.

Ken's practice focuses on the representation of fast-growing private and publicly held technology companies, including companies within the following industries: media and Internet; software and services across marketing, finance and other industries; and e-commerce. Ken also represents many of the leading venture funds in their investment transactions in these technology-centered industries.

By virtue of his more than thirty years of experience as both a lawyer and an entrepreneur—first in Silicon Valley and subsequently on the East Coast—Ken has extensive experience in venture capital financings, public offerings, mergers and acquisitions, corporate partnering transactions and strategic alliances. As part of that practice, Ken has gained particular expertise representing both certified B-corporations and statutory Public Benefit Corporations.

Ken has also led the development of our firm's international practice. Since 2003, he has represented numerous venture and private equity funds in connection with investments in technology-centered companies located in the People's Republic of China, India, Russia, Eastern Europe and Latin America, among others, using a variety of both offshore and domestic transaction structures. In addition, Ken has represented a number of these foreign technology companies in both financing and exit transactions.

Ken is the author of *Sarbanes-Oxley and Venture Capital-Backed Companies* (PLI 2005) and a co-author of *Formation and Financing of Emerging Companies*.

Ken graduated *magna cum laude* from the University of California at Los Angeles and *cum laude* from Harvard Law School. After receiving his J.D., he served as a law clerk to The Honorable Cynthia Holcomb Hall on the U.S. Court of Appeals for the Ninth Circuit, and then commenced his corporate law practice at Latham & Watkins in Washington, D.C. and San Francisco.

Ken's entrepreneurial career includes serving as Senior Vice President and General Counsel of a publicly-held telecommunications company and as Vice President of Finance and Strategic Planning at Zip2 Corporation, an Internet start-up, which was purchased by Compaq Computer.

Ken is an active member of the California and New York State Bars.

EDUCATION

- Harvard Law School, J.D.
 - *cum laude*
- University of California, Los Angeles, B.A., Economics
 - *magna cum laude*

CLERKSHIPS

U.S. Court of Appeals for the Ninth Circuit, Honorable Cynthia Holcomb Hall

FOCUS

- Entrepreneurs & Emerging Companies
- Corporate Governance & Strategy
- Mergers & Acquisitions
- Fund Portfolio Investments
- Capital Markets
- Fund Operations
- Pre-Venture, Venture and Growth Financings

ADMISSIONS

- California
- New York