

# Public Companies/Public Offerings

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**Public companies, boards of directors and management teams turn to Gunderson Dettmer for best-in-class advice for the day-to-day operational, strategic, regulatory, disclosure and governance issues they face as reporting companies.**

**From advising on corporate governance matters to assisting with regulatory filings and compliance, our team provides strategic counsel that empowers public companies to make informed decisions and seize opportunities. We work closely with boards of directors and management teams to develop effective strategies that enhance transparency, protect shareholder interests, and foster long-term value creation.**

## Advising Public Companies in the Innovation Economy

We are strategic advisors to our clients on market dynamics and execution risks and opportunities, and we keep our finger on the pulse of the latest developments in corporate law affecting public companies and the latest terms and trends for securities offerings.

**Seeing around corners.** We help our clients anticipate roadblocks and prevent surprises by highlighting regulatory developments and evolving trends, and provide real-time insights on the changing priorities of the SEC, stock exchanges, proxy advisors, institutional and strategic investors, and other key market participants.

**Ongoing relationships.** Many firms bifurcate their public company clients onto teams of regulatory and compliance lawyers after an IPO. We take a different approach. We continue to add resources to the same core Corporate and IPO team that helped guide the business through the IPO while integrating other legal services as your needs evolve. We know your IPO isn't an endpoint; it is the beginning of your organization's life as a public company. We design our staffing to seamlessly support you in this next stage.

**Unparalleled technology and life sciences insight.** We bring our decades of experience working in these industries to assist our clients with the next stage of their

development – in public offerings and as they evolve and grow as public companies.

## Supporting Board and Stockholder Governance

We help create effective boards, develop productive relationships, and navigate the challenging issues that inevitably arise in every public company.

For decades, we have guided companies through crucial decisions relating to board composition, committee structure, voting arrangements and takeover defenses – including thousands of hours in boardrooms and strategy sessions. We stay abreast of the evolving changes in corporate governance and keep our clients informed of the latest developments, including on topics such as human capital management and environmental, social and governance (ESG) best practices, among others.

When your company goes public it will attract institutional and retail investors who have different needs and motivations than your venture capital investors. This will change how the company interacts with its stockholders. We work with our clients to follow best practices in stockholder governance and engagement and in developing and maintaining productive relationships with their public company investors.

## Experienced Public Company Reporting Counsel

We work hand in hand with our clients through the transition from the road show and S-1 messaging to the first earnings call, the first shareholder meeting, and all the communications that follow.

We counsel clients and assist them with SEC disclosure requirements, including annual and quarterly reports, current reporting on Form 8-K, proxy statements, Section 13 and Section 16 reports, and other communications.

As companies mature, we guide them through ever more granular disclosure requirements, including complex executive compensation disclosures, shareholder proposals and other forms of shareholder activism, ESG disclosures, and myriad other disclosure and compliance topics.

## Unique Insight for Public Offerings

Every one of the more than 350 public offerings we've closed has been for a venture-backed company. All of our public company clients are all formerly venture-backed, so we bring unique insight into the needs, growth and lifecycle of these businesses.

Public offerings A-Z. We support our public company clients in the full range of capital-raising transactions:

- follow-on offerings
- at-the-market offerings
- Rule 144A convertible notes offerings
- private placements of public equity (PIPEs)
- secondary offerings
- other offering structures

We work seamlessly with underwriters, initial purchasers, strategic investors, auditors, the SEC, stock exchanges, and other market participants to support the capital raising priorities of our clients.