

Christopher H. Cunningham

Partner

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OVERVIEW

Chris Cunningham is a partner with over 30 years of experience in corporate and transactional law. He has substantial experience in domestic and international mergers and acquisitions, the representation of start-up organizations and emerging growth companies, software and video game companies, and capital markets. In the area of capital markets, Chris' practice includes private and public offerings of equity and debt securities of US and international issuers, with an emphasis on transactions involving clients based in Asia.

ACHIEVEMENTS

- Recognized by *The Best Lawyers in America*® for Mergers and Acquisitions Law in Seattle, WA, 2026

PROFESSIONAL / CIVIC ACTIVITIES

- Adjunct Professor, Seattle University School of Law, 2001-2020
- Adjunct Professor, Seattle University Graduate School of Business, 2000

EDUCATION

- B.A., Washington and Lee University, *cum laude, American History, Pi Kappa Alpha*
- J.D., Seattle University School of Law, *cum laude, Phi Alpha Delta*

ADMISSIONS

- Bar of Washington
- United States District Court for the Western District of Washington

THOUGHT LEADERSHIP *POWERED BY HUB*

- 27 March 2018, Chancery Court Grants Summary Judgment for Dissolution of Corporation owned 50% by Two Stockholders Where Judicial Admissions Establish Prerequisites for Intervention
- 22 September 2017, Chancery Court Dismisses Breach of Contract Claim Due to Plaintiff's Failure to Proffer a Reasonable Construction of Merger Agreement Provision

NEWS & EVENTS

- 1 December 2025, K&L Gates Advises LIGHTEL on US$10.5 Million IPO on Taipei Exchange
- 11 May 2022, K&L Gates Advises Silicon Motion Technology Corporation on US$3.8 Billion Cross-Border Take-Private Acquisition by MaxLinear, Inc.
- 31 July 2015, K&L Gates Again Advises Republic of Indonesia on Billion Dollar Eurobond Issuance

AREAS OF FOCUS

- Mergers and Acquisitions
- Corporate Governance
- Debt Capital Markets
- Public Companies

INDUSTRIES

- Energy
- Power
- Technology
- Video Games and Immersive Technology

REPRESENTATIVE EXPERIENCE

AIRSPAN NETWORKS INC. (NASDAQ: AIRN)

- Initial public offering of 6.325 million shares of common stock, July 2000

AVITA MEDICAL LTD. (NASDAQ: RCEL; ASX: AVH)

- Public offering of 2.795 million common shares, February 2021
- Initial US listing of American Depositary Shares on NASDAQ, September 2019

- Private placement of 250 million ordinary shares, January 2019

BITNIK, INC. (D/B/A PICNIK)

- Sale of business to Google Inc., March 2010

BLUE OCEAN RESOURCES PTE LTD. (SINGAPORE)

- Private offering of senior notes guaranteed by PT Central Proteinaprima Tbk (JakartaSE: CPRO), June 2007

COVANCE, INC. (FORMERLY NYSE: CVD)

- Sale of Environmental Sciences Group to Smithers Viscient, June 2012
- Sale of Interactive Voice & Web Response Services to Phase Forward Inc (NASDAQ: PFWD), July 2009
- Investment in Caprion Proteomics, Inc., December 2008
- Sale of Covance Cardiac Safety, Inc. to eResearchTechnology, Inc. (NASDAQ: ERES), November 2007
- Acquisition of Radiant Research, Inc., April 2006

FLOW INTERNATIONAL CORPORATION (NASDAQ: FLOW)

- Sale of Avure Technologies to Gores Group, LLC, November 2005
- US$65 million PIPE transaction, March 2005

INTELLICHECK, INC. (NASDAQ: IDN)

- Public offering of 1.538 million common shares, June 2020
- Public offering of 3.625 million common shares, August 2017
- Public offering of 1.2 million common shares and 600,000 warrants, June 2016
- Public offering of 4.857 million common shares, January 2015
- Public offering of 2.617 million common shares, April 2014
- Public offering of 7.78 million common shares, January 2014
- Acquisition of Positive Access Corporation, September 2009
- Acquisition of Mobilisa, Inc., March 2008

INTRAWEST CORPORATION (FORMERLY NYSE: IDR; TSE, MSE: ITW)

- Private offering of US$225 million and CA$125 million senior notes, October 2004
- Tender offer for US$394 million senior notes, October 2004
- Private offering of US$350 million senior notes, October 2003
- Tender offer for US$200 million senior notes, September 2003

- Exchange offering of US$397 million senior notes, November 2002
- Private offering of US$137 million senior notes, September 2002
- Public offering of 3.25 million shares of common stock, May 2002
- Private offering of US$135 million senior notes, January 2000
- Private offering of US$75 million senior notes, December 1998
- Public offering of US$175 million senior notes, August 1998
- Public offering of 3.5 million shares of common stock, June 1998
- Initial public US offering of 4 million shares of common stock, March 1997

KGI ASIA LIMITED

- Underwriter's counsel to US$100 million offering of Zero Coupon Convertible Bonds of Flexium Interconnect, January 2019

LEADYOND ADVISORS LTD.

- Acquisition of Wonder Auto (formerly NASDAQ: WATG), October 2013

MANZANITA CAPITAL (D/B/A MCADAMS WRIGHT RAGEN)

- Sale to Baird Financial, Inc., July 2014

MDXHEALTH SA (NASDAQ: MDXH)

- Initial public offering of American Depositary Shares, 2021

MICROPLANET (TSXVN: MP)

- Joint venture with AES Corp. (NYSE: AES), April 2006

MICROSOFT CORPORATION (NASDAQ: MSFT)

- Acquisition of certain assets of 3DO, Inc., August 2003
- Acquisition of PlaceWare, Inc., April 2003
- Acquisition of Rare Limited, September 2002
- Acquisition of Ncompass Labs Inc., May 2001
- Acquisition of Great Plains Software, Inc. (NASDAQ: GPSI), April 2001
- Acquisition of MongoMusic, Inc. in a tax-free reorganization, September 2000
- Investment in CAIS Internet, Inc., April 2000
- Investment in Digex, Inc., January 2000

- Acquisition of Visio Corporation (NASDAQ: VSIO), January 2000
- Acquisition of OmniBrowse, Inc. in a tax-free reorganization, May 1999
- Acquisition of Access Software and affiliates, April 1999
- Acquisition of LinkExchange in a tax-free reorganization, November 1998
- Acquisition of Valence Research, Incorporated in a tax-free reorganization, August 1998
- Sale of Softimage Inc., a wholly owned subsidiary of Microsoft, to Avid Technology, Inc. pursuant to an arrangement, August 1998
- Acquisition of WebTV Networks, September 1997
- Acquisition of Intersé Corporation in a tax-free reorganization, February 1997
- Acquisition of eShop Inc. in a tax-free reorganization, June 1996
- Acquisition of EXOS, Inc., April 1996
- Acquisition of Colusa Software, Inc. in a tax-free reorganization, February 1996
- Acquisition of Vermeer Technologies, Inc. in a tax-free reorganization qualifying as a pooling of interest for accounting purposes, January 1996
- Acquisition of certain assets of Bruce Artwick Organization and Bruce A. Artwick, November 1995
- Acquisition of The Blue Ribbon Soundworks, Ltd., October 1995
- Acquisition of One Tree Software, Inc. in a tax-free reorganization, November 1994
- Acquisition of Altamira Software Corporation in a tax-free reorganization, September 1994

ONHEALTH NETWORK COMPANY (FORMERLY IVI PUBLISHING, INC.) (FORMERLY NASDAQ: ONHN)

- Merger with Healtheon/WebMD (NASDAQ: HLTH), September 2000
- Acquisition of Health Decisions International, Inc. in a tax-free reorganization, November 1999
- Acquisition of BabyData.com, Inc. in a tax-free reorganization, September 1999
- Secondary public offering of 6.9 million shares of common stock, August 1999
- Private offering of 5,000 shares of Series B Convertible Preferred Stock, May 1998

PARFIELD INTERNATIONAL LIMITED

- Privatization of China Biological Product Holdings, Inc. (NASDAQ: CBPO), 2021

PENFORD CORPORATION (FORMERLY NASDAQ: PENX)

- Private offering of 650,000 shares of common stock, March 2003

PICMONKEY, INC.

- Transaction with Spectrum Equity, July 2015

PRIMA BIOMED, LTD. (NASDAQ: PMBD)

- Public offering of 2.631 million American Depositary Shares, July 2017

PRIMUS KNOWLEDGE SOLUTIONS (FORMERLY NASDAQ: PKSI)

- Merger with Art Technology Group, Inc. (NASDAQ: ARTG), November 2004
- Acquisition of AMACIS Group Limited (Northern Ireland), December 2003
- Acquisition of Broad Daylight, Inc., September 2003

PT CENTRAL PROTEINAPRIMA (JSE: CPRO)

- Acquisition of the Dipasena group of companies, July 2007

PT DELTA DUNIA MAKMUR TBK (JAKARTA: DOID)

- Sale of 2.6 billion shares by certain selling shareholders, November 2009

RANCH CREEK PARTNERS LLC/HILLSTAR CAPITAL LLC

- Acquisition of Jerry's Services of North Dakota, Inc. and OneCor, Inc., August 2017

RED DRAGON GROUP PTE LTD. (SINGAPORE)

- Private offering of secured bonds exchangeable for Ordinary Shares of PT Central Proteinaprima Tbk (JSE: CPRO), June 2007

SILICON MOTION TECHNOLOGY CORPORATION (NASDAQ: SIMO)

- Sale of FCI, Inc. to Dialog Semiconductor Ltd., May 2019
- Acquisition of certain assets from KIES, a company based in Seoul, South Korea, November 2007
- Acquisition of FCI, Inc., a company based in Seoul, South Korea, April 2007
- Initial public offering of 6.7 million American Depositary Shares, July 2005

SUPREME WELL INVESTMENTS

- Sale of FISH business to China Medical Technologies, Inc. (NASDAQ: CMED), March 2007

TEAL JONES GROUP

- Acquisition of Potomac Supply, July 2018
- Acquisition of Pine Products, June 2018

TELESTONE TECHNOLOGIES CORPORATION (FORMERLY NASDAQ: TSTC)

- Private offering of shares and warrants, February 2007

TFG RADIANT GROUP LTD.

- Purchase of shares of Ascent Solar Technologies, Inc. from Norsk Hydro Produksjon, AS, January 2012
- Investment in Ascent Solar Technologies, Inc. (NASDAQ: ASTI), August 2011

WASHINGTON CORPORATIONS

- Take-private acquisition of Atlas Corp., March 2023
- Formation of Greater China Intermodal Investments with Seaspan Corporation and The Carlyle Group, 2011

YUANTA SECURITIES (HONG KONG) COMPANY LIMITED

- Lead manager to BizLink Holding Inc. Reg. S offering for 12 million global depositary shares, 2019
- Underwriter's counsel to US$100 million offering of Zero Coupon Convertible Bonds of Bizlink Holdings, Inc., February 2018
- Underwriter's counsel to US$100 million offering of Zero Coupon Convertible Bonds of Flexium Interconnect, July 2013