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Christopher C. Cain is a partner in Foley & Lardner's Chicago and Madison offices. He helps clients tame technology vendors of all sorts (software, hardware, cloud, SaaS, social media). He represents private equity and strategic clients in mergers & acquisitions in a myriad of industries. He also represents high technology start-ups and is a co-founder of Catapult Chicago, a peer-sourced technology accelerator. Mr. Cain is a member of the firm's Transactional & Securities, Private Equity & Venture Capital, and Information Technology & Outsourcing Practices.

Previously, Mr. Cain was vice president and general counsel at Sonic Foundry, Inc., a publicly traded software/television/film production company where he handled and oversaw all aspects of the company's legal issues, including securities law, mergers & acquisitions, intellectual property and litigation. Mr. Cain was also a Certified Public Accountant and tax senior at Arthur Andersen.

Mr. Cain is Peer Review Rated as BV® Distinguished™, a mark of excellence in Martindale-Hubbell's peer review rating system and was selected by his peers for inclusion in *The Best Lawyers in America*® 2010 - 2012 editions in the field of corporate law.* He was also included in the 2006 and 2007 *Wisconsin Super Lawyers–Rising Stars*® editions for his securities and corporate finance work. In 2005, *In Business* magazine cited him as one of the "40 Under 40" up and coming business leaders in the greater Madison area. In addition, Mr. Cain is a 2009 recipient of Foley & Lardner's Carl Hitchner Mentor of the Year Award, which is an annual award recognizing outstanding mentoring to young attorneys by partners and senior counsel.

Mr. Cain received a B.B.A., with distinction, in accounting from the University of Wisconsin – Madison. He received a J.D., *magna cum laude*, from the University of Minnesota Law School, where he was articles editor of the *Minnesota Journal of Global Trade*. He also is admitted to membership in the Order of the Coif. Mr. Cain is admitted to practice law in Wisconsin, Illinois and Minnesota and holds a Certified Public Accountant license from Minnesota.

* The Illinois Supreme Court does not recognize certifications of specialties in the practice of law and no certificate, award or recognition is a requirement to practice law in Illinois.

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Terry D. Nelson is a partner with Foley & Lardner LLP and a member of the firm's Securities, Commodities & Exchange Regulation, Private Equity & Venture Capital and Transactional & Securities Practices. Mr. Nelson's primary practice includes hedge fund organization and operational compliance, and other private fund offerings, broker-dealer and investment adviser registration and compliance issues, and litigation/enforcement matters involving state and federal securities laws and regulations.

In relation to Mr. Nelson's hedge and other private fund practice, he has represented clients in all aspects of the organization, funding, and operations of U.S. domestic and non-U.S. funds. As part of this work, Mr. Nelson has worked with fund sponsors, advisers, distributors, investors, custodians, administrators, prime brokers and other private fund service providers.

Prior to joining Foley, Mr. Nelson served as chief examiner of the Colorado Securities Division and as licensing and regulation examiner with the Office of the Wisconsin Commissioner of Securities.

Mr. Nelson's professional activities include past memberships on the Qualifications Committee of the National Association of Securities Dealers, Inc. (now "FINRA") and the Examination and Uniform Securities Act Revision Committees of the North American Securities Administrators Association, Inc. His current professional and charitable activities include serving as the Wisconsin liaison for the American Bar Association's Committee on State Regulation of Securities, board member, Pro Bono counsel, president of the board of directors for the Madison Affiliate of Susan G. Komen For the Cure; continuing contributor to Securities, Mergers and Acquisitions, annual publication for the Wisconsin State Bar Association Business Advisor Series and the Securities Enforcement: Counseling and Defense; and editor of the Foley & Lardner monthly Investment Management Newsletter.

Mr. Nelson graduated, *cum laude*, from the University of Wisconsin - Stevens Point and his J.D. degree was conferred in 1997 by the University of Wisconsin.

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A Managing Director in KPMG's Advisory practice, Mr. Bogle has over 12 years of experience delivering advisory, audit and audit-related services. Mr. Bogle currently, provides clients with accounting, financial reporting and project management support for equity and debt offerings (including initial public offerings), mergers and acquisitions, and accounting conversions. This includes assisting clients with SEC and foreign filings, U.S. GAAP and International Financial Reporting Standards (IFRS) technical accounting issues and financial integrations. He also supports clients in the design and implementation of financial reporting and control policies and procedures to meet the new internal and external reporting requirements as a result of a transaction or accounting conversion.

Before joining Advisory, Mr. Bogle served in KPMG's external audit practice and provided assurance based services to a global base of SEC and non-SEC clients.

Professional and Industry Experience

- Assisted clients with their IPOs and strategic sales in the U.S. and Hong Kong.
- Led IFRS conversion projects for Japanese trading companies / conglomerates, investment companies and portfolio companies of private equity firms.
- Led a number of accounting change projects to assist clients deal with new accounting requirements under both U.S. GAAP and IFRS covering a host of industries and Fortune 500 companies. Accounting change services also include assisting to design and implement robust financial reporting processes and controls to generate reliable financial statements and management reports. Kevin has also worked with clients to make their closing process more efficient.
- Led a financial integration and financial reporting support project for a global mining company after a merger of equals and assisted in their SEC filings.
- Provided training on technical accounting issues to client staff in various countries. In addition, Kevin serves as a KPMG national instructor and has recently taught IFRS technical accounting

courses and accounting conversion methodology courses to KPMG employees within the U.S. and internationally.

- Kevin has also served in an on-call consulting role providing advice on financial reporting implications of proposed transactions. Additionally, Kevin has advised and performed due diligence on domestic and multinational companies in the area of mergers & acquisitions. Kevin has extensive experience in cross border deals.

Representative clients include Time Warner, Inc., Time Warner Cable, JPMorgan Asset Management, JPMorgan Private Equity, Macquerie, Goldman Sachs, Rhone Capital, CVC Capital Partners, Samsonite International, Mitsubishi Corporation, ITOCHU International, Freeport McMoRan, Arizona Chemical, Ridgewood Renewable Power.

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Professor Eckhardt is the Executive Director of the Weinert Center for Entrepreneurship and Associate Professor of Management in the School of Business at the University of Wisconsin-Madison. His published and ongoing empirical research projects involve the study of various aspects of the entrepreneurial process, including firm formation, venture finance, initial public offerings, the relationship between public innovation and commercial entrepreneurship, and the role of information in entrepreneurship.

Much of Professor Eckhardt's research involves the study of the formation of commercial software markets for early handheld computing platforms including the Palm Handheld Computer. My research collaborators include Scott Shane, Frederic Delmar, Mike Ciuchta, Marc Junkunc, the late Mason Carpenter, and Mingxiang Li.

Professor Eckhardt's has been an editorial board member for the *Journal of Business Venturing* since 2006. Some of his publications include:

- Eckhardt, J. (2011). Industry changes in technology and complementary assets and the creation of high growth-firms. *Journal of Business Venturing* (26), 412-430.
- Junkunc, M., Eckhardt, J., & . (2009). Technical Specialized Knowledge and Secondary Shares in Initial Public Offerings. *Management Science*
- Makri, M., Junkunc, M., & Eckhardt, J. (2008). Technological Diversification, Cumulativeness and Venture Capital Exit: *M&A Versus IPO*. *Frontiers of Entrepreneurship Research*
- Eckhardt, J., & Ciuchta, M. (2008). Selected Variation: The Population Level Implications of MultiStage Selection in Entrepreneurship. *Strategic Entrepreneurship Journal* (2), 209-224.
- Eckhardt, J., Shane, S., & Delmar, F. (2006). Multi-Stage Selection and the Funding of New Ventures. *Management Science* (52), 220-232.
- Eckhardt, J., & Shane, S. (2003). The Individual Opportunity Nexus. *The Handbook of Entrepreneurship Research*
- Eckhardt, J. (2003). Opportunities and Entrepreneurship. *The Journal of Management*, 333-349.