



## Daniel A. Earl

Partner  
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Dan is the managing partner of the Huntington office and has significant experience in the legal issues surrounding the formation, operation and disposition of business organizations, and litigation resolving commercial disputes. He provides general counsel to many small and large businesses in the Tri-State area, including those in the health care, financial services and manufacturing sectors.

He has a wide and varied practice with more than 30 years of experience in many business and legal issues faced by his clients. In addition to handling mergers and acquisitions on general corporate matters, he has extensive experience in negotiating physician employment, recruitment and financial arrangements, handling peer review and professional licensure matters, registering and licensing intellectual property rights, and litigating business disputes.

By providing a prompt, effective and cost conscious approach to his representation, Dan's clients consider him a most trusted adviser who truly has their best interest at heart. Having grown up in West Virginia, he believes in giving back and takes an active role in his community.

Dan has been given a *Martindale-Hubbell* "AV" rating, which means he was deemed by a survey of his peers as having the highest ethical standards and preeminent legal ability. He is honored on *Chambers USA: America's Leading Lawyers for Business* and has been recognized by *Super Lawyers*® since 2015 and by *Best Lawyers*® since 2010 (Lawyer of the Year (2019, 2022, 2023)).

### Services

- Corporate & Transactional
- Intellectual Property
- Mergers & Acquisitions
- Health Care Industry
- Litigation

### Education

- Wake Forest University School of Law (J.D., 1992)
- West Virginia University (B.S., *cum laude*, 1989)
  - Administration and Finance

## Bar Admissions

- West Virginia
- Kentucky

## Court Admissions

- U.S. Tax Court
- U.S. District Court for the Southern District of West Virginia

## Affiliations/Memberships

- American Bar Association
- Cabell Huntington Hospital Foundation, Board of Trustees (2007 - 2012)
- Huntington Area Development Council, Board of Trustees (2015 - present)
- Guyan Golf and Country Club
  - Board of Trustees (2008 - 2014, 2016)
  - President (2012)
- Doctors Care of Cabell County, Inc., Board of Trustees

## Distinctions

- Peer Review Rated AV in *Martindale-Hubbell*
- *Best Lawyers*®
  - Corporate Law, Mergers and Acquisitions, Business Organizations (including LLC's and Partnerships) (2010 - 2024)
  - "Lawyer of the Year" in Charleston for Mergers & Acquisitions Law (2019, 2023)
  - "Lawyer of the Year" in Charleston for Corporate Law (2022)
- *Chambers USA*®: *America's Leading Lawyers for Business*
- West Virginia *Super Lawyers*®
  - Business/Corporate (2015 - present)

## Experience

**Obtained a Favorable Jury Verdict Following a Commercial Lease Dispute**

We represented our client, a sub-lessor, against another business in a commercial lease dispute where each party claimed the other was in violation of a lease agreement for real and personal property. The matter went to trial and we received a favorable verdict in excess of the defendant's original settlement offers.

### **Represent online back-up service**

We represent an online back-up service provider in drafting its end user license agreement and related agreements with its software providers.

### **Represent pharmacy in corporate matters**

We represent a pharmacy chain (27 stores in West Virginia and Ohio) in all corporate matters. We drafted its Change in Control Severance Plan for its high level management and have negotiated the possible sale of the company to two different national pharmacy chains. We have also recently represented it in the acquisition of a local pharmacy in Ironton, OH.

### **Physician sells practice to university**

We represented a physician's practice in the sale to a local university, his employment by the purchaser and the lease of the practice's real estate.

### **Ambulatory surgery center sale to hospital**

We represented an ambulatory surgery center in its sale to a hospital.

### **Client acquires multi-state mobile imaging company**

We represented a client in its acquisition of a multi-state mobile radiology company and several years later represented the same client in its sale to a national company.

### **Medical Center purchases health care provider**

We represented a multi-physician, multi-disciplinary health care provider in its sale to a medical center and the purchaser's employment of the physicians.