



## 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. 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 20 years of experience in many business and legal issues faced by his clients. In addition to handling mergers and acquisitions and 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 resolving federal, state and local tax matters.

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 was recently honored with a listing in *Chambers USA: America's Leading Lawyers for Business* and selection for the West Virginia *Super Lawyers*®.

### Services

- Corporate & Transactional
- Trademark Procurement/Management & Copyright
- Intellectual Property Acquisitions
- Corporate Taxation
- Mergers & Acquisitions
- Health Care Industry

### Education

- Wake Forest University School of Law (J.D., 1992)
- West Virginia University (B.S., 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
- Defense Research Institute
- 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 - 2013)
  - President (2012)
- Doctors Care of Cabell County, Inc., Board of Trustees
- Huntington Regional Chamber of Commerce

## **Distinctions**

- *Best Lawyers*®
  - "Lawyer of the Year" in Charleston for Mergers & Acquisitions Law (2019)
  - Corporate Law, Mergers and Acquisitions, Business Organizations (including LLC's and Partnerships) (2021)
- *Chambers USA*®: *America's Leading Lawyers for Business*
- *West Virginia Super Lawyers*®
  - Business/Corporate

## **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 Manufacturing Company**

We represent a manufacturing company in all corporate matters, including license intellectual property and distributorship agreements for use in Australia and Mexico.

### **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.