



Daniel J. Konrad

Partner
daniel.konrad@dinsmore.com

Huntington, WV
Tel: (304) 691-8396

Dan has litigated hundreds of matters in federal and state court and recognized by *Best Lawyers* in the areas of commercial litigation, as well as banking & finance litigation. His academic background in accounting and finance has served him well in a multitude of mergers and acquisitions and resulted in and additional recognition from *Best Lawyers* in the area of mergers & acquisition law.

In the past year, Dan has tried cases in state court and been successful in obtaining the outright dismissal of a number of matters involving the West Virginia Consumer Credit and Protection Act. He has also been corporate counsel for a variety of entities leading them through the litigation maze and assisting in the obtaining of bond financing for one client which exceeded \$22 million and conventional financing for another client which totaled in excess of \$15 million.

Services

- Corporate & Transactional
- Mergers & Acquisitions
- Capital Markets

Education

- University of Toledo College of Law (J.D., 1985)
- University of Cincinnati (B.B.A., *magna cum laude*, 1982)
 - Accounting and Finance

Bar Admissions

- West Virginia

Court Admissions

- U.S. Supreme Court
- U.S. Court of Appeals for the Fourth Circuit

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

Affiliations/Memberships

- Foster Foundation, board member

Distinctions

- *Best Lawyers*[®]
 - "Lawyer of the Year" in Charleston for Banking and Finance Law (2022)
 - Banking and Finance Law, Commercial Litigation, Litigation - Banking and Finance, Mergers and Acquisitions Law (2021-2022)
- West Virginia *Super Lawyers*[®]
 - Business Litigation (2021)

Experience

Counseled a Bank Holding Company through a \$33 Million Merger

We represented a client during their purchase of a single location bank located in Charleston, West Virginia. The purchase enabled our client to establish a foothold in the Charleston market. Our services included preparation of the merger agreement; structuring transaction and proxy statements to comply with applicable Nasdaq rules governing transactions in which issuer affiliates have material interest in target; preparation and filing of bank regulatory applications (or obtaining exemptions therefrom); preparation and processing of SEC registration statement for securities offered in transaction and 1934 Act filings of issuer and affiliates.

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.

Counseled Client Through a \$350 Million Asset Acquisition

We were counsel to a client on a \$350 million-plus acquisition of mining assets and reclamation liabilities in Kentucky, West Virginia, Virginia and Tennessee.

Issuer's Counsel for \$23 million bond used for continuing care retirement community

We were Issuer's Counsel on a \$23 million bond issuance. The money was used to refinance \$18 million of previous bonds and \$5 million to upgrade the facilities at a non-profit continuing care retirement community.

Counseled Chief Restructuring Officer through financial difficulties

We provided counsel to the Chief Restructuring Officer of a financially troubled, publically traded construction services company. Their status is now "healthy". Additionally, we were counsel for an additional \$10 million line of credit for the company.

Provide representation in claims regarding state and federal credit acts

We represent third party lenders in claims regarding the West Virginia Consumer Credit Protection Act, Federal Truth in Lending Act and various other federal acts.

Lead counsel in acquisition of food company

Thomas J. Murray and Daniel J. Konrad served as lead counsel to target in its acquisition by national food company in a merger involving significant federal securities law and anti-trust aspects.

Lead counsel in acquisition of newspaper company

Thomas J. Murray served as lead counsel in a West Virginia based public company's \$80,000,000 acquisition of a newspaper company and as lead counsel in obtaining a related credit facility.

Lead counsel in multiple bank acquisition

Thomas J. Murray and Daniel J. Konrad served as acquirer/issuer lead counsel in Premier Financial Bancorp, Inc.'s acquisition of two separate West Virginia banks in SEC registered offerings.