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## Contact

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919.882.7153

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## Practice Areas

- Banking & Financial Institutions
- Mergers & Acquisitions
- Capital Markets

# Todd H. Eveson

## Attorney

### Bio

Todd is in his 20<sup>th</sup> year of practice focused on banking law, securities law, mergers & acquisitions, and corporate law. He has extensive experience in matters pertaining to bank regulation, regulatory applications, enforcement actions, corporate governance, securities law compliance, SEC reporting, and executive compensation. Todd has served as counsel in connection with over seventy mergers and acquisitions in the financial services sector and over twenty successful de novo bank formations, including three of the last four de novo commercial banks successfully organized in North Carolina. He regularly represents issuers and underwriters in connection with public and private offerings of equity or debt securities and has served as primary counsel to over twenty registered public companies in his career.

Todd received his law degree from the University of North Carolina at Chapel Hill, where he served as Editor-in-Chief of the North Carolina Banking Institute. He received his undergraduate degree and a certificate in markets & management studies from Duke University, where he graduated in three years. He is originally from Charlotte, North Carolina.

Todd serves as the Banking & Financial Institutions practice group leader and is a member of the firm's Executive Committee. He is licensed in North Carolina and New York and is a member of the Bar of the United States Supreme Court.

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## Awards & Recognition

- Listed among *North Carolina Super Lawyers* "Rising Stars" Banking (2010 – 2016)
- Listed among *The Best Lawyers in America* for Banking and Finance Law (2013 – 2020)
- Listed as "Raleigh *Best Lawyers* Banking and Finance Lawyer of the Year" (2014, 2017)

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## Professional & Community Activities

- North Carolina State Bar
- North Carolina Bar Association
- New York Bar
- North Carolina Bankers Association
- Board of Advisors, University of North Carolina School of Law Center for Banking

and Finance

- North Carolina Bar Association, Business Law Section Task Force on Modernization of North Carolina Banking Law
  - Former Member, Board of Trustees, The Raleigh School
  - Duke University Alumni Admissions Advisory Committee
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## **Representative Experience**

- Representation of a syndicate of investment banks in a \$345 million fully underwritten public offering of NASDAQ listed noncumulative perpetual preferred stock
- Representation of a New York-based investment bank in a \$350 million fully underwritten public offering of subordinated debt securities by a NASDAQ listed bank holding company
- Representation of a NASDAQ listed bank holding company in a \$120 million merger with another publicly traded bank holding company
- Representation of a Charlotte-based commercial bank in a \$100 million acquisition by an out-of-state NYSE listed bank holding company
- Representation of a mutual savings bank in the first merger of North Carolina-based mutual savings banks in approximately 20 years
- Representation of a NASDAQ listed bank holding company in a public company merger involving aggregate transaction consideration in excess of \$300 million
- Representation of a de novo bank in connection with a \$23 million initial public offering of common stock, successful charter application and organization as a FDIC-insured commercial bank
- Representation of a NASDAQ listed bank holding company in a public company merger involving aggregate transaction consideration of approximately \$175 million
- Representation of a New York-based investment banking firm serving as financial advisor in connection with a merger of bank holding companies resulting in a publicly traded company with over \$30 billion in total assets.
- Representation of a well-capitalized mutual savings bank in connection with a voluntary liquidation and return of capital to members and community organizations
- Representation of a NASDAQ listed bank holding company in its acquisition of a Charlotte-based community bank
- Representation of a bank holding company and its national bank subsidiary in connection with the acquisition of a South Carolina-based community bank, including a fairness hearing before the South Carolina Office of the Attorney General – Securities Commissioner, the first such hearing ever conducted in the State of South Carolina
- Representation of an existing bank holding company in connection with a charter conversion of its subsidiary bank, subsequent private placement of \$30 million of common stock and headquarters relocation
- Representation of a publicly traded bank holding company in connection with a \$45 million private equity recapitalization transaction, multiple formal regulatory enforcement actions, implementation of a tax benefit preservation plan and subsequent acquisition by an out-of-state financial institution

- Representation of an investment bank client in connection with one of the first fully underwritten offering of convertible trust preferred securities by a bank holding company
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## **Speeches & Publications**

- Todd has also spoken on topics involving banking law and mergers and acquisitions for various organizations including the North Carolina Bankers Association, National Business Institute, University of North Carolina School of Law Banking Institute, and University of North Carolina School of Law Festival of Legal Learning
  - “Circling the Wagons: Has the Scope of the Duties of Bank Directors Faced with Bids for Acquisition Expanded?” 3 N.C. Banking Inst. 367, April 1999
  - “New Millennium Heralds Changes in North Carolina's Financial Services Landscape,” 4 N.C. Banking Inst. 305, April 2000
  - “Financial and Bank Holding Company Issuance of Trust Preferred Securities,” 6 N.C. Banking Inst. 315, April 2002
  - “Bank Holding Company Trust Preferred Securities: Recent Developments,” 11 N.C. Banking Inst. 105, March 2007
  - “Sweeping Away the Cobwebs: North Carolina’s Banking Law Modernization Act,” 17 N.C. Banking Inst. 29, March 2013
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