

**MARK W. YODER**

For two decades, Mark has provided legal representation and sage, practical advice to business entities and individuals on a full range of corporate, real estate, business, and other commercial matters. In the role of outside general legal counsel, Mark also acts as a trusted advisor to decision-makers on the full range of legal and strategic issues facing businesses, both large and small.

In his corporate practice, Mark provides advice with regard to the following:

- Entity formation
- Business start-ups
- Capital formation and structuring
- Debt formation and structuring stock and similar equity plans
- Employment agreements
- Exit planning
- Commercial contracting
- Mergers and acquisitions
- Lending
- Secured transactions

Mark has experience advising clients concerning debt, venture capital, private equity, and the private placement of securities.

For private securities transactions, Mark structures, provides compliance advice, drafts offerings, and manages subscription and compliance documents for equity and debt offerings of exempt and private securities in all industries. Mark also provides general advice concerning the resale of restricted securities, disclosures, and other compliance issues with regard to Federal and State securities laws.

Mark also provides legal advice and negotiates the purchase of interests in private equity firms by institutional investors, businesses, and individuals. Whether the investment is in the thousands or the millions, Mark can negotiate and protect the rights as an investor as well as the offeror.

In his real estate practice, Mark handles a variety of matters, including:

- Acquisitions and dispositions of commercial, multi-family, and residential properties
- Real estate development
- Leasing transactions
- Easements and licenses
- Title examination
- Lending transactions
- Construction and architectural agreements
- Structuring and financing complex transactions

Prior to joining Fennemore, Mark worked at another Am Law 200 and various local law firms. Mark also served on active duty in the U.S. Army for four years as a Russian linguist. Mark is an avid volleyball player, snowboarder, tennis player, and road bicyclist.

EDUCATION

- J.D., Order of the Coif, William and Mary School of Law
- B.A., *Summa cum laude*, University of Colorado
- Defense Language Institute, Russian Language Course

AREAS OF PRACTICE

- Business & Finance
- Construction Law
- Emerging Businesses & Technologies
- Real Estate
- Mergers & Acquisitions

PROFESSIONAL AND COMMUNITY AFFILIATIONS

- MS 150 Colorado, Former Team Organizer, Volunteer, and Participant
- Undy 5000 (A Brief Run to Fight Colon Cancer) Denver, Former Executive Planning Committee Member

AWARDS AND HONORS

- **Best Lawyers®: Real Estate Law, 2024 and 2025**

ARTICLES AND PRESENTATIONS

- Co-Presenter and Moderator, "What Real Estate Practitioners Should Know About Special Districts," Continuing Legal Education Program, July 26, 2011
- Author, "Taxation of Possessory Interests in Exempt Property Under S.B. 02-157," The Colorado Lawyer, March 2003

Mark has given various presentations to real estate brokerage firms, management consultants and trade groups on the use of CREC forms, real estate aspects of governmental entities, and

the differences and interplay between owners' associations and governmental entities.

ADMISSIONS

- Colorado