

Matthias Kirsch, Osnabrück



Matthias Kirsch

LL.M. (USA)
Attorney at Law
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Main areas

- M&A
- Corporate
- Banking and Finance
- Compliance
- Antitrust
- China / South East Asia

Background

Matthias Kirsch is a partner at Schindhelm in Osnabrueck since 2012, since January 2016 as managing partner.

After his accreditation in 2006, he has worked in the Düsseldorf office of Linklaters LLP until the end of 2011 specializing in M&A transactions as well as corporate law.

Matthias Kirsch took his second state exam in 2005 following a clerkship at the Higher Regional Court of Düsseldorf.

Following his German and American law studies at the Westphalian Wilhelms-University of Münster, Matthias Kirsch completed his Master in Transnational Business Practice (LL.M.) in Sacramento, USA, and Hong Kong in 2002 to 2003.

Expertise

Matthias Kirsch offers comprehensive advice in M&A transactions and represents German and international corporate clients in acquisitions, sale processes and joint venture projects.

He also advises on general corporate questions, restructurings and international contract law.

References

- Ongoing advising the client's diversified investment holding company and the investment companies held by it as an investor in various venture capital investment projects in the field of e-sports, including the entry into a well-known international e-sports league.
- Ongoing advice in corporate law to a diversified family holding company; in 2021/22, in particular advising on the sale of various associated companies, inter alia to a European market leader in the field of construction elements.

- Comprehensive advice in corporate law regarding the foundation of the start-up accelerator Smart City House. Various advice in corporate law to Osnabrück and Berlin based start-ups.
- Advising Hardy Schmitz Holding GmbH regarding the sale of the subsidiaries Hardy Schmitz GmbH, Yello Netcom GmbH and DDS Netcom AG to itsos GmbH as acquisition company of the Dutch companies itsme Group of Companies b.v. und der Oosterberg Holding B.V.
- Advising TÜV Austria AG/ TÜV AUSTRIA Tecnotest GmbH on the acquisition of all shares in a German GmbH combined with an asset deal.
- Advising the founding shareholder as well as the reinvesting shareholder-directors of the 7days group on the exit of Silverfleet Capital and the sale of the group to an investor consortium consisting of Chequers Capital and Paragon Partners. 7days is a provider of workwear for medical professions based in Lotte.
- Cross-border consulting for a leading company in the development and production of finned tubes and heat exchanger components in the context of the establishment of a joint venture project with a major Chinese group of companies in the metalworking industry.
- Advising the management of a leading manufacturer and system supplier of building materials in the context of the comprehensive restructuring of corporate financing.
- Advising a German bank on the transaction financing of the management buy-out of a stock company in the construction industry.
- Advising the main shareholder of the group of a leading manufacturer and system provider of building materials on obtaining a strategic majority stake in the group.
- Ongoing advice to the company group (Germany's leading spice manufacturer), in particular on commercial issues and in the context of structuring potential transaction projects.
- Ongoing advice to the company group (leading manufacturer of conveyor chains, drive chains and sprockets), in particular on commercial issues, corporate and antitrust issues as well as transactional projects. Comprehensive advice also to the Chinese production site in Hangzhou via the Schindhelm office in Shanghai.
- Advising a leading manufacturer of special suitcases on the acquisition of a majority stake in an industry company out of insolvency and on the drafting of a participation agreement of the future shareholders.
- Advising the Echterhoff company group on the acquisition of a group of specialist civil engineering companies.
- Advising the main shareholder of the group of a leading manufacturer and system supplier of building materials on the sale of its majority shareholding in the group to a strategic investor (market-leading company in the field of specialty chemical building materials). This was preceded by an extensive bidding process.
- Comprehensive advice to German commercial agents of the Camel Active brand (commercial agency law, business law)
- Since 2017, advising HEIFO GmbH & Co. KG and HEIFO Beteiligungen GmbH in the context of various acquisitions and ongoing corporate law advice. In particular, advising on the establishment of a joint venture (Mitsubishi Heavy Industries Thermal Transport Europe GmbH) between HEIFO GmbH & Co. KG and Mitsubishi Heavy Industries Thermal Systems, Ltd.
- Transaction advice (buyer side) including advice on the acquisition of the plumbing/heating/air conditioning business of Eisen Schmidt GmbH & Co. Groß und Einzelhandel in Eisen, Eisenwaren und Sanitär (combined Asset and Share Deal)
- Advising an SDAX listed holding company regarding the expansion of its investment portfolio in the field of medical technology by an acquisition of a majority stake in a leading and internationally active company.
- Advice to the shareholders of a medium sized company active in the field of wood processing in connection with a sale of a majority stake to a publicly listed company.
- Advising the owners of a leading medium sized company active in the field of mechanical engineering and steel molding in connection with the sale of their entire participation to a financial investor.
- Advising the owners of a group of companies engaged as distributor of medical products regarding a sale of a majority participation.
- Advising an investment holding regarding the sale of its engagement in a company active in the area of hygiene and disinfection to an European market participant.
- Advising the former sole shareholder of a producer and distributor of bedding material in connection with a partial re-participation following an insolvency proceeding.
- Advising a medium sized group of companies specialized in the processing of technical plastic in connection with the acquisition of a subsidiary from an European market participant.
- Advising a SMU group of companies regarding the sale of its meat necessities sector to a market participant.
- Advising the management of the 7days group regarding its re-participation in connection with the share transfer between financial investors.
- Advising in connection with the exit of the minority shareholder in a company active in the field of producing and distributing of bedding material.
- Advising the holding company of a large off-highway motorway service station (Autohof) in Northern Germany in connection with the long term lease with one of Germany's biggest motorway service station provider.
- Advising an Austrian automotive group on the acquisition of a strategically important majority shareholding in the German automotive and racing supply industry.
- Advising an SDAX listed holding company on the significant expansion of its investment portfolio in the field of infrastructure

/ logistics by an acquisition of a majority stake in a leading provider of general and bulk cargo transportation.

- Advising an SDAX listed holding company regarding the expansion of its investment portfolio in the field of energy technology by an acquisition of a majority stake in a leading and internationally active provider of trace heating systems.
- Advising a listed holding company regarding its annual general shareholders' meeting.
- Advising the insolvency administrator of ICT Automotive Group located in Germany, Czech Republic and Spain in the sale process to a Korean purchaser.
- Advising an investor regarding the purchase of all shares in the Wilhelm Middelberg GmbH in the context of an insolvency plan proceeding in self-administration.
- Advising the managing partner of 7days Marc Staperfeld GmbH in connection with the participation of Odewald KMU as investor and a management buy-out of a managing director.
- Advising a leading producer of spices with regard to the acquisition of the business of an insolvent south-German company, active in the field of herbage production and drying, from the insolvency administrator.
- Advising a leading sanitary wholesaler in connection with the acquisition of a majority stake in an Austrian market participant.
- Advising the management board of a leading communication service provider in the re-acquisition of shares.
- Advising a mid-size company acquainted in the field of medical industry on the sale of its business operations, including shares in another company.
- Advising the shareholder of an engineering service provider in the field of automotive industry on the disposal of 60 % of its shares to another market participant including an option provision for the remaining shares.
- Advising the management of Hamm-Reno-Group GmbH located in Osnabrück in connection with the sale of the HR-Group to the Berlin-based investor Capiton and the Turkish shoe dealer Ziylan.

Languages

German, English

Publications

Phasen und Begriffe einer Unternehmens(ver)kaufstransaktion