



Dr. iur. Patrik Peyer

Partner, Attorney-at-law, LL.M., Executive MBA HSG

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Languages

German, English, French

Expertise

Patrik Peyer is the managing partner of Niederer Kraft Frey. He is a Corporate law specialist with a main focus on M&A transactions and complex corporate law matters.

His M&A experience includes both public and private transactions in various industries with an emphasis on advising investors, entrepreneurs and companies throughout the entire life cycle of venture capital and private equity investments.

Patrik Peyer also has a broad experience advising board of directors and executive managements on Corporate Governance and remuneration issues.

Patrik Peyer is listed as an expert for Mergers & Acquisitions by Chambers, Legal 500, IFLR1000, Who's Who Legal and by Best Lawyers.

Career

Since 2015	Partner, Niederer Kraft Frey (since 2021 Managing Partner)
2014	Seconded to the Frankfurt office of a Magic Circle firm
2009	Senior Associate, Niederer Kraft Frey
2006	Associate, Niederer Kraft Frey
2003	Research Assistant for Corporate Law at University of Zurich
2001	Research Assistant for Contract and Tort Law at University of Zurich
2000	Clerk with the District Court of Zurich

Education

2011	University of St. Gallen, Executive MBA HSG
2006	Admitted to the Bar (Attorney-at-law)
2005	University of Zurich, PhD (Dr. iur.)
2003	University of Cambridge, LL.M., British Counsel Chevening Scholar 2002 / 2003
1999	University of Zurich, Master Degree

Market Perception

Patrik Peyer is a long-standing fixture in the Swiss market, renowned for his leading work advising clients on the full gamut of transactional and investment matters. (Who's Who Legal Switzerland - Corporate Governance 2021)

Patrik Peyer has proven to be an excellent attorney who can make the difference. He is always available and focuses on the most important topics in critical situations, which give his clients an edge in competitive M&A processes. (Legal 500 2021 - Commercial, Corporate and M&A)

Patrik Peyer – always available, pragmatic, solution driven, very pleasant and friendly demeanour, even in contentious negotiation situations – keeps his focus on content, solutions and is client-focussed. (Legal 500 2021 - Commercial, Corporate and M&A)

Patrik Peyer is described as "business-minded" and "calm negotiator." (Chambers Global 2020 - Corporate/M&A)

Patrik Peyer is extremely "switched on", reliable and competent. He always stick to deadlines and is very easy to work with. He is well aware of new legal developments and is highly reliable. You can reach him at any time (24/7). (IFLR1000 2020 – Corporate/M&A)

Patrik Peyer is "commercially minded and extremely responsive". (Legal 500 2019)

Patrik Peyer "translates complex solutions into simple structures". (Legal 500 2018)

Patrik Peyer is "extremely 'switched on', reliable and competent." He always sticks "to deadlines and" is "very easy to work with." He is "well aware of new legal developments and" is "highly reliable." You can reach him "at any time (24/7)." (IFLR1000 2018)

Patrik Peyer is described as "extremely committed" (Legal 500 2017)

"Patrik Peyer is a respected practitioner with an impressive corporate practice covering M&A transactions and complex corporate law issues." (Who's Who Legal Switzerland 2017)

Experience

The following is a selection of recent public cases in which Patrik Peyer acted as counsel to:

- Ardian's portfolio company Frulact Serviços Partilhados SA on the acquisition of a business unit of International Flavors & Fragrances Inc (2021)
- Sportradar Group AG on the successful launch of its IPO and the start of trading on Nasdaq (2021)
- Calibre Scientific, Inc. on the acquisition of HUBERLAB.AG (2021)
- SERgroup Holding International GmbH on the acquisition of Interact Digital AG (2021)
- Morgan Stanley Capital Partners on the closing of the investment in US HealthConnect (2020)
- Ardian on the acquisition of a majority stake in Swissbit Holding AG (2020)
- Ontario Teachers' Pension Plan, Canada's largest single-profession pension plan, on the purchase of 156,658 shares (2.85%) in Barry Callebaut AG (2019)
- Lindsay Goldberg, a New York based private investment firm, on the acquisition of Bilcare Research Group (2019)

- TTP AG on the acquisition of the former Pharmaplan company located in Switzerland from the Danish-based NNE A/S (2019)
- LGT Group, as investor in the CHF 22 million Series B financing round (valuation of CHF 122 million) of the Zurich based FinTech start-up Loanbox (2019)
- Nordic Capital on the acquisition of a majority stake in the Swiss software company BOARD International SA (2019)
- BC Capital AG, in connection with its second financing round in the amount of EUR 11 million (rounded) with current and new shareholders participating (2018)
- Grünwald Equity in the sale of Luwa Air Engineering AG (Luwa) to the Swedish company Nederman Holding AB (Nederman) (2018)
- Counsel to Sportradar AG and the major selling share-holders in the EUR 2.1 billion landmark tech-sale of Sportradar AG to Canada Pension Plan Investment Board (CPPIB) and Silicon Valley-based growth equity firm TCV (2018)
- Deutsche Telekom AG on a Series A financing round of Spearhead AG (2018)
- Eisvogel Group AG in a cross-border transaction leading to the acquisition of a majority stake in Prisma Group s.r.l. (2018)
- Piavita AG, a Swiss medtech start-up, in connection with its successfully closed Series A financing round (2018)
- Finastra on the acquisition of Olfa Soft SA and its cutting edge FX e-trading platform for banks and financial institutions (2018)
- Zühlke Ventures, Zurich on a financing round of Lunaphore Technologies, Ecublens (2017)
- Finch Capital, as lead investor in the CHF 10 million Series B financing round of Squirro (2017)
- NKT Photonics A/S, Denmark, on the acquisition of Onefive GmbH, a leading ultrafast laser manufacturer (2017)
- Boston Scientific Corporation, USA in its acquisition of the Swiss company Symetis SA for USD 435 million (2017)

In addition, Patrik Peyer has acted as Swiss counsel on numerous non-public M&A transactions and venture capital financing rounds.

Publications & Speaking Engagements

- Patrik Peyer, Start-up financing from a legal perspective, Speaker at Venture Capital Webinar, Zurich, 28 April 2021
- Daniela Schmucki, Patrik Peyer, Philippe A. Weber, Till Spillmann, Private Equity (Transactions) in Switzerland 2021, in: Lexology Getting The Deal Through – Private Equity (Transactions) 2021, Law Business Research, 26 April 2021
- Patrik Peyer, Freedom of scope in Swiss Corporate law (Gestaltungsfreiheit im Aktienrecht) Conference host & Speaker at the 18th Zurich Corporate Law Conference of the European Institute of the University of Zurich, Zurich, 30 March 2021
- Patrik Peyer, Locking the Deal-making Gates: the world turns protectionist, Speaker at IBA Webinar, 27 May 2020

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- Andreas Casutt, Patrik Peyer, Ulysses von Salis, Manuel Werder, Elga Reana Tozzi, Luca Bianchi and Roman Sturzenegger, Private equity in Switzerland: market and regulatory overview, in: Practical Law/ Thomson Reuters, 1 March 2020
- Patrik Peyer, Roman Sturzenegger, International Redomiciliation of LLC, in: Theus Simoni/Hauser/Bärtschi (Hrsg.), Handbuch Schweizer GmbH-Recht, Basel 2019
- Patrik Peyer, Corporate governance at state-backed companies, Panel participant at the 6th Annual Corporate Governance Conference, Frankfurt, 5 December 2019
- Patrik Peyer, Shareholders' Agreements - A toolbox for corporate structuring, Speech held at STS Schweizerische Treuhänder Schule: Treuhand Intensiv, Zurich, 19 September 2019
- Patrik Peyer, Legal challenge of corporate venturing, Speech held at the second SECA Venture Capital Workshop, Zurich, 25 May 2019
- Patrik Peyer, Venture Capital Investments: How to get in? How to get out?, Speech held at the second SECA Venture Capital Workshop, Zurich, 24 May 2019
- Patrik Peyer, When banks invest in FinTech start-ups: Legal challenges of corporate venturing, Speech held at the FinTech-Event, Zurich, 9 May 2019
- Patrik Peyer, The Shareholders' Agreement, Conference host & speaker at the 16th Zurich Corporate Law Conference of the European Institute of the University of Zurich, Zurich, 5 March 2019
- Patrik Peyer, Traditional fundraising structures vs fundraising fashion trends, Panel moderator at the 4th IBA Silicon Beach Conference, Santa Monica, 17 February 2019
- Andreas Casutt, Patrik Peyer, Ulysses von Salis, Manuel Werder, Elga Tozzi, Luca Bianchi, Roman Sturzenegger, Private equity in Switzerland - market and regulatory overview, in: Practical Law/ Thomson Reuters, February 2019
- Patrik Peyer, How can you make your technology company sexy for potential buyers?, Panel participation at the 3rd Mergers & Acquisition in the Technology Sector Conference, Barcelona, 23 February 2018
- Patrik Peyer, Starter kit for start-ups – The suitable legal setting for your business idea, Panel participation at the AIJA Half Year Conference, Riga, 18 May 2017
- Patrik Peyer, M&A in financial distress, Panel participation at the AIJA M&A Seminar (Unravelling the Ins and Outs of Restructuring), La Clusaz, 27 January 2017
- Patrik Peyer, Challenges for venture capital investors in a digital world, Roundtable moderation at the Worldwebforum, Zurich, 25 January 2017
- Patrik Peyer, Luca Bianchi, NKF Client News November 2016 (FinTech / Startups – Insights on a Success Story), Online Publication, <http://www.nkf.ch>, 29 November 2016
- Andreas Casutt, Patrik Peyer, Ulysses von Salis, Manuel Werder, Luca Bianchi, Rachid Ghazi, Roman Sturzenegger, Private equity in Switzerland: market and regulatory overview, in: Practical Law Multi-jurisdictional Guide 2016/17 Private Equity and Venture Capital, Thomson Reuters
- Patrik Peyer, Purchase price: Locked box vs. Closing accounts, Speech held at the AIJA M&A Seminar (It's all about money making and securing payments in M&A transactions), Budapest, 22 April 2016
- Patrik Peyer, Exits: Single, double or triple track, Panel participation at the AIJA M&A Seminar (Private equity masterclass), Corvara, 16 January 2016

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- Patrik Peyer, M&A transaction structuring, Panel moderation at the AIJA M&A Seminar (M&A reloaded: A comprehensive view of the M&A process), Kitzbühel, 29 January 2015
- Andreas Casutt, Patrik Peyer, Voraussetzung der Sonderprüfung – Nachweis der vorgängigen Ausübung des Auskunfts- oder Einsichtsrechts, in: GesKR 1 (2015) 136 (Besprechung des Urteils 4A_319/2014 des schweizerischen Bundesgerichts vom 19. November 2014)
- Patrik Peyer, Hauptaufgaben des Verwaltungsrats, in: Fischer/Drenckhan/Gwelessiani/Theus Simoni (Hrsg.), Handbuch Schweizer Aktienrecht, Basel 2014
- Andreas Casutt, Patrik Peyer, Kommentar zu Art. 26 VegüV, in: Gerhard/Maizar/Spillmann/Wolf (Hrsg.), Vergütungs-recht der Schweizer Publikumsgesellschaften, GesKR-Kommentar zur VegüV, Zürich/St. Gallen 2014
- Patrik Peyer, Christa-Maria Harder-Schuler, Schweizerisches Gesellschaftsrecht, Fragen und Antworten – Leading Cases, 2. Auflage, Bern 2013
- Peter Isler, Urs Pulver, Patrik Peyer, New Swiss Rules to enhance Financial Stability of Banks – Capital Requirements; Recovery and Resolution Regime, in: Bankers' Law, Volume 4 Number 4, p. 28-35
- Patrik Peyer, Roland Schaub, Umsetzung des FINMA-Rundschreibens «Vergütungssysteme» bei Banken, Variable Vergütungen im Spannungsfeld zwischen Regulierung und Zivilrecht, in: SJZ 107 (2011) Nr. 7, S. 149-158
- Peter Isler, Patrik Peyer, The Future of Private Banking in Switzerland – an Outlook from a legal Perspective, in: Bankers' Law, Volume 3 Number 4, S. 30-32
- Patrik Peyer, Roland Schaub, FINMA-Richtlinie stösst auf rechtliche Barrieren, Variable Vergütungen für den Finanz-sektor stehen im Spannungsfeld zwischen Regulierung und Zivilrecht in: NZZ vom 4. Juni 2010 (Nr. 126)
- Patrik Peyer, Besprechung von "Mario Marti, Aktienemission im Internet, Bern/Zürich 2008", in: SJZ 105 (2009) 305
- Patrik Peyer, Das «vernünftige» Verwaltungsratsmitglied – oder der objektivierte Fahrlässigkeitsbegriff in der aktienrechtlichen Verantwortlichkeit, in: Gaudenz G. Zindel/Patrik Peyer/Bertrand Schott (Hrsg.): Wirtschaftsrecht in Bewegung. Festgabe zum 65. Geburtstag von Peter Forstmoser, Zürich/St. Gallen 2008 und Zürich/Basel/Genf 2008, 102
- Patrik Peyer, Vertretung der Aktiengesellschaft, Wirkung der Vertretungsmacht und einer Beschränkung der Vertretungsbefugnis (Besprechung des Urteils 4A_357/2007 des schweizerischen Bundesgerichts vom 8. April 2008), in: GesKR 18 (2008) 382
- Peter Forstmoser, Patrik Peyer, Die Einwirkung der Gesellschafterversammlung auf geschäftsführende Entscheide in der GmbH, in: SJZ 103 (2007) S. 397 und S. 429-434
- Patrik Peyer, Christa-Maria Harder-Schuler, Schweizerisches Gesellschaftsrecht, Fragen und Antworten – Leading Cases, Bern 2007
- Patrik Peyer, Michael Feit, Übungsbuch Obligationenrecht – Allgemeiner Teil, Zürich 2007
- Patrik Peyer, Vollstreckung unvertretbarer Handlungen und Unterlassungen, (Dissertation), Zürich 2006
- Patrik Peyer, Zur zunehmenden Bedeutung der Rechtsvergleichung als Hilfsmittel der Rechtsfindung, in: recht 22 (2004) 104

- Patrik Peyer, Zur Ersatzfähigkeit reiner Vermögensschäden, in: Recht 20 (2002) 99

