



Benjamin Mishkin

Member

Philadelphia

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Ben focuses his practice on technology and data privacy. He advises clients in complex data transactions, software agreements, and intellectual property matters. Ben is well-versed in data use and data license agreements governing the exchange of confidential data, including California personal information protected by the CCPA, European personal information protected by the GDPR, protected health information under HIPAA, and other sensitive data types, and he works with clients to ensure their sensitive data is protected by robust cybersecurity requirements. Ben has negotiated complex data-sharing agreements with state and federal government agencies, as well as private nonprofits and corporations. In the software development realm, Ben has drafted and negotiated agreements for the development of complex multi-vendor software solutions, including SaaS agreements and cloud-based storage agreements, as well as negotiating trademark and copyright license agreements. Ben has also helped his startup clients in the social media and entertainment space close deals with major production companies and international advertising firms. Ben's clients range from emerging growth companies to large regulated financial institutions.

Previously, Ben was a deputy city solicitor in the City of Philadelphia Law Department's IP & Technology Division, where he negotiated software and other technology agreements and advised city departments regarding best practices for data management and data sharing, both inside the city and with external partners. Ben also served as a member of the Data Subcommittee on the 2017 Mayor's Taskforce to Combat the Opioid Epidemic.

Ben earned his bachelor's degree, *cum laude*, from George Washington University. Ben earned his law degree, *cum laude*, from Temple University Beasley School of Law, where he was a note and comment editor for the *Political & Civil Rights Law Review*.

Experience

Represented Aeroovel, an unmanned aircraft system developer, in its sale to Airbus, a multinational aerospace corporation. This transaction drew on the experience of the firm's corporate; antitrust; transportation and trade; tax; technology, privacy, and data security; and intellectual property attorneys.

Represented Investindustrial, a private equity firm based in London, in its acquisition of a majority stake in Eataly S.p.A., the global chain of upscale Italian marketplaces.

Represented private equity firm Argosy Capital in its sale of Component Sourcing International, LLC, a manufacturer of custom components in a variety of product categories, to private equity firm CPC, LLC. This transaction drew on the experience of the firm's corporate; tax; antitrust; labor and employment; employee benefits and executive compensation; technology, privacy, and data security, intellectual property, real estate, and environmental attorneys.

Negotiated a high-stakes master SaaS development and hosting agreement on behalf of a governmental entity with a software developer which will design and host a new digital client management system for the entity. The project posed a number of challenges, including the need to extract information from a dated legacy system, create customized software solutions, and securely maintain extremely sensitive information. The client engaged Cozen O'Connor to assist with RFP

Practice Areas

- Artificial Intelligence
- Privacy Litigation – Emerging Trends
- Technology, Privacy & Data Security

Industry Sectors

- Cryptocurrency and Blockchain Technology
- Software

Education

- Temple University—James E. Beasley School of Law, J.D., *cum laude*, 2012
- George Washington University, B.A., *cum laude*, 2006

Bar Admissions

- New Jersey
- Pennsylvania

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drafting and bid appraisals, and once the software developer was selected, we led intensive negotiations, securing key contractual protections, including an information security addendum with detailed obligations governing data storage and processing and a framework for response and recovery in the event of a breach.

Represented the shareholders of Aries Global Logistics, Inc., an international air and ocean freight forwarder, in its \$105 million sale to NTG Air & Ocean USA, Inc., a subsidiary of NTG Nordic Transport Group A/S, a publicly traded Danish transportation company.

Represented private equity firm PennSpring Capital, LLC in its acquisition of Burch Supplies Company, Inc., an equipment and supplies distributor for the mining, industrial, and mineral processing industries, with a related real estate acquisition funded in part by a loan and in part by rollover equity. This transaction drew on the experience of the firm's corporate; tax; real estate; intellectual property; and technology, privacy & data security attorneys.

Represented The Burgiss Group, LLC, a provider of systems and data on private capital, in its acquisition of Caissa LLC, a developer of an investment analytics software platform. This transaction drew on the experience of the firm's corporate; tax; employee benefits and executive compensation; labor and employment; intellectual property; and technology, privacy, and data security attorneys.

Represented a private equity firm in its acquisition of a majority stake in a mass text alert platform for businesses. This transaction drew on the experience of the firm's corporate; tax; intellectual property; technology, privacy, and data security; labor and employment; and employee benefits and executive compensation attorneys.

Represented Agiliti Health, Inc., a medical equipment management and services company, in its \$230 million acquisition of Sizewise Rentals, L.L.C., a manufacturer and distributor of specialty patient handling equipment. This transaction drew on the experience of the firm's corporate; employee benefits and executive compensation; labor and employment; tax; intellectual property; technology, privacy, and data security; real estate; litigation; environmental; antitrust, and health care attorneys.

Represented private equity firm PennSpring Capital, LLC in its sale of Securus Contact Systems LLC, a virtual receptionist and live web chat services provider for businesses, to Signpost Inc., a technology company that develops marketing automation software for local businesses to build customer relationships. This transaction drew on the experience of the firm's corporate; tax; employee benefits and executive compensation; labor and employment; intellectual property; and technology, privacy, and data security attorneys.