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Vol. 44 Winter 2004 No. 1

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Kenneth A. Adams

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An Introduction To Antidilution Provisions (Part 2)

David A. Broadwin

Prudent investors are likely to want some assurance that the value of their investment won't be diminished by subsequent issuances of stock. In this article, David A. Broadwin discusses how the markets for large and small public companies affect the usefulness and availability of antidilution provisions, adjustments for below-market-price issuances, the effect of private investment in public equity ("PIPE") transactions, the nature of the risk in smaller companies, adjustments for floating rate instruments, what to do with respect to stock options, and fixed-percentage antidilution protection. He also provides a useful formula to adjust for the dilution when an issuance of additional shares of common stock is below both the conversion price and market price of the existing shares.

Ten Traps To Avoid In Drafting Enforceable Confidentiality, Non-Compete, and Non-Solicitation Agreements (with Form)

David J. Carr

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Some Basics About Employment Agreements

Mary E. Bruno

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