



Michael Burwick

Partner

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Michael Burwick brings more than a quarter century of legal, negotiation, and financial services industry experience to Greenspoon Marder. As a partner in the firm's corporate department, Mr. Burwick focuses his practice on entertainment, sports, media and technology law, cannabis law, tax law, and securities law. He also has significant real estate finance, government law and administrative law experience.

With a strong undergraduate background in sociology and psychology, Mr. Burwick serves as a trusted advisor to and a fierce advocate for his clients, guiding them through complex negotiations and counseling them on a host of various business, legal, and personal decisions.

Mr. Burwick works with many athletes engaged in a wide array of sports and emerging competitors in electronic sporting competitions. He also advises social media influencers, and he represents numerous up and coming musicians and singers and several award-winning filmmakers and directors.

Mr. Burwick also specializes in the area of tax deferral and mitigation. With a deep understanding of the Internal Revenue Code (IRC), state and local tax regulations, and specifically IRC Sections 1031 and 453, Mr. Burwick works with sellers of highly appreciated assets to maximize opportunities for capital gains tax deferral and, with those in the agricultural community, including legal growers of hemp and cannabis, to defer ordinary income at both the state and federal levels, relying on various safe harbors in the tax code.

In the securities law arena, Mr. Burwick is fluent in the language of the Securities Act of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, and the rules and regulations promulgated and enforced by the U.S. Securities and Exchange Commission (SEC) and the Financial Industry Regulatory Authority (FINRA). He often advises clients on various types of public and private offerings, including the use of crowd sourcing and crowd funding, and private offerings made pursuant to Regulation D.

Mr. Burwick advises clients on compliance with securities laws and their associated rules and regulations. He advocates for financial services firms in their dealings with FINRA and the SEC. He serves as outside counsel to numerous financial services firms. Registered Investment Advisers (RIAs), Broker-Dealers (B/Ds), sponsors of various private financial products sold via Regulation D and issuers who issue public securities that are registered with the SEC rely on his breadth of skills to guide them through intricate legal matters and compliance issues.

Mr. Burwick also has broad corporate law experience, including entity formation, mergers and acquisitions, public offerings, corporate governance, and succession matters.

In addition to his role at Greenspoon Marder, Mr. Burwick is also the President of a boutique sports, media and entertainment agency, Strategic Sports, Media & Entertainment LLC where he, with the backing of Greenspoon Marder's Sports & Entertainment practice group, negotiates contracts with professional sports teams as well as endorsements, licensing deals, and other forms of contracts on behalf of athletes, entertainers and media personalities.

Mr. Burwick frequently writes and speaks on a wide range of sports, media and entertainment law, cannabis law, tax law, and securities law matters. Outside of his legal practice, he serves on the Board of Directors of Autism Speaks (New England) and the Georgetown Law Advisory Board (LAB). He also plays an active philanthropic role at The New England Center for Children (NECC), a residential and day program serving autistic children since 1975, where his son, Spencer, has been a residential student since 2014.

Court Admissions

- U.S. Tax Court
- U.S. District Court, District of Columbia
- U.S. District Court, Northern District of Florida
- U.S. District Court, Middle District of Florida
- U.S. District Court, Southern District of Florida

Bar Admissions

- Florida
- District of Columbia
- Massachusetts (Candidate for Admission on Motion)

Education

- L.L.M. in Taxation, Georgetown University Law Center, with honors, 2012
- L.L.M. in Securities Law and Financial Regulation, Georgetown University Law Center, with honors, 2011
- J.D., Georgetown University Law Center, *cum laude*, 1995
- B.A., Boston University, *magna cum laude*, with Distinction, 1991

Practice Areas

- Corporate
- Entertainment & Sports
- Tax
- Cannabis
- Innovation & Technology

Professional and Community Involvement

- Georgetown Law Advisory Board, Member
- Autism Speaks, New England Board of Directors
- The New England Center for Children, Host Committee Member
- Phi Beta Kappa Society
- National Basketball Players Association, Certified Player Agent
- The Sports Lawyers Association, Member
- Alternative & Direct Investment Securities Association, Member
- National Society of Compliance Professionals, Member
- Securities Industry & Financial Markets Association, Member
- New England Business Brokers Association, Member

Recognitions

- American Law Society, "America's Top Lawyers," 2019-2020
- Marquis, "Who's Who in American Law," 2019-2020
- The Top 100 Magazine, "The Top 100 List of American Attorneys," 2019-2020

Publications

- Author, "The Structured Installment Sale as a Real Estate Tax Strategy," *Bloomberg Tax*, November 29, 2021
- Co-Author, "Capital Gains Tax Mitigation and the Structured Installment Sale," *Bloomberg Tax*, November 4, 2021
- Author, "Professional Athletes, Collective Bargaining Agreements, and Injuries Suffered Away from Team Facilities," *Sports Litigation Alert*, June 18, 2021
- Author, "The Evolving Landscape of Capital Gains Taxes under a Biden-Harris Administration," *Bloomberg Law*, January 27, 2021
- Author, "Top 10 Traps for The Unwary Crowd-Funding Portal," *Law360*, January 22, 2014
- Author, "You Dirty Rat!! Model Rule 8.3 and Mandatory Reporting of Attorney Misconduct," *The Georgetown Journal of Legal Ethics*, Fall 1994

In the News

- Quoted, "Experts Say Incentives Are There For Deal On MLB Lockout," *Law360*, March 1, 2022
- Quoted, "Meet The 3 Ex-BigLaw Attys Trying To Solve The MLB Lockout" *Law360*, December 1, 2021
- Quoted, "Greenspoon Marder Attorney Share Insights on Major League Baseball's Impending Labor Crisis," *Sports Litigation Alert*, November 19, 2021
- Quoted, "College Athletes Just Got Much Closer to Becoming Employees," *Slate*, September 29, 2021
- Quoted, "Olympic All-Around Champ Sunisa Lee Committed to Auburn. She's Still Going," *Wall Street Journal*, July 30, 2021
- Quoted, "The NCAA's Supreme Court Blowout Is a Sign of Things to Come" *Men's Journal*, July 8, 2021
- Quoted, "5 Big Questions As NCAA, States Open NIL Floodgates" *Law360*, July 2, 2021
- Quoted, "The Supreme Court's ruling against the NCAA opens the door for a wave of other lawsuits by college athletes" *Business Insider*, June 28, 2021
- Quoted, "Greenspoon Marder Adds Partner To Work In NY, Miami" *Law360*, April 27, 2021
- Quoted, "This trendy tax play is making its way to financial advisors," *CNBC*, February 15, 2020
- Quoted, "Advisors must weigh benefits and real dangers before offering this hot new tax play," *CNBC*, May 28, 2019

News

- Greenspoon Marder Partner Michael Burwick Featured Speaker At The 15th Annual Georgetown Law Sports, Entertainment, and Media Law Symposium

- Greenspoon Marder Expands Corporate & Business Capabilities With Addition of New Partner Michael Burwick in New York and Miami

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