

Food, Beverage & Hospitality

Our clients are in the business of joy. In everything they do their goal is to provide their customers with a compelling, memorable and enjoyable experience. We understand our clients' businesses — because we are their customers. We partner with them so that they can more efficiently and effectively bring joy to the community. We celebrate their successes and offer them encouragement on their terms and in their language. We are advocates and ambassadors for our clients' businesses and industries, matching our clients' passion for the Food, Beverage & Hospitality industry at every turn.

Our home is the Pacific Northwest — a region of startling beauty and abundant resources. Fortunately for us, many of those resources are pleasant to the palate. Imagine for a moment, you're enjoying a warm summer evening sipping an ice-cold IPA and dining on grilled salmon. The hops in your beer were most likely grown in Washington. The salmon was almost certainly caught in Alaskan waters. And when your waiter brings you a decadent hazelnut chocolate torte for dessert, you can rest assured the hazelnuts were likely grown in Oregon. The variety and abundance of foodstuffs in and around our region combine with a culturally diverse population to make our home a hotbed of culinary innovation.

Maybe you've noticed we're not the only ones aware of our landscape's bounty. Every day, our cities greet scores of tourists wanting to taste the northwest and all it has to offer. Whether arriving by plane, train or one of the many cruise ships that line our waterfronts, those visitors drive the vibrant hospitality industry right in our back yard.

At Lane Powell, we relish our good fortune of being rooted in the Pacific Northwest. We share our visitors' joy in making new and exciting memories within our region: whether they come from a visit to one of our many wineries, breweries or craft distilleries; a trip to one of the region's exceptional ski slopes; a five-star meal prepared by one of our world-renowned chefs; or a luxurious weekend at a local resort and spa. We share that joy because not only do we have the good fortune of living and working in this beautiful place, but our attorneys can often be found enjoying those same amenities.

Nevertheless, we also recognize that behind the smile on a guest's face is a lot of hard work. The food, beverage and hospitality industries are some of the most competitive in the world. Compounding that competition is the ever-increasing scope of government regulation on businesses in this space. At Lane Powell, we believe that vibrant food, beverage and hospitality industries make our region — and the world — a better and more joyful place. We work just as hard as our clients in these industries to make sure they get advice and assistance needed to help their businesses thrive — one delicious bite or luxurious spa day at a time.

Our team includes professionals from varying legal disciplines across the firm, allowing us to assist clients with all aspects of their business. Regardless of whether their needs relate to the immigration status of workers helping to harvest our region's abundant crops, negotiating the purchase or lease of a processing facility, dealing with the complexity of state and federal alcohol beverage regulations, managing a product recall, handling wage and hour concerns, or anything in between, we stand ready to assist.

We do this because we love our home and every delectable, relaxing thing it has to offer.

Experience

Claffey v. Starbucks Corporation

Snohomish County Superior Court

Defended Starbucks against a retaliation and FMLA interference claim made by a former manager.

Advanced H2O, LLC Sale to HM Advanced Holdings, LLC

Advised Advanced H2O, LLC and its management team in the sale of the company to HM Advanced Holdings, LLC.

Private Equity Purchase of Essential Baking Company

Advised private equity with respect to the purchase of Essential Baking Company.

Java Trading Co. Sale to Distant Lands Trading Company

Advised Java Trading Co. with respect to the company's sale to Distant Lands Trading Company.

Advanced H2O, Inc. Purchase of Bottling-Plant and Production-Facility

Advised Advanced H2O, Inc. private stock financing and the purchase of bottling-plant and production-facility from CC Beverage, a U.S. subsidiary of Clearly Canadian Beverage.

K&L Distributors, Inc. Sale of Distribution Rights to Anheuser-Busch of Washington, Inc.

Advised K&L Distributors in the sale of its rights to distribute alcoholic and non-alcoholic beverages, related inventory and other related assets for its Washington State territory to Anheuser-Busch Sales of Washington, Inc., a subsidiary of Anheuser-Busch.

Caffe D'arte Purchase and Rebranding of Five Tully's Franchise Coffee Shops

Advised Caffe D'arte, a Seattle-based coffee shop and coffee bean wholesaler, in its purchase of five separate Tully's franchise coffee shop locations in and around Boise, Idaho.

Alaska Distributors Co. Sale of Washington Business to Columbia Distributors

Advised Alaska Distributors Co. in the sale of its Washington business to Columbia Distributors.

Brinker International Payroll Company, LP v. Duke Investments, LLC

Case No. 3:12-cv-00033 | U.S. District Court, District of Alaska | Anchorage, Alaska

Represented Brinker International, owner/franchisor of the Chili's restaurant brand, in a lawsuit seeking equitable relief requiring Duke Investments to cease all use of the Chili's brand for its ongoing failure to pay franchise fees.

EPI Realty, Inc. Restructure of Wild Waves Theme Park

Represented EPI Realty in the restructure and management of Wild Waves Theme Park.

Golden Tea Management Advice In re Golden Temple of Oregon Litigation

Case No. 0909-13281 and 1010-14518 | Multnomah County Circuit Court

Defended GTM, the manager and majority owner of Golden Temple of Oregon, LLC (GTO), the leading tea manufacturer in the natural foods sector, against multiple challenges to the 2007 transaction that gave GTM control of GTO.

Gruma International Foods, S.A. Acquisition of Solntse Mexico

Represented Gruma International Foods with respect to its acquisition of all of the stock of a privately held company, Solntse Mexico, doing business in the Russian Federation.

Reser's Fine Foods, Inc. v. Bob Evans Farms, Inc et al.

Case No. 3:2013cv00098 | U.S. District Court, District of Oregon

Defended Reser's Fine Foods against a counterclaim in a matter arising out of Reser's decision to discontinue a 17-year relationship with BEF Foods, Inc. for the supply of refrigerated side dishes.

National Bank Credit Facility to Purchaser of Alaskan Tourism Assets of Royal Celebrity Tours and Royal Caribbean Cruises

Represented a national bank, providing advice, performing due diligence review and drafting the transactional documents for credit facilities financing a buyer's acquisition of the Alaska land-based tourism assets of Royal Celebrity Tours and Royal Caribbean Cruises.

Financing to Alaska-based Service Provider for Oil and Gas Equipment Lease Financing

Advice and documentation for a National Bank's complex master line of credit with multiple interest rate options to an Alaska-based Service Provider for its acquisition and leasing of equipment to oil and gas exploration and production companies operating on the North Slope of Alaska.

National Bank Construction Loan for Rainier Brewery Rehabilitation

Represented lender in construction loan and modifications for rehabilitation of old Rainier Brewery multi-use building in Seattle.

Advanced H2O, LLC Sale to LaSalle Capital

Advised Advanced H2O with respect to its sale to LaSalle Capital.

Enchanted Parks \$19.3M Sale of Park to Six Flags, Inc.

Represented Enchanted Parks in the \$19.3M sale of its park to Six Flags, Inc.

Canyons Restaurant Trademark Infringement Suit

Won a preliminary injunction for a local restaurant enjoining trademark infringement by a national chain and resulting in the national chain changing its name in this area.

Cala Azul Holdings, LLC Acquisition of Southern Coastal Properties, LLC

Advised private acquiror in acquisition of Southern Coastal Properties, LLC, a resort located in Nicaragua.

Elmer's Restaurants, Inc. Going-Private Transaction

Advised board and management of Elmer's on going-private transaction.

Harry's Fresh Foods, Inc. Investment by TSG4 L.P. & Affiliates

Advised on the investment by TSG4 L.P. and its affiliates into Harry's Fresh Foods.

Organically Grown Company Corporate Governance & Stock Issuance

Advised Organically Grown Company, the largest organic produce wholesaler in the Pacific Northwest, on corporate and governance matters, as well as in several issuances of company stock to an Employee Stock Ownership Trust.

Pasco Corporation of America Asset Sale of U.S. Manufacturing Business to Ajinomoto Toyo Frozen Noodles, Inc.

Advised Pasco Corporation of America, an Oregon subsidiary of a Japan-based baking company, in the sale of its U.S. manufacturing business to Ajinomoto Toyo Frozen Noodles.

Yarmouth Group, Inc. Acquisition of Lodges & Disposition of Assets

Advised Yarmouth Group, an Australian real estate investor, on the acquisition of Salishan and Skamania Lodges, and the later disposition of those assets.

Full Circle Farm Sale of Organic Food Delivery Business

Advised Full Circle Farm in the sale of its organic food delivery business.

San Juan Seltzer, Inc. Acquisition of Schooner Exact Brewery

Advised San Juan Seltzer in its acquisition of Schooner Exact Brewery.

Cone & Steiner Series Seed Financing

Advised Cone & Steiner in its Series Seed financing.

Joe Chocolates Company Seed Financing

Advised Joe Chocolates in its Seed financing.

Kam Yen Jan Sale of Business

Advised the January Company, a leading manufacturer of Chinese-style meat products, in the sale of its business.

K&L Distributors, Inc. Sale of Alaska Business to White Mountain Beverage, LLC

Advised K&L Distributors in the sale of its Alaska Business to White Mountain Beverage, LLC.

Noble House Hotels & Resorts Refinancing of The Edgewater Hotel

Advised Noble House Hotels & Resorts in the refinancing of The Edgewater Hotel.

Abeja Trust Acquisition of Abeja Winery

Advised the Abeja Trust in its acquisition of Abeja Winery in Walla Walla, Washington.

Columbia Hospitality, Inc. Management of the Inn at Abeja and Vineyards

Advise Columbia Hospitality, Inc. on its management of the Inn at Abeja and Vineyards.

CRG Events Sale of Business to Opus Agency

Represented CRG Events in the sale of its business to Opus Agency.