



Business Contracts

Every business enters into contractual relationships. All too often businesses enter into written contracts without the benefit of a comprehensive legal review. Many times, these companies forfeit important rights or become saddled by unfavorable business terms.

Contract review by an experienced attorney can help prevent a business from entering into an unfair contract while preserving the business relationship between the contracting parties.

From reviewing and drafting contracts to protecting your interests during contentious negotiations, our attorneys have the skills to meet your needs. The focus is always on efficiently and effectively meeting the needs of our clients and making sure that the contract agreements align with the organization's operational goals. Our clients range from individuals and small start-up enterprises to publicly-traded corporations. We regularly review and draft a variety of contracts for our clients, including:

- Asset and stock purchase agreements;
- Confidentiality agreements;
- Limited liability company operating agreements;
- Partnership agreements;
- Employment agreements;
- Shareholder agreements;
- Contracts for the purchase or sale of goods or services;
- Lease agreements;
- Joint venture agreements;
- Governmental contracts;
- Purchase orders and acceptances; and
- Contracts involving international parties.

PUBLICATIONS & ALERTS

2023 Year-End Checklist for Businesses, *Foster Swift Business & Tax Law News*, November 17, 2023

New Federal Registration Exemption for M&A Brokers of Eligible Businesses, *Foster Swift Business & Tax Law News*, October 4, 2023

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Notable Shift in Contract Law Regarding Release Contracts Could Affect Automotive Suppliers and Others, *Business & Tax Law News*, August 3, 2023

Legal Pitfalls to Avoid in Name, Image, Likeness ("NIL") Contracts, *Business & Tax Law News*, July 5, 2023

NCAA vs. Alston: The Case That Changed College Athletics Forever, April 7, 2023

Year End Budgeting and Housekeeping Best Practices for Businesses, *Foster Swift Business & Tax Law News*, October 27, 2022

2021 Year-End Checklist for Businesses, *Foster Swift Business & Tax Law News*, October 24, 2021

Solar Leases: Ten Things That Every Landowner Should Keep in Mind, *Foster Swift Agricultural Law News*, September 20, 2021

When it Comes to Land Contracts, One is the Loneliest Number, *Foster Swift Agricultural Law News*, October 27, 2020

Golden Rules for Selecting Foreign Distributors and Agents, *Foster Swift Business & Tax Law News*, June 30, 2020

Congratulations! You're our "Plan B" – Alternate Supplier Checklist, *Foster Swift Business & Tax Law News*, June 29, 2020

New PPP Legislation Provides Flexibility to Borrowers, *Foster Swift Legal Update E-blast*, June 5, 2020

How does the Coronavirus Impact your Contracts?, *Foster Swift Legal Update E-blast*, March 17, 2020

Farm Land Contracts: Get it in Writing, *Foster Swift Agricultural Law News*, January 8, 2020

Considerations for Solar Land Use Agreements, *Foster Swift Agricultural Law News*, January 3, 2020

The Case for Putting it in Writing, *Foster Swift Agricultural Law News*, January 24, 2018

Managing Risk In Contracts, *Foster Swift Agricultural Law Newsletter*, October 26, 2017

UCC Corner: What is a Firm Offer?, *Foster Swift Business & Corporate Newsletter*, October 9, 2017

Management Contracts & Revenue Procedure 2017-13, *Foster Swift Business & Corporate Law News*, August 9, 2017

UCC Corner: Do You Have A Contract? (Part 2), *Foster Swift Business & Corporate Law News*, August 9, 2017

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Public Finance - Bond

Real Estate Development

Real Estate Law

Sports Law

Technology Law

Telecommunications

Trade Secrets & Non-Compete Contracts

Transportation Law



UCC Corner: Do You Have A Contract?, *Foster Swift Business & Corporate Law News*

UCC Corner: Introduction to Article 2, *Foster Swift Business & Corporate Law News*, April 28, 2017

Michigan Court of Appeals Enforces Take-or-Pay Contract, Highlighting Importance of Careful Drafting of Contractual Terms, *Foster Swift Business & Corporate Law News*, December 17, 2015

Recent Opinions Interpreting Contract Terms Highlight the Importance of Carefully Drafted Agreements, *Foster Swift Commercial Litigation News*, October 16, 2014

Online Terms and Conditions: Are They Enforceable, Can They Be Changed, and What Should You Look Out For in Your Contractual Relationships?, *Foster Swift Business & Corporate Law Report*, May 30, 2014

To Arbitrate or Litigate? That is the Question., *Foster Swift Commercial Litigation News*, July 11, 2013

Nine tips to negotiate a contract efficiently, *BRIEFS*, June 2013

The Seller Breached the Contract but the Purchaser Saved Money as a Result, *Foster Swift Automotive Management News*, March 20, 2013

Noncompetition Agreements Are Enforceable If..., *Foster Swift Business & Corporate Law Report*, June 2012

Texas and Iowa Equine Activity Liability Acts Amended - Time for New Signs and Contracts, *Foster Swift Equine Liability & Insurance Update*, November 2011

Managing Risk in Contracts, *Foster Swift Agricultural Law Update*, July 2011

The Top Ten Costly Mistakes You Should Avoid Making Under Your Labor Contracts, *Foster Swift Employment, Labor & Benefits Quarterly*, Spring 2010

Contracts 101 - Top 10 Items to Consider Before Signing on the Dotted Line, *Michigan Restaurant Association's Michigan Restaurateur*, December 2008

Highlights of the Recent 2007 Version of A201, the "General Conditions of the Contract for Construction", *Foster Swift Construction Law News*, January 2008

Technology Tips: What to Avoid when Contracting for a New Website or Software, *Foster Swift Municipal Law News: MTA Edition*, January 2008

NEWS

Dernovshek Named to ICBA's "Top 5 under 35" Attorneys, *Ingham County Bar Association*, March 15, 2024

Foster Swift Elects EC Officers for 2024, *Ingham County Legal News*, February 21, 2024

Foster Swift Swears in Four New Associates in Lansing, November 16, 2023

Hamor Named an "Up and Coming Lawyer" by Michigan Lawyers Weekly, *Michigan Lawyers Weekly*, February 15, 2023

New Video Series Discusses Legal Issues for the Michigan Farmer, *Foster Swift Agricultural Law News*, October 6, 2022

Foster Swift Elects Four Shareholders, January 10, 2022

New Rising Star Listing in Super Lawyers 2021, *Michigan Super Lawyers*, August 13, 2021

Crain's Detroit Names Julie Fershtman in 2017 Notable Women Lawyers, *Crain's Detroit*, December 14, 2017



Entrepreneur Institute of Mid-Michigan names Attorney Joel C. Farrar "Volunteer of the Year", June 11, 2015

\$5.15 Million Verdict for Farm Equipment Dealer Upheld, September 25, 2014

Foster Swift Attorney Jean Shtokal selected as one of Michigan Lawyers Weekly 2013 "Women in the Law", August 8, 2013

EVENTS

The Commissioner's Role in Union Negotiations, *County Road Association of Michigan: 2024 Highway Conference & Road Show*, March 20, 2024

Airboss Decision Impact Decades Long Practices, *Michigan Business Network: Michigan Business Beat*, December 8, 2023

Why Selecting the Right Legal Counsel is Essential to Your Business, *Foster Swift Collins & Smith - Legal Strategies for Women Leaders*, August 30, 2023

Michigan Supreme Court Decision May Affect Contract Drafting Between Suppliers and Buyers, *Foster Swift Second Wednesday Lunch Break*, August 9, 2023

Bringing 2022 to a Close with Best Practices for Businesses, *Foster Swift Second Wednesday Lunch Break*, December 14, 2022

Equine Liability Laws, *American Horse Council*, June 6, 2022

Learn Key Considerations for Selling a Business, *Foster Swift 2nd Wednesday Morning Break*, April 13, 2022

How Equine Professionals Can Avoid Payment Disputes and Handle Them Legally if They Occur, *Equestrian Professional*, January 24, 2022

Leverage Strategic Partnerships to Increase Export Opportunities, *Michigan Manufacturers Association and the Michigan Economic Development Corporation*, August 24, 2021

Equity Agreements Dividing the Pie: It's the Size of the Pie not the Slice, *Conquer Accelerator East Lansing Virtual Seminar*, June 24, 2021

How to Mitigate International Contract Problems During and After the Global Crisis, *U.S. Commercial Service-Michigan & the State Bar of Michigan (SBM), International Law Section*, June 12, 2020

Business Legal Issues: Choice of Entity & Essential Contract Terms, *Lakeshore Home Builder's Association (HBA)*, March 19, 2020

Foreign Business Partner Due Diligence and Contracts, *ExporTech*, February 28, 2020

Legal Essentials to Exporting: Export compliance, International Intellectual Property and Foreign Business Partners, *MEDC*, September 19, 2018

Understanding Solar Energy Lease Agreements, *Michigan Farm Bureau and MSUE*, March 14, 2018

Legal Essentials to Exporting: Intellectual Property & Business Partner Due Diligence, *Michigan Economic Development Corporation (MEDC)*, March 8, 2018

Legal Essentials to Export Toolkit: Intellectual Property & Foreign Business Partner Contract Seminar, *Michigan Economic Development Corporation (MEDC)*, September 12, 2017



Contracts, Agreements & Handshakes...Oh My! Township Supervisors' Professional Development Retreat, July 27, 2017

Foreign Agent/Distributor Due Diligence and Contract Checklist, *ExporTech™ Program*, November 10, 2016

Contracts and Contracting: Enforcement, *Michigan Agri-Business Association Winter Conference*, January 13, 2015

New Restrictions on Public Contracting Due to Governor Snyder, *Detroit Area Construction Association*, November 17, 2011

WEBINAR | Protecting Against the Unknown: How to Successfully Review IT Contracts to Increase Your Rights and Avoid Potential Liability, June 22, 2010

The Winning Legal Strategies for Doing VC Deals Conferences, *Reed Logic (audio/print seminar)*, 2006