

## Financings and Securities Offerings

2011

Mezzanine financing by **Caltius Partners** of Harris Research, Inc., the franchisor of Chem-Dry carpet cleaning franchises, which provide carpet and upholstery cleaning services and products worldwide

Syndicated senior secured credit facility for **PRV Aerospace, LLC** in connection with its acquisition of Quality Forming, LLC

**OpenPeak Inc.** \$28 million convertible note financing

Represented lender in secured loan transaction with a West Virginia coal processor and supplier

Represented lender in secured loan transaction with a licensor of water treatment technologies

2010

**OpenPeak Inc.** Series E preferred stock financing, secured term loan facility and working capital line (\$52 million)

Investments in private equity funds for the **University of San Diego**

Investments in private equity funds for **The Colorado College**

Senior secured bank facility for **PRV Aerospace, LLC** portfolio companies of **Platte River Ventures I, L.P.** and **Platte River Ventures II, L.P.**

Venture capital investment by **Cheyenne Capital Fund** in Eleutian Technologies LLC

2009

**Trico Shipping AS** Rule 144A offering of Senior Secured Notes (\$400 million) and senior secured revolving credit facility (\$33 million)

Investments in private equity and hedge funds for **The Colorado College**

2008

Intrepid Potash, Inc., initial public offering (\$1.1 billion), counsel to twenty-percent stockholder, **Platte River Ventures I, L.P.**

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**Real Goods Solar, Inc.** initial public offering (\$55 million)

**Trico Marine Services, Inc.** PIPES offering of Senior Convertible Debentures (\$300 million)

**Platte River Ventures II, L.P.** private equity fund formation (\$225 million)

**Gotham Investment Strategies, LP** private offshore and onshore hedge fund offerings

**The Parent Company** senior secured loan agreement with D. E. Shaw & Co. (\$25 million)

Investment by **Tortoise Gas & Oil Corporation** in NRPC Properties, LLC

Mezzanine financing by **Caltius Partners** in Bulk Handling Systems, a designer, manufacturer and installer of premium conveying and screening systems for the solid waste and recycling materials processing industry

Mezzanine financings and related equity investments by **Caltius Partners** in Diversified Human Resources and affiliated companies, a professional employer organization, and in Griplock Systems, LLC, a specialized provider of cable suspension systems

Senior secured bank facility for **Giddens Industries, Inc.**, a portfolio company of **Platte River Ventures I, L.P.** (\$20 million)

2007

**Radiospire Networks, Inc.** add-on Series B preferred stock financing

Repurchase by **Gaiam, Inc.** of shares held by Revolution Living, LLC

Private offshore offering by **Springhouse Capital** (hedge fund)

Private offshore and onshore offerings by **Caburn Capital** (hedge fund)

Investment by **The Colorado College** in private equity fund

Senior secured bank facility for **Precision Machine Works, Inc.**, a portfolio company of **Platte River Ventures I, L.P.** (\$19.6 million)

2006

**Alpha Natural Resources, Inc.** secondary offering (\$298 million)

**Gaiam, Inc.** secondary offering (\$100 million)

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**Platte River Ventures I, L.P.** private equity fund formation (\$75 million)

**OpenPeak Inc.** Series C preferred stock financing

**Radiospire Networks, Inc.** Series B preferred stock financing

Investments by **Cheyenne Capital Fund** in private equity funds

Investment by **Tortoise Capital Resources Corporation** in High Sierra Energy, LP

Investment by **Alpha Natural Resources, Inc.** in Gallatin Materials, LLC (\$14 million)

Investment in senior subordinated notes and redeemable preferred stock by **Caltius Partners III, LP** and **National City Equity Partners, Inc.** in UHY Advisors, Inc. (\$37.5 million)

Investments by **The Colorado College** in private equity and hedge funds

Private offering by **Punch Card Capital** (hedge fund)

Private offering by **Kingstown Partners** (hedge fund)

2005

**Alpha Natural Resources, LLC** secured term loan and revolving credit facility (\$525 million)

**Alpha Natural Resources, Inc.** initial public offering (\$645 million)

**Asian Energy Holdings, LLC** common stock investments in Asian-American Coal, Inc. (\$53 million)

**Gaiam, Inc.** PIPES offering with funds advised by Prentice Capital Management (\$18.7 million)

Investments by **Cheyenne Capital Fund** in private equity funds and restructuring of existing investment (lead counsel for investors)

Private domestic and offshore offerings by **Gotham Select Fund** and **GVF** (hedge funds)

Private offering by **Springhouse Capital** (hedge fund)

**Radiospire Networks, Inc.** Series A preferred stock financing

**Meritage Private Equity Fund, L.P.** PIPES financing of Exabyte Corporation (lead counsel for investors) (\$8 million)

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2004

**Alpha Natural Resources, LLC** Rule 144A Senior Note offering (\$175 million) and secured revolving credit facility (\$175 million)

**Foundation Coal Corporation** (co-counsel) initial public offering of common stock (\$519 million)

**Foundation Coal Corporation** (co-counsel) Senior Note offering (\$300 million) and senior secured credit facility (\$820 million)

Follow-on equity investment by **First Reserve Corporation** and recapitalization of Aquilex Corp.

**OpenPeak Inc.** Series B preferred stock financing

Shelf registration and PIPES offering by **NaPro BioTherapeutics, Inc.** (now known as Tapestry Pharmaceuticals, Inc.)

2003

**Pine Mountain Oil & Gas, Inc.** secured credit facility (\$85 million)

Mezzanine financing by **NewWest Mezzanine Fund, Convergent Capital** and **Kansas City Equity Partners** of ACT Teleconferencing, Inc. (subordinated debt and equity)

Mezzanine financing by **Rocky Mountain Mezzanine Fund II** of CK Franchising, Inc. (subordinated debt and equity)

Venture capital financing by **Sterling Holding Company** of Corona Optical Systems, Inc.

**Alpha Natural Resources, LLC** coal reserves sale and leaseback transaction with Natural Resource Partners L.P. (\$53 million)

Senior secured bank facility, bonding facility and related private equity financing by **Alpha Natural Resources, LLC** in connection with its acquisition of coal mining operations and reserves

2002

Senior secured bank facility (\$100 million), subordinated debt financing (\$30 million) and related private equity financing by **Aquilex Services Corporation** in connection with its acquisition of Welding Services, Inc.

Senior and subordinated debt financing and related private equity financing for **Estes-Cox Corp.** in connection with its acquisition of Centuri Corp.

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Follow-on equity investment by **Willis Stein & Partners** in Aavid Thermal Technologies, Inc.; senior debt refinancing by Aavid

Organization of **OpenPeak Inc.**, including Series A preferred stock financing

Follow-on venture capital investment in **HomeSphere, Inc.**

**TransZap, Inc.**'s follow-on bridge and venture capital financing

Equity investment by **Gaiam, Inc.** in Conscious Media, Inc.

Mezzanine financing by **Rocky Mountain Mezzanine Fund II** of Classic Events, LLC (subordinated debt and equity)

2001

Follow-on venture capital investment in **HomeSphere, Inc.**

Follow-on venture capital investment in **TransZap, Inc.**

Follow-on venture capital investment in **Science, Inc.**

Public offering of **Gaiam, Inc.** common stock (\$35 million secondary offering).

Investments by the **Public Employees Retirement Association of Colorado** in DLJ Merchant Banking Partners III, DLJ Phoenix Equity Partners III, Highland Capital Partners VI and Joseph Littlejohn & Levy IV

Follow-on investment by **Willis Stein & Partners** and other coinvestors in Aavid Thermal Technologies, Inc.

Mezzanine financing by **Rocky Mountain Mezzanine Fund II** of Educational Symposium (senior debt and warrants)

2000

Rule 144A private placement (\$150 million), senior bank facility (\$75 million) and private equity financing (\$150 million) by **Aavid Thermal Technologies** in connection with **Willis Stein's** leveraged acquisition of Aavid

Formation by **Daniels Capital Partners** of Catalyst Partners, L.P. and related investment by Daniels

Investments by the **Public Employees Retirement Association of Colorado** in DLJ Merchant Banking Partners III, Columbia Capital Equity Partners III, Spectrum Equity Investors IV, TCV IV, Cypress Merchant Banking, Charter Growth Capital II, Venture Strategy Partners II, Sprout Capital IX and Sequel III

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Venture capital funding for **The Patent & License Exchange, Inc.**

Mezzanine financings by **Rocky Mountain Mezzanine Fund II, L.P.** and other investors of Centerprise Advisors, Inc. (subordinated debt, warrants and preferred stock); New Concept Holdings Corp. (preferred stock and warrants); and Simplex Manufacturing Co. (subordinated debt and common stock)

**Science Incorporated's** private placement of preferred stock

Follow-on venture capital and friends and family investment in **TransZap, Inc.**

1999

Initial public offering by **Gaiam, Inc.**

Venture capital investment in **The Patent & License Exchange, Inc.** by Ernst & Young, LLP

Investments by the **Public Employees Retirement Association of Colorado** in Goldman Sachs Special Opportunities Asia Fund L.P., Brentwood Associates Private Equity III, L.P., DLJ Phoenix Equity Partners III LP

Mezzanine financings by **Rocky Mountain Mezzanine Fund II, L.P.** of Pace-Edwards Company (subordinated debt and warrants); Atlas Holdings (subordinated debt and warrants); and Pacific Wireless (subordinated debt, preferred and common stock)

Initial venture capital financing of **TransZap, Inc.**

Initial structuring and financing of **Omnivation LLC**

Mezzanine financings by **NewWest Mezzanine Fund** of Confertech Systems (subordinated debt and warrants) and Controlled Products Services Corporation (subordinated debt and warrants)

**Science Incorporated's** private placement of common stock

1998

Mezzanine financings by **Rocky Mountain Mezzanine Fund II, L.P.** of Diversified Metal Products (subordinated debt, common stock and warrants); Viastar Services Corporation (subordinated debt and warrants); Overland-Bolling Company (subordinated debt and warrants); Champion Industries (subordinated debt and warrants); and Caption Colorado (senior debt, warrants and equity)

Mezzanine financing by **Hanifen Imhoff Mezzanine Fund, L.P.** of Siemann Educational Systems, Inc. (subordinated debt and warrants) in connection with an acquisition by Siemann; reorganization of Columbine Candy Company (preferred and common stock)

**Titanium Metals Corporation's** acquisition of convertible preferred stock of Special Metals Corporation to provide a portion of the acquisition financing for Special Metals' purchase of Inco Alloys International (\$80 million)

Credit facility for **Celestial Seasonings, Inc.** with Key Bank (\$22 million)

1997

Resecuritization of mortgage bond portfolio for **Asset Investors Corporation** through Bear Stearns & Co. (\$70 million)

Resecuritization of mortgage bond portfolio of **Commercial Assets, Inc.** through Paine Webber Incorporated (\$77 million)

Mezzanine financings by **Hanifen Imhoff Mezzanine Fund, L.P.** of Columbine Candy Company (Stephany's Chocolates) (subordinated debt and warrants); Viastar Services Corporation (subordinated debt and warrants); International Composites Corporation (senior debt and warrants); and Giftco, Inc. (subordinated debt and warrants) in connection with leveraged buyouts

Venture capital investments by **Titanium Metals Corporation** in Titanium Memory Systems, TICOMP, Inc. and Ti-Pro, LLC

Investments by the **Public Employees Retirement Association of Colorado** in Blackstone Capital Partners III and HSBC Private Equity Fund 2

1996

Rule 144A offering and related shelf registration statement by **Titanium Metals Corporation**, through Salomon Brothers Inc, of Convertible Preferred Securities (\$200 million)

Initial public offering of common stock by **Titanium Metals Corporation** (\$380 million)

Investment by the **Public Employees Retirement Association of Colorado** in DLJ Merchant Banking Partners II, L.P.

Venture capital financing of **Eichrom Industries, Inc.**, by Gary Comer, Inc. and ARCH Venture Partners

1995

Mezzanine financings (subordinated debt and warrants) by **Hanifen Imhoff Mezzanine Fund, L.P.** in New Tech Tool, L.L.C., and National Metalwares, L.P., in connection with leveraged buyouts

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Bridge financing (senior debt) for **Eichrom Industries, Inc.**

1994

Public offering of **Celestial Seasonings, Inc.** common stock (\$14 million secondary offering)

Private financing (preferred stock) of **Eichrom Industries, Inc.**

1993

**Valcor, Inc.'s** public note offering (\$100 million)

**NL Industries, Inc.** senior secured public note offering (\$350 million)

Term, revolving and acquisition multi-state secured credit facility for **Trompeter Electronics, Inc.** and **Quality Components, Inc.**

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