

BOND

AGRIBUSINESS PRACTICE

Bond's agribusiness industry group is unique – we have a breadth of experience and depth of industry knowledge that sets us apart. We represent agribusinesses, agricultural producers and agricultural organizations. The practitioners in our agribusiness industry group concentrate in business and corporate law, cooperative law, employee benefits, environmental law, estate and financial planning, finance, government relations, intellectual property, labor and employment, real property, zoning and tax.

We represent agricultural producers in business and estate planning, environmental compliance, immigration, labor and employment, land use and zoning matters. Our agribusiness clients include a number of farm cooperatives and other businesses that are engaged in agribusiness as producers, suppliers, distributors, service providers, lenders and food processors.

Bond's agribusiness practitioners are active in a number of key agricultural industry organizations, including the Legal, Tax and Accounting Committee of the National Council of Farmer Cooperatives, the Northeast Cooperative Council and the New York Wine and Grape Foundation.

Bond's Work with Wine and Grape Producers

Attorneys at Bond have extensive experience representing clients whose businesses are subject to the New York State Alcoholic Beverage Control (ABC) Law as manufacturers/wholesalers, distributors and retailers. Through this practice, our attorneys have gained substantial experience in licensing, excise tax compliance and labeling requirements. In addition, we provide general counsel to clients with respect to such compliance matters as on-premises and off-premises serving and consumption of alcohol beverages.

Bond has a particular focus on advising manufacturer clients with respect to licensing and enforcement under the ABC Law. Our experience includes representing farm-class manufacturer licensees in a wide array of matters. As the farm-class alcohol manufacturing business has grown throughout New York State, our attorneys also have grown in their knowledge of the particular issues these clients face. Bond's attorneys are called upon on a daily basis to answer questions and provide guidance to alcohol beverage manufacturers and retailers.

Bond has extensive experience in representing clients with respect matters arising under the New York State Agriculture and Markets Law. Our work has included such matters as:

- Representing clients who apply for, receive, and make use of grant funds administered by the New York State Department of Agriculture and Markets (the Department);

*Working with you to
find what's best
for your business.*

About Bond, Schoeneck & King

Bond serves individuals, companies and public-sector entities in a broad range of areas.

With more than 300 lawyers and 16 offices, we represent clients in manufacturing; agribusiness; commercial lending and real estate and construction; energy; health care and long term care as well as municipalities, school districts, higher education and other exempt and nonprofit organizations. We maintain 11 offices across New York; and one each in Boston; Kansas City; Naples; West Palm Beach; and Red Bank, New Jersey.

Bond is committed to understanding our clients' needs and providing comprehensive, practical, high-quality and responsive solutions. We strive to maintain the highest professional and ethical standards, and to provide leadership in community activities, pro-bono work and service to the Bar.

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- Representing clients in licensure matters before the Department, including applying for Article 20-c licenses for food processors;
- Assisting clients with petitions to county legislatures to include land in agricultural districts;
- Representing clients in investigations and enforcement proceedings initiated by the Department; and
- Advising farm clients about the application of New York's Right to Farm Law.

Specifically, Bond's attorneys have advised vineyard and alcohol manufacturers about the applicability of the protections afforded under the Agriculture and Markets Law to the construction and operation of alcohol beverage manufacturing facilities.

Our environmental attorneys thoroughly understand federal, New York State and local environmental laws and regulations, and work hand-in-hand with clients in an effort to achieve their business objectives while ensuring compliance with environmental requirements. They counsel agricultural producers in environmental issues that are impactful to the wine industry, including State Pollutant Discharge Elimination System compliance, land use and zoning, Clean Air Act and Clean Water Act issues.

Bond has one of the largest, most experienced and best known labor and employment law practices in New York State. Our attorneys possess experience to handle the full spectrum of labor and employment law matters that affect any employer, but we also have significant depth addressing issues that are specific to agricultural employers. For example, Bond attorneys guide and counsel farmers on questions about the scope and limitations of agricultural exemptions to various federal labor laws. Bond also has been called upon to assist farmers after the Occupational Safety and Health Administration established a Local Enforcement Program in 2015 which applied to the farms falling within the jurisdictional area of the Buffalo, Syracuse and Albany OSHA Area Offices.

Why Choose Bond?

At Bond, we understand the realities – as well as the opportunities – that await business owners in the

agribusiness and food and beverage industries. Our attorneys have years of experience representing a range of clients, from one of the largest distributors of alcohol in the nation to dozens of wineries, breweries and distilleries across New York State.

We work as part of your team, offering specialized counsel as conditions warrant. Specifically for our agribusiness, food and beverage clients, we serve as general counsel, advising our clients as to the most effective tax incentives, catalogued on the following pages, as well as providing legal assistance in a variety of key areas:

- Advertising
- Antitrust
- Bankruptcy and Creditor Rights
- Business Cooperatives
- Employee Benefits
- Environmental
- Estate, Succession and Financial Planning
- Finance
- Government Relations
- Intellectual Property
- IP – Infringement Litigation
- Labor and Employment
- Land Use (including "Right to Farm" Laws)
- Litigation – General
- Organizational Structure Matters
- Real Property (Residential, Farm and Commercial)
- Regulatory (Federal and State) Compliance
- Tax (Personal, Business and Property)

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