

Howard S. Silver

Partner

Washington, D.C.

Biography

Howard Silver has been helping nonprofit and tax-exempt organizations succeed for more than 30 years. Early to recognize the sector's need for dedicated legal capability, Howard counsels on navigating the maze of tax, governance, structuring, compensation, and other regulatory issues and transaction challenges facing today's nonprofits.

He works closely with a wide range of charitable and other nonprofit entities, including health care, educational and research institutions, private foundations, trade associations and coalitions, as well as other nonprofits and for-profits that relate to, or transact business with, these organizations. Howard's experience includes forming and structuring nonprofits, their subsidiaries, and affiliated enterprises; securing tax exemptions; advising on governance and fiduciary matters; establishing, reorganizing, and combining health care and university systems, and other complex ventures; and planning for executive compensation arrangements.

He also advises on restructuring nonprofits by merger, acquisition, affiliation, spin-off, dissolution, and reincorporation; minimizing exposure to unrelated business income taxes (UBIT); developing joint venture, licensing, sponsorship, and other commercial agreements; and advising on intermediate sanctions and foundation excise tax rules. Howard also focuses on converting nonprofits to for-profits, and vice-versa; comporting with exempt bond requirements;



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Practices

Commercial

Pensions

Corporate Governance and Public
Company Representation

Education

Health

Joint Ventures

Tax

Industries

Education

Life Sciences and Health Care

Areas of focus

complying with fundraising rules; advising on lobbying and political activity parameters; implementing grant-making and other nonprofit activities abroad; preparing IRS ruling requests and assisting with audits and appeals; and counseling on other legal complexities impacting nonprofits.

A perennial firm leader in pro bono commitments, Howard helped establish Gifts for the Homeless and served on its board, as well as on those of other nonprofits. He is active in advising public interest organizations. Early in his career, he was a research assistant to former U.S. Supreme Court Justice and UN Ambassador Arthur Goldberg.

Representative experience

Advised on market-leading academic health center restructurings, including integrated delivery systems and whole hospital joint ventures.

Counseled universities, other educational institutions, and numerous charities on governance and fiduciary responsibilities.

Formed a variety of joint ventures for charitable and research organizations.

Represented trade associations in the structuring of trade shows and exhibitions.

Awards and rankings

- Empire State Counsel, *New York State Bar Association*, in recognition of performing 50 or more hours of free legal services to low income individuals in 2015, 2015

Latest thinking and events

- Press releases
 - Hogan Lovells counsels Meharry and The Diaspora Human Genomics Institute in academic-industry collaboration to promote genomics research equity

Company Formation

Corporate Group Structures

Governance

Domestic & International Sponsored Research

Tax Exempt

Hospitals and Health Care Providers

Education and admissions

Education

J.D., Georgetown University Law Center, magna cum laude, 1984

B.S., The Wharton School of the University of Pennsylvania, magna cum laude, 1981

Memberships

Member, American Society of Association Executives

Member, Exempt Organizations Committee, American Bar Association

Member, Tax and Health Law Sections, American Bar Association

Bar admissions and qualifications

District of Columbia

New York
