

POSITION DESCRIPTION

 MAJOR, LINDSEY & AFRICA

MAJOR, LINDSEY & AFRICA | 260 FRANKLIN STREET, SUITE 920, BOSTON, MA 02110 | 617.345.4090

February 2020

FerGene, Inc.
245 Main Street
Cambridge, MA 02142
www.fergene.com

FerGene

FerGene, Inc. has retained Major Lindsey & Africa on an exclusive basis to conduct a search for a **Chief Legal Officer & Corporate Secretary** to be located in Cambridge, Massachusetts. Interested candidates please respond to the recruiter who contacted you about this search or directly to Amy Katz and Nancy Reiner at FerGeneCLO@mlaglobal.com. Please do not contact FerGene directly; all resumes sent to FerGene will be routed to MLA for handling and may cause delays.

Chief Legal Officer & Corporate Secretary

Overview: FerGene, Inc. is seeking to fill the role of Chief Legal Officer and Corporate Secretary (“CLO”). Reporting to the President and CEO, the CLO is the principal legal officer of the Company, with overall responsibility for the vision and leadership of the Company’s global legal strategy and services and the management of legal risk throughout the organization. As an essential member of the Company’s senior management team, the CLO will serve as legal counsel and strategic advisor to the Company’s executive team and Board of Directors. The CLO will be a trusted business partner and problem-solver on a wide range of strategic, operational, corporate and compliance matters and must have a demonstrated ability to proactively develop practical, pragmatic and well-reasoned solutions satisfying both business and legal interests.

Company: FerGene is a new gene therapy company dedicated to creating and delivering innovative solutions to urologists and those affected by non-muscle invasive bladder cancer (NMIBC). Launched by Ferring Pharmaceuticals and Blackstone Life Sciences in late 2019, FerGene is a privately held company with over \$570M in funding seeking to commercialize nadofaragene firadenovec, an investigational gene therapy for the treatment of unresponsive NMIBC. The company announced in December 2019 positive results from pivotal Phase 3 clinical trials and reported that the FDA has validated a Biologics License Application and granted Priority Review for nadofaragene firadenovec, which previously received Fast Track and Breakthrough Therapy Designations.

Experience: The successful candidate will hold a J.D. and a minimum of 15 years of legal experience, including major law firm training and in-house experience in roles of increasing scope and responsibility within the biotechnology, pharmaceutical or related life science industries. Prior experience as a CLO or in a senior role within the legal department of a commercial-stage biopharmaceutical company is required. Prior experience with a biopharma product launch and/or design and roll-out of a compliance program highly preferred. Prior oncology, urology, specialty pharma, gene therapy and/or rare disease experience a plus.

Compensation: A highly competitive compensation package, including base salary, bonus, and equity will be offered for this position consistent with the candidate’s level of experience.

Relocation: Yes, this is a national search, although local candidates are strongly preferred.



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Company Overview

FerGene is a new gene therapy company dedicated to creating and delivering innovative solutions to urologists and those affected by non-muscle invasive bladder cancer (NMIBC). Launched by Ferring Pharmaceuticals and Blackstone Life Sciences in late 2019 as a subsidiary of Ferring, FerGene is a privately held company with over \$570M in funding seeking to commercialize in the United States nadofaragene firadenovec, an investigational gene therapy for the treatment of unresponsive NMIBC, and to advance its global clinical development. FerGene's goal is to bring a promising therapy to a patient population which has seen little improvement in their standard of care over the past twenty years.

FerGene announced in December 2019 positive results from the pivotal Phase 3 clinical trial and reported that the FDA has validated a Biologics License Application and granted Priority Review for nadofaragene firadenovec, which previously received Fast Track and Breakthrough Therapy Designations. The clinical development of nadofaragene firadenovec was led by FKD Therapies Oy, a specialist gene therapy company based in Kuopio, Finland. FKD has led the overall development of nadofaragene firadenovec through manufacturing at FinVector Oy, late stage clinical trials and the current BLA filing.

FerGene is led by CEO David Meek, an industry veteran with over 30 years of biopharma experience commercializing and developing innovative medicines in a range of therapeutic areas. Prior to joining FerGene, David was the CEO of Ipsen, a publicly traded global biopharma company focused on oncology, urology, neuroscience, and rare diseases. David has also held leadership positions with Baxalta Oncology, Novartis Oncology, Novartis Canada, and Endocyte, and currently also serves on the board of directors for uniQure (QURE) and Entasis (ETTX).

Position Overview

Reporting to President and CEO David Meek, the CLO is FerGene's principal legal officer and corporate secretary, with overall responsibility for the vision and leadership of the Company's global legal strategy and services and the management of legal risk throughout the organization. As an essential member of the Company's senior management team, the CLO will serve as legal counsel and strategic advisor to the Company's executive team and Board of Directors. The CLO will be charged with providing leadership on all legal matters, including corporate and commercial transactions, regulatory matters, compliance, intellectual property, corporate governance, litigation management, executive compensation, employment and other substantive legal areas.

Detailed Responsibilities

Specific responsibilities of the CLO will include:



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- Leading and managing the Company's global legal function to ensure business objectives are met by providing hands-on, solution-oriented advice regarding all legal matters.
- Serving as chief advisor and strategic business partner to the CEO, executive business team and the Board of Directors on all legal, corporate governance and compliance matters.
- Collaborating with business partners to provide practical solutions to legal issues and risk management discussions.
- Supporting business operations and providing direction and counsel regarding compliance with all applicable laws and regulations, and staying abreast of laws, legislative developments and developing external trends.
- Serving as Corporate Secretary to the Board of Directors.
- Serving as Compliance officer for the Company and maintaining responsibility for and managing all aspects of the ethics and corporate compliance function.
- Managing, advising and counseling on complex legal and business transactions, including M&A and collaborations.
- Overseeing contracts and contract management functions.
- Advising Human Resources on executive compensation, benefits and employment law matters to ensure statutory and regulatory compliance.
- Overseeing the legal protection of all intellectual property for the Company on a global basis, ranging from patent filings to IP litigation.
- Managing all Company litigation, legal claims and disputes.
- Managing and supporting the Company's practices and policies in regulatory compliance (including FDA).
- Selecting, evaluating, and managing effective, timely and cost efficient outside legal counsel services and expert advisors as needed.
- Participating in the development of corporate policies, procedures and programs.
- Advising on legal aspects of the company's financing, including assessing and advising on current and future business structures and legal entities.

Key Qualifications

- J.D. from a national law school and admission to any state bar in the United States.
- At least 15 years of legal experience, including both major law firm and in-house legal experience within a global pharmaceutical, biotech or related life sciences company.
- Prior experience as a CLO or in a senior role within the legal department of a commercial-stage biopharmaceutical company.
- Prior experience with a biopharma product launch and/or design and roll-out of a compliance program highly preferred. Company first product launch experience a plus.
- Prior oncology, urology, specialty pharma, gene therapy and/or rare disease experience a plus.
- Demonstrated success in a start-up and/or fast-paced and rapid growth environment is strongly preferred.



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- Significant experience with contracts, commercial and corporate transactions, intellectual property, compliance, and corporate governance.
- Outstanding executive leadership and management skills in all aspects of a legal and business environment, with proven ability to advise a successful and growing company.
- Expertise in or a demonstrated understanding of the laws, regulations, standards and guidance governing the operation of a global life sciences company, specifically those relating to research, development, manufacturing, approval, regulation, sale and marketing of biopharmaceutical products.

Interpersonal Competencies & Success Factors

- Demonstrated agility and ability to thrive in an innovative, growing, fast-paced, dynamic, and high-energy, environment.
- Strong patient-centric focus with a passion for meeting unmet medical needs.
- Highly collaborative and agile team player and relationship builder with positive spirit and energy.
- Excellent written and verbal communication skills.
- Exceptional interpersonal skills and the ability to engage effectively with senior business leaders and other professionals and colleagues at all levels of an organization while utilizing excellent business and legal judgment in complex situations.
- Strong, pragmatic problem-solving business acumen with the ability to be adaptable and flexible in his/her approach and thrive in a fast paced, dynamic and high-energy environment.
- Ability to remain unemotional and even-keeled regardless of the circumstances.
- Unquestioned integrity, credibility and judgment with the highest ethical and personal standards.
- A willingness to lead by example, with the ability to “roll up your sleeves,” when needed, undertaking day-to-day legal work.
- Effective listener and relationship-builder with strong EQ and positive focus.
- Broad business and strategic experience and acumen.
- Strong analytical and negotiation skills

Why This Is A Great Opportunity

- FerGene is dedicated to improving patients’ lives with an extraordinary passion and mission to treat bladder cancer patients.
- The CLO will be a trusted thought partner to the CEO and the Board of Directors and an integral member of a newly forming and collaborative senior executive team, led by a highly experienced and well-respected CEO.
- Exciting time to join Company poised for success following report of very solid phase 3 trial data and expectation in 2020 to launch its first product and additional global clinical trials.



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- The CLO will be part of a well-financed and unique structure with close connection to two highly respected organizations – Blackstone Life Sciences and Ferring Pharmaceuticals.

Process

Please submit a resume in Microsoft Word format addressed to:

Nancy Reiner

Managing Director

FerGeneCLO@mlaglobal.com

Amy Katz

Managing Director

FerGeneCLO@mlaglobal.com

No telephone calls please. You may be required to complete additional documents to be considered for this position.