

## Private Capital Market Buy-Sell Agreement Planning Document

If you co-own your business with other owners, you need to restrict other owners from selling their business interests to other persons or entities who may or may not have the best interest of the company in mind.

You want to require owners (or their estates) to sell their business interests in the company if the owner becomes disabled, retires, or dies, so that the remaining owners can retain full control of the company.

List the current ownership interest in the company

Describe how the company will continue to operate if one of the owners dies, becomes disabled or wants to leave the company

What is the fair market value of the company

Describe how each family will or trust of the owners outlines what happens if the owner dies.

Is the estate of the deceased owner obligated to sell the ownership interest to the company or other owners

How much life insurance will each Owner be required to maintain on the other owners to buy the ownership interest from the estate

Permitted Voluntary Sale or Transfer During Lifetime. Any Owner who wishes to sell

What legal form should the agreement be  
a cross-purchase agreement  
an entity-purchase agreement