

# UNSOLICITED VIEWS

MoFo's monthly newsletter chronicling developments in hostile M+A

Editors: Jeffery Bell, Enrico Granata, Spencer Klein, Jonathan Melmed, Ted Powers

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## Featured Article

# THE "PAC MAN" DEFENSE MAKES A RETURN APPEARANCE

By Spencer Klein, Enrico Granata and Jenny Wang

The recently launched Pac Man counteroffer by The Men's Wearhouse, Inc. in response to a prior unsolicited offer by Jos. A. Bank Clothiers, Inc. provides a good opportunity to review the use and legal implications of the colorfully named but rarely used takeover defense.

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