## **Davis Polk**

## SBA Guidance: M&A Transactions and PPP Borrowers

## October 7, 2020 | Client Update

The SBA has issued a long-awaited <u>Procedural Notice</u> providing guidance on the procedures for changes of ownership of an entity that has received Paycheck Protection Program funds.

This memorandum contains flowcharts outlining when SBA consent is required for M&A transactions involving borrowers that want to sell their business to another entity. In certain circumstances, only the PPP lender would need to consent to the transaction.

## **Related materials**