

ATTORNEYS IN THIS PRACTICE

Eva Marie Carney
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RELATED PRACTICES

Business Operations Agreements
Compliance Manuals and Training
Corporate and Business Transactions
Fund Formation
Investment Advisers Act Advice

Investment Management

RK&O's investment management practice provides a wide range of services to market participants. We are particularly well known for our expertise in the hedge fund, private equity and distressed asset trading communities.

EXPERIENCE

Matters on which we have worked include representations of or advice to:

- The purchaser of a significant minority stake in a privately held hedge fund complex, including advice on control rights and Investment Advisers Act issues.
- A hedge fund sponsor in the structuring, documentation and marketing process for a newly formed distressed credit fund.
- A seed capital provider in the establishment and funding of a Brazilian private equity fund.
- Several major hedge funds in connection with year-end redemptions, including the formation of special purpose vehicles to liquidate assets on behalf of withdrawing limited partners.
- Numerous hedge funds with respect to cross-trading, conflicts and other compliance-related issues under the Investment Advisers Act.
- Hedge funds and other investors concerning compliance with Sections 13 and 16 of the Securities Exchange Act.
- Hedge funds and former principals in the establishment and funding of split-off investment funds.
- Institutional investors in connection with an SEC investigation of a hedge fund manager and a petition for the involuntary winding up of a hedge fund in the Grand Court of the Cayman Islands.

PUBLICATIONS

"Anti-Bribery Compliance for Private Fund Managers" by Paul Leder and Sarah Swanz published in *The Hedge Fund Law Report*

"Big Love: SEC Introduces 'Large Trader' Reporting System" by Scott Budlong and Selina Tay

"Registering Investment Advisers Take Note: Drafting Your Compliance Manual is Just the First Step Toward Satisfying the Compliance Rule" by Michael Mann, Eva Marie Carney and Kimberly Versace

"Buying a Majority Interest in a Hedge Fund Manager: An Acquirer's Primer on Key Structuring and Negotiating Issues" by Scott Budlong, Eva Marie Carney, Thao Do, Eric O'Meara, William Orbe and Kenneth Werner published in *The Hedge Fund Law Report*

"Security-Based Swaps under Section 13 Beneficial Ownership Rules: SEC Proposes (for Now) to Preserve the Status Quo" by Scott Budlong and Selina Tay



INVESTMENT MANAGEMENT (Cont.)

"Credibly Defending Against Insider Trading Allegations: *SEC v. Rorech*" by Eva Marie Carney

"Regulation of Short Sales: SEC Adopts Alternative Uptick Rule Triggered By 10 Percent Circuit Breaker" by Scott Budlong, Selina Tay and Gianna Quach

PRESENTATIONS

Eva Marie Carney presents "Integration of Technology and Compliance" at ACA Compliance Group Fall 2011 Conference

RK&O partners participate in the panel discussion "Receiving Information, Managing Risk, and Preserving Liquidity: Strategies for the Current Regulatory Landscape" at the Financial Services General Counsel Luncheon in San Francisco

RK&O partners present "Receiving Information, Managing Risk and Preserving Liquidity: Strategies for the Current Regulatory Landscape" at the Alternative Asset Management General Counsel Luncheon in New York City

NEWS & ANNOUNCEMENTS

Eva Marie Carney quoted in *The Hedge Fund Law Report* article "Use by Hedge Fund Managers of Restricted Lists, Watch Lists and Ethical Walls to Prevent Insider Trading Violations"

Richards Kibbe & Orbe LLP names Jeffrey Lehtman a partner and Catherine Turgeon and Ryan Jackson counsel

"SEC Examinations of Investment Advisers" webcast, co-presented by Eva Marie Carney, covered in *The Hedge Fund Law Report*