



## Keri E. Riemer

### Of Counsel

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## OVERVIEW

Keri Riemer is of counsel in the Asset Management and Investment Funds group. She provides guidance to investment managers and funds on a broad range of federal securities law issues, and has extensive experience representing registered investment companies and their advisers. With her experience as Senior Counsel at the Securities and Exchange Commission, in-house counsel at a large asset management firm, and outside counsel at law firms, Keri brings a unique perspective to helping clients address legal and regulatory challenges relating to their business growth goals and operations.

Keri has routinely advised registered investment company and investment adviser clients on the formation of new funds, mergers and acquisitions, investment adviser assignments, changes to—and the implementation of—investment strategies and policies, and examinations by the Securities and Exchange Commission's Division of Examinations. She has provided guidance to not only large, well-established asset managers and fund complexes, but also small, start-up advisers with single funds, and has experience working with mutual funds, exchange-traded funds (i.e., ETFs), interval funds and closed-end tender offer funds. She has counseled a variety of clients in seeking exemptive relief from federal securities laws and rules, developing or modifying compliance programs (including policies relating to privacy and information sharing concerns), developing and implementing ESG investment strategies, negotiating model manager agreements and contracts with third party service providers and vendors, and analyzing relationships bearing on director independence. In addition, Keri has worked on a variety of investment company status issues, including in connection with issuers of digital assets, special acquisition purpose companies (SPACs), and operating companies and funds seeking exemption from the definition of an "investment company."

## PROFESSIONAL BACKGROUND

Immediately prior to joining the firm, Keri served as Senior Counsel in the Chief Counsel's Office in the U.S. Securities and Exchange Commission's Division of Investment Management. In that capacity, she worked on rulemaking and guidance affecting registered investment advisers, investment companies, and other securities issuers. She previously served as Executive Director & Assistant General Counsel for JPMorgan Asset Management, and as Counsel and an associate at other large law firms, where she focused on advising a broad range of registered investment companies, registered investment advisers and boards of directors/trustees.

## ACHIEVEMENTS

- Selected to Rising Stars list (New York Metro area), 2013 and 2014

## PROFESSIONAL / CIVIC ACTIVITIES

- New York City Bar Association's Committee on Investment Management Regulation
  - Secretary, 2022-present
  - Member, 2016-2019
- Member of New York State Bar Association
- Board Member, American Friends of Reuth
- Co-Chair of ASPCA Leaders Council, 2016-2018

## SPEAKING ENGAGEMENTS

Keri has developed and presented numerous CLEs and webinars, including for industry groups, on a broad range of topics affecting asset managers, investment companies and other entities. Most recently:

- In December 2022, Keri moderated a Shareholder Report Workshop focused on the final disclosure modernization reforms affecting open-end mutual funds and ETFs.
- In October and November 2022, Keri discussed ESG-related regulatory developments, the proposed “Names Rule” reforms for registered investment companies, and enforcement actions affecting investment advisers and funds at multiple investment management conferences across the U.S., and at K&L Gates' ETF Think Tank.
- In July 2022, Keri discussed ESG and sustainable investment developments in a webinar hosted and sponsored by YourStake.
- In June 2022, Keri moderated a panel presentation on the proposed ESG reforms for registered funds.
- In May 2022, Keri served as a panelist in a discussion of the SEC's 2022 Examination Priorities, hosted by ACA Foreside.
- In March 2022, Keri presented on ESG regulatory developments in the U.K., Hong Kong and Japan at the ETFIGI Global ETFs Insights Summit.

## EDUCATION

- J.D., Boston College Law School, 2003
- B.A., Bowdoin College, 1998

## ADMISSIONS

- Bar of New York
- Supreme Court of the United States

## THOUGHT LEADERSHIP *POWERED BY HUB*

- April 2024 , Global Survey of ESG Regulations for Asset Managers
- April 2024, ESG and the Sustainable Economy Handbook
- 11 January 2024, 2024: The Year of the Spot Bitcoin ETP
- 2 November 2023, Asset Management and Investment Funds Fall Conferences - Washington, D.C.
- 26 October 2023, Asset Management and Investment Funds Fall Conferences - New York
- 27 July 2023, United States: Updating—and Limiting—the Internet Advisers Exemption
- 22 May 2023, New Conference, More Rulemaking?
- 1 May 2023, United States: SEC Staff Finds Safeguarding Policies and Procedures Lacking at Branch Offices
- 30 March 2023, Staff Provides Legend Alternative for Non-Transparent ETFs Short on Ad Space
- December 2022, Disclosure Modernization Webinar Series: Shareholder Report Workshop
- 6 December 2022, United States: SEC Throws a Flag on Red Flags Programs
- 16 November 2022, United States: A Record Year: SEC FY 2022 Enforcement Actions Bring Big Penalties
- 10 November 2022, SEC Proposes New Requirements for Adviser Oversight of Service Providers
- 23 August 2022, SEC v. Wahi: An Enforcement Action Impacting the Broader Crypto/Digital Assets and Investment Management Industries
- 2 August 2022, United States: SEC vs. Wahi: An Insider Trading Action with Surprising Impacts on the Investment Management Industry
- 22 July 2022, United States: SEC Proposes Amendments to Shareholder Proposal Rule
- 22 July 2022, United States: SEC Rescinds Conditions to Proxy Voting Advice Exemptions
- 5 July 2022, United States: Grayscale Appeals to D.C. Circuit on SEC Denial of Bitcoin ETP
- 23 June 2022, Registered Funds and the New ESG Rule Proposals: Everything You Need to Know But Were Afraid to Ask
- 21 June 2022, Q&A on the Proposed ESG Reforms for Registered Funds: Addressing the Potential Challenges Imposed and Comment Opportunities

- 11 May 2022, United States: MNPI (AKA, My Next Possible Investigation): The SEC's Scrutiny of MNPI Compliance Programs
- 6 May 2022, CFTC and SEC Perspectives on Cryptocurrency and Digital Assets – Volume I: A Jurisdictional Overview
- 4 May 2022, SEC's Division of Examinations Issues Risk Alert on Investment Adviser MNPI Compliance Issues
- 11 April 2022, The SEC's Division of Examinations Publishes 2022 Examination Priorities and Previews Key Focus Areas for Registered Investment Advisers and Broker-Dealers
- 17 March 2022, ETF Handbook, Third Edition
- 9 March 2022, SEC Proposes Cybersecurity Risk Management Rules for Investment Advisers and Funds

## OTHER PUBLICATIONS

- "Special Live From Exchange ETF Series," *Behind the Ticker* Podcast, February 2024
- "Reflecting Back on the 30th Anniversary of ETFs: Regulatory History Frames Current Issues for ETF Industry," *ACA Foreside* and *K&L Gates*, February 2024
- "SEC v. Wahi: An Enforcement Action Impacting the Broader Crypto/Digital Assets and Investment Management Industries," *The Investment Lawyer*, November 2022
- "Everyone Has an Opinion: Comments on Proposed ESG and Names Rule Reforms and Forecasting the Final Rules," *The Investment Lawyer*, November 2022
- "Compliance Challenges in the Age of Crypto," Investment Adviser Association Newsletter, October 2022

## NEWS & EVENTS

- 22 May 2024, ESG Challenges and Opportunities of a Transatlantic AIF, Hosted by Luxembourg Private Equity Association
- 28 November 2023 and 5 December 2023, 2023 ETF Think Tanks
- 17 November 2022, 2022 K&L Gates Asset Management and Investment Funds Conference - Seattle
- 16 November 2022, 2022 K&L Gates Asset Management and Investment Funds Conference - San Francisco
- 9 and 16 November 2022, 2022 ETF Think Tank
- 2 November 2022, 2022 K&L Gates Asset Management and Investment Funds Conference - Washington, D.C.
- 20 October 2022, 2022 K&L Gates Asset Management and Investment Funds Conference - New York

- 14 July 2022, K&L Gates Lawyers Quoted in Numerous Articles Regarding SEC's Proposed ESG, Fund Name Rules
- 18 May 2022, Compliance Connections Webinar: 2022 SEC Exam Priorities, Hosted by Foreside
- 23 March 2022, ESG Regulatory Issues Impacting Investors in Asia Pacific, Hosted by ETFGI Global ETFs Insights Summit: ESG & Active ETFs Trends
- 14 February 2022, K&L Gates Strengthens Asset Management and Investment Funds Practice with Addition of SEC Senior Counsel

## MEDIA MENTIONS

- “Should I Convert My Mutual Fund into an ETF?,” *EisnerAmper*, 13 July 2022

## AREAS OF FOCUS

- Asset Management and Investment Funds
- ESG - Sustainable Investing
- Investment Advisers
- U.S. Registered Investment Companies

## INDUSTRIES

- Digital Assets, Blockchain Technology and Cryptocurrencies
- Technology

## EMERGING ISSUES

- Environmental Social Governance (ESG)