



Many forms of dispute arise within the investment management industry. K&L Gates acts for a range of participants in the investment management community and has a thorough understanding of industry practice and investment management agreements. The K&L Gates Litigation Group works hand in hand with the K&L Gates Investment Management Group in advising clients on the best legal and commercial solutions to disputes and regulatory incidents.

K&L Gates' experience includes disputes between:

- Investors and funds and/or their service providers i.e., fund directors, managers, administrators, custodians, counterparties, prime brokers, and auditors.
- Funds and service providers.
- Offshore managers and onshore investment managers/sub-managers.
- Investment managers and their partners/employees.
- Investment managers and regulatory authorities.
- Participants and their insurers.

There are numerous claims by institutions, including major pension funds, and class actions by investors, against funds in the United States. The regulation of fund managers is under scrutiny. In the UK, the

FSA conducted a thematic review of the risk of market abuse and the management of inside information by fund managers. International cross-border regulatory action is ever-increasing.

Now more than ever, fund managers need to know that they can turn to advisers who can deal with the risks and opportunities facing funds and managers.

K&L Gates is ideally placed to address these issues.

- K&L Gates has extensive experience in recovering client monies invested in failed ventures including acting for the Committee of Unsecured Creditors in the Bayou Funds bankruptcy. K&L Gates advises on fallout from situations such as the Madoff scandal including asset recovery and associated investment management issues.

- K&L Gates' investment management practice has for decades advised leading funds and fund managers of all sizes. The UK practice co-ordinates closely with the U.S. and other offices in international matters.
- K&L Gates has defended funds, fund managers and financial services firms and individuals against substantial law suits, securities class actions and arbitrations, and pursued claims on their behalf.
- K&L Gates' securities enforcement practice regularly defends firms and individuals in regulatory investigations, "dawn raids" and information requests by bodies such as the FSA and the SEC. In the UK experience includes responding to FSA thematic reviews, defending FSA enforcement action and challenging FSA decisions in the Tribunal.
- K&L Gates has partners who are former in-house lawyers at investment managers, whilst other partners have held senior positions within the SEC and other regulators.
- K&L Gates' policyholder insurance coverage practice has wide experience advising on and improving policy wordings at renewal, and securing funding from Directors' and Officers' and professional indemnity policies when insurers had previously declined coverage.

K&L Gates acts for a range of participants
in the investment management community.

- K&L Gates is recognised as a dependable crisis manager to conduct internal investigations when clients need to establish the facts and take big decisions in the light of their operational risks and regulatory responsibilities. From major high profile assignments such as investigating examiner of New Century, in the CBS Sixty Minutes affair and for the Examiner in the WorldCom bankruptcy to smaller incidents, when management simply must know the truth and how to deal with it K&L Gates' lawyers know what to do, and how to do it efficiently, effectively, and sensitively to the client's needs.
- K&L Gates has acted in hedge fund SIV noteholder priority cases, has considerable experience in investment manager partner disputes and litigation on business sales in the investment management sector.

K&L Gates focuses on the key tasks—identifying risk, minimising exposure, and controlling disputes.

Whatever an investment manager or fund has to face—from external litigation to internal employment issues; from regulatory enforcement proceedings to compliance practices—K&L Gates has the knowledge and understanding of the investment management industry to protect, advance, and fulfil business objectives, by resolving concerns and disputes.



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