

Cary J. Meer

Of Counsel

Washington, DC
+1.202.778.9107

cary.meer@klgates.com

OVERVIEW

Cary Meer is an of counsel in the firm's Washington, DC office and a member of the investment management and hedge fund practice groups.

Cary has been structuring private funds as limited liability companies, limited partnerships, offshore corporations, common trust funds, and business trusts, and preparing disclosure documents and organizational documents for such entities for more than 20 years. She also advises investment advisers, private fund managers, and investment companies on compliance issues, including under the Investment Advisers Act of 1940 and whether their commodity interest-related trading or advice would require them to register as commodity pool operators or commodity trading advisors. Cary is also active in investments related to the newly established Opportunity Zones following the Tax Cuts and Jobs Act of 2017 for long-term investments and development in low-income urban and rural neighborhoods.

Sample engagements include:

- Structuring and organization of hedge funds, private equity funds, credit funds, commodity pools, opportunity zone funds, and funds-of-funds for US and non-US investment managers, including funds that are intentionally “plan assets”;
- Registration of US and non-US managers as investment advisers, commodity pool operators, and commodity trading advisors, and ongoing regulatory advice regarding ongoing compliance obligations;
- Assisting managers in the reorganization of their business and representing buyers and sellers of investment management firms;
- Representing institutional investors when they invest in third-party managed private funds and hire asset managers;
- Representing buyers and sellers of interests in private funds in secondary market transactions;
- Helping managers set up out-sourced CIO businesses; and

- Writing comment letters and otherwise assisting trade associations in connection with proposed rule changes and other matters.

PROFESSIONAL / CIVIC ACTIVITIES

- 100 Women in Finance, Washington, D.C. Education Committee
- Investment Management Compliance Guide, published by Thompson, Editorial Advisory Board Member

SPEAKING ENGAGEMENTS

- Speaker, Private Funds: Fund Raising in Brazil and in the United States, São Paulo. Brazil, December 6, 2018
- Speaker, K&L Gates Chicago Investment Management Conference, Chicago, IL, November 13, 2018
- Speaker, K&L Gates DC Investment Management Conference, Washington, DC, November 7-8, 2018
- Speaker, K&L Gates New York Investment Management Conference, New York, NY, October 30, 2018
- Panelist, "Hot Topics in Derivatives Issues for Asset Managers, CPO/CTA Regulation and NFA Exams," Investment Adviser Association Webinar, May 23, 2018
- Panelist, "Raising Money and Tax Update," 1Offshore, May 8, 2018 in São Paulo and May 10, 2018 in Rio de Janeiro, Brazil.
- Speaker, “Structuring issues for Corporate Investing: External vs. Internal CVC United: Partnering or Investing in Independent VC/PE Funds; Foreign Registration Requirements,” Corporate Venture Capital and Innovation: Opportunities For Corporates and Startups in Brazil, São Paulo, April 20, 2018
- Speaker, “Cryptocurrency Funds and Investments: A U.S. Regulatory Perspective,” São Paulo, Brazil April 19, 2018
- Speaker, “Structuring for Success Offshore,” sponsored by AIMA, São Paulo, Brazil, April 18, 2018
- Moderator, Outlook for the Regulation of Private Equity Managers in the United States, sponsored by the Institutional Limited Partners Association,Washington, DC, March 27, 2018
- Speaker, Briefing: Impact of New Tax Laws on Fund Structures, Managed Funds Association, Legal & Compliance 2018 Conference, New York, NY, March 8, 2018
- Speaker, K&L Gates San Francisco Investment Management Conference, San Francisco, CA, November 14, 2017
- Speaker, K&L Gates New York Investment Management Conference, New York, NY, October 18, 2017
- Speaker, ALTSOC “Roundtable Discussion: Leveraging GP & LP Interests in a Low Return Environment,” Irvine, CA, October 12, 2017

- Speaker, IAA and K&L Gates “Hot Topics in CPO and CTA Regulation and Compliance,” via webinar, May 2, 2017
- Speaker, AIMA and K&L Gates “Second Annual New Manager Forum,” New York, NY, April 19, 2017
- Speaker, AIMA and K&L Gates “State and Local Pay-to-Play and Public Records Laws,” New York, NY, March 7, 2017
- Moderator, 100 Women in Finance, “The Trump Administration Agenda: Potential Impact on the Asset Management Industry,” February 23, 2017
- Speaker, Chicago Investment Management Conference, Chicago, IL, January 26, 2017
- Speaker, K&L Gates New York Investment Management Conference, New York, NY, December 8, 2016
- Panelist, 2016 K&L Gates Investment Management Conference, London, July 6, 2016
- Panelist, “Securities Regulation Committee and Private Investment Funds Subcommittee Joint Meeting,” *The New York State Bar Association Live Event*, New York, NY, June 23, 2016
- Panelist, “CPO and CTA Examinations and Compliance: Everything You Need to Know to Manage Money Using Commodity Interests,” *AIMA, NFA and K&L Gates briefing*, London, May 23, 2016
- Moderator, 100 Women in Hedge Funds, Fifth Annual Salute to the Global Angels, New York, NY, May 17, 2016
- Panelist, “Part II: The Department of Labor's new 'conflict of interest rule,'” Boston, MA, May 12, 2016
- Panelist, “Non-US Webinar: The U.S. Department of Labor's New 'Conflict of Interest Rule,'” Webinar, May 5, 2016
- Panelist, “Part I: The Department of Labor's new 'conflict of interest rule,'” New York, NY, May 4, 2016
- Panelist, “New Manager Forum,” New York, NY, April 2016
- U.S. Issues Panelist, “AIMA Briefing and Regulatory Update - New York,” New York, NY, March 3, 2016
- Panelist, “Investment Adviser Compliance and Reporting: Latest Developments and OCIE Exam Hot Buttons,” *Strafford Publications, Inc. Webinar*, February 17, 2016
- Panelist, “From Examination to Enforcement: Examinations and Enforcement Actions Involving Hedge Funds and Private Equity Funds,” *Alternative Investment Management Association Hedge Fund Manager Training*, New York, NY, January 27, 2016
- Panelist, “Regulatory Developments and Their Implications for Hedge Funds and Other Private Funds,” *PLI Private Fund Regulatory Developments and Compliance Challenges 2016 Seminar,* New York, NY, January 13, 2016
- "Political Contributions and Paying to Play Panelist," CA's Spring 2015 Compliance Conference, April 2012

- "The Alternative Investment Management Association Limited Seminar," SEC Registration, Sao Paulo, Brazil, 31 August 2012
- "Do You Have to Register with the CFTC? The Impact of New CFTC Rules on Private Fund Advisers," presenter, Investment Adviser Association Webinar, 30 May 2012
- "The New Hedge Fund Regulatory Era Begins," a Dodd-Frank Seminar - New York City, 28 July 2010
- "Hedge Fund Compliance," prepared for Comprehensive Training Workshop, 21 October 2003
- "How Do You Organize a Private Fund?," "What Is a Private Fund?," and "How Do You Sell a Private Fund?," prepared for K&L's Comprehensive Overview of Hedge and Other Private Funds Seminar, 15-16 May 2001

EDUCATION

- J.D., Harvard Law School, 1982 *(cum laude)*
- B.S., University of Pennsylvania, 1979 *(summa cum laude)*

ADMISSIONS

- Bar of District of Columbia

THOUGHT LEADERSHIP *POWERED BY HUB*

- 8 January 2021, Swaps Compliance Training and Testing Due 31 January 2021
- 2 December 2019, National Futures Association Proposes Amendments to Compliance Rules; Releases FAQs and Other Information on Upcoming Swaps Proficiency Requirements
- 23 May 2019, CFTC and SEC Issue Privacy Guidance
- 18 April 2019, OZ Flash: Newly Issued Proposed Regulations and the President's Remarks are a Boon to the OZ Incentive
- 8 April 2019, Swaps Proficiency Requirements for Associated Persons; Revised Form 7-R
- 3 January 2019, NFA Proposes Interpretive Notice Addressing CPO Internal Controls
- 31 October 2018, CFTC Proposes to Codify Relief for CPOs and CTAs
- 20 August 2018, CFTC and NFA Announce Changes in Regulation Regarding Position Limits and Virtual Currency
- 2 June 2017, CFTC Amends Recordkeeping Requirements
- 11 May 2017, CFTC Permits CTAs to Use Third-Party Recordkeepers; Notice Filing Required
- 7 March 2017, State and Local Pay-to-Play and Public Records Laws

- March 2017, Questions and Answers on State and Local Variations on the SEC Pay-to-Play Rule
- 23 February 2017, The Trump Administration Agenda: Potential Impact on the Asset Management Industry
- 8 February 2017, Pennsylvania Treasurer Prohibition on Third-Party Placement Agents
- 6 February 2017, CFTC Permits Unaudited Financial Statements Upon Liquidation of a Series of a Pool That is Also a Registered Investment Company
- 17 October 2016, SEC Adopts Rules for Reporting Separately Managed Accounts on Form ADV and Revised Recordkeeping Rules
- 20 September 2016, New California Law Mandating Disclosure of Certain Fees and Expenses
- 3 March 2016, Source Materials for AIMA U.S. Briefing and Regulatory Update -- New York
- 30 November 2015, Better Late Than Never? The CFTC and the NFA Publish FAQs on CPO and CTA Reporting Forms
- 18 June 2015, SEC Proposes Rules for Reporting Separately Managed Accounts on Form ADV and Revised Recordkeeping Rules

OTHER PUBLICATIONS

- "Covering Legal and Regulatory Issues of Asset Management," *The Investment Lawyer*, March 2017

NEWS & EVENTS

- 5 June 2020, K&L Gates Advises SLC Management on Closing of $500 Million 2020 TALF Fund
- 17 July 2018, K&L Gates Launches Cross-Practice Opportunity Zones Initiative

AREAS OF FOCUS

- Asset Management and Investment Funds
- Corporate Governance
- Hedge Funds
- Institutional Investors
- Investment Advisers
- Investment Funds
- Mergers and Acquisitions
- Portfolio Management, Trading, and Compliance

- Private Equity Funds
- Private Equity Transactions
- Real Estate Funds

INDUSTRIES

- Financial Services
- Private Equity