

Tsuguhito Omagari

Partner

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OVERVIEW

Tsuguhito Omagari is experienced in domestic and cross-border mergers and acquisitions, private equity, domestic and international joint ventures, investment into Japan and by Japanese companies overseas, private investment in public entities (PIPEs), real estate investment transactions, antitrust and regulatory matters, aviation finance, investment management, banking and securities regulations, class share issuance, general corporate, litigation, and dispute resolution.

He has acted for domestic and international banks, private equity firms, manufacturing companies in various industries, securities firms, and real estate asset managers.

He has completed secondments at a financial institution and an international cosmetic brand company where he worked on a number of corporate, finance, securities-related, and commercial transactions.

PROFESSIONAL BACKGROUND

Tsuguhito was admitted in Japan in 2002. Prior to joining the firm, he was with a UK based international law firm (in Tokyo (2002-2006 and 2008-2011), in London (2007-2008) and in Hong Kong (2008) and a domestic law and patent firm, during which he experienced the full-time secondment to the retail banking division of a major Japanese bank (2004-2005) and the part-time secondment to the legal department of the Japanese subsidiary of a foreign cosmetics company (2009).

ACHIEVEMENTS

- The Best Lawyers™ in Japan - Corporate and Mergers and Acquisitions Law (2021–2022)

SPEAKING ENGAGEMENTS

- Lectured on "Foreign Exchange Law and Revision of CFIUS" at "International Trade Law Study Group" meeting, The Japanese Institute of International Business Law, Inc., February 28, 2020.

EDUCATION

- LL.M., University of Pennsylvania Law School, 2007
- The Legal Training and Research Institute of Japan, 2002
- LL.B., The University of Tokyo, 2000

ADMISSIONS

- Bar of New York
- Japan (Dai-ni Tokyo Bar Association)

LANGUAGES

- English
- Japanese

THOUGHT LEADERSHIP *POWERED BY HUB*

- February 2025, Asset Management Regulatory Year in Review 2024
- 9 September 2024, Japan Adopts "Asset Owner Principles" Amid Growing Interests in Alternative Investments Among Japanese Pensions
- 8 May 2024, Japan: FSA Requires Real Estate Funds Take Additional Safeguards Against Conflicts of Interest
- 8 February 2022, Japan's International Financial City Initiative Continues in Full Force, Aiming to Attract Foreign Managers with Licensing Exemptions and Financial Incentives
- 21 April 2021, Japan Puts Forth Bold Legislation to Attract More Foreign Asset Managers to Upgrade Global Financial Center Status in Post-COVID-19 World
- 21 May 2020, COVID-19: Japanese New Foreign Investment Review Goes Effective as National Security Concerns Grow Amid COVID-19 Pandemic – Impacts on the Asset Management Industry
- 20 April 2020, COVID-19: Japanese Economic Stimulus Package is Unveiled
- 9 December 2019, New Japanese Foreign Investment Regulation Could Impact the Financial Services Industry and Undermine Japan’s Corporate Governance Reform
- 26 November 2019, Japan’s New Crypto Regulation: 2019 Amendments to Payment Services Act and Financial Instruments and Exchange Act of Japan
- 3 September 2019, Japan Restricts Foreign Investments in Technologies amid National Security Concerns

- 20 November 2017, Japanese Regulator Unveils New Regulatory Framework on High-Frequency Trading, Seeking Public Comments
- 14 September 2017, Japan's Competition Regulator Questions LNG Destination Clauses
- 3 December 2015, New Japanese Fund Regulatory Framework: FSA's Proposed Rules and Public Consultation
- 9 July 2015, Introduction of New Corporate Governance Code

OTHER PUBLICATIONS

- "Japan As a Financial Center: How Its International Financial City Initiative Could Benefit PE Managers," *Private Equity Law Report*, co-authored, 17 May 2022.
- "Japan's international financial city initiative involves unprecedented structural reforms to help foreign managers enter the Japanese market," *AIMA Journal*, Edition 129, 21 March 2022.
- "M&A Report 2022: Japan," *International Financial Law Review*, co-authored, 2022.
- "M&A Report 2021: Japan," *International Financial Law Review*, co-authored, 2021.
- "M&A Report 2020: Japan." *International Financial Law Review*, co-authored, 2020.
- “Rapid Enactment of the Amendment Bill of the Foreign Exchange and Foreign Trade Act” NBL No. 1160, co-authored, December 2019.
- “Review Points regarding European Business to cope with Brexit” NBL No. 1081, co-authored, September 2016.
- “The Impacts of the U.S. Investment Company Act of 1940 on Businesses of Japanese Operating Companies – in light of various capital-raising and borrowing activities in the U.S.,” *Jyunkan Shoji Homu* No.2069, co-authored, June 2015.
- “Proposed Amendments to Japan's Fund Regulatory Framework Include Dramatic Changes for Non-Japanese Funds,” *Bloomberg BNA World Securities Law Report*, Vol. 21, No.5, May 2015.
- “Global Government Solutions® 2015 Annual Outlook,” *K&L Gates Publication*, April 2015.
- "License Regulations under Japanese Law concerning Securities of Funds Issued Overseas" *Shoji Homu* No.1989, co-authored, February 2013.
- "Case Study on Financial Instruments and Exchange Law" *Jiyu Kokumin Sha*, co-authored, June 2009.

NEWS & EVENTS

- 16 April 2026, More Than 80 K&L Gates Lawyers Across Asia-Pacific Recognised in 2027 Best Lawyers, Ones to Watch Editions

- 14 April 2025, K&L Gates Advises Dash Living on Majority Investment of up to US$150 Million by Hillhouse Investment's Rava Partners
- 16 December 2024, K&L Gates Advises Auto Components Manufacturer Motherson on Acquisition of Japanese Manufacturer Atsumitec
- 3 October 2023, K&L Gates Advises Live-Streaming Platform 17LIVE on Landmark De-SPAC Business Combination in Singapore
- 14 May 2019, K&L Gates Welcomes Returning Tokyo Corporate/M&A Partner

AREAS OF FOCUS

- Mergers and Acquisitions
- Antitrust and Competition
- Aviation Finance
- Debt Capital Markets
- Financial Services Policy
- IP Litigation
- Private Equity Transactions
- Real Estate Finance
- Restructuring and Insolvency
- Securitization and Structured Finance

INDUSTRIES

- Financial Services
- Private Equity

REPRESENTATIVE EXPERIENCE

- Advising captain of a Japanese airline to defend him against alleged investigation for a near miss indecent that was reported nationwide.
- Acting for a Japanese listed company in relation to an arbitration case at JCAA.
- Advising a U.S. based company on Japanese aspects and local data protection issues of its global outsourcing project.
- Acting for a U.S. based financial institution in relation to Japanese aspects of its global business acquisition.

- Acting for Japanese trading company in the establishment of a joint venture company in Singapore.
- Acting for a cosmetics company in its acquisition of a Japanese cosmetics brands.
- Acting for a major Japanese bank in its establishment of a joint venture company with a major U.S. based financial institution.
- Representation of a major Japanese listed company in relation to its acquisition of a set of manufacturing facilities from a subsidiary of a U.S. based company.
- Representation of a servicer in relation to its involvement in securitization, such as debts/bonds restructuring, leisure facility and pachinko parlors before the financial crisis.