

→ Investment Management

Our investment management attorneys work collaboratively with our clients through the fund formation process by tailoring our services to their business goals, ranging from the needs of an established manager that is expanding its existing platform to add strategies or grow its investor base through the needs of an emerging manager launching its first fund. We also advise sponsor principals on “upper-tier” economic and management issues of their general partner and management entities. Our transactional services for our investment management clients includes providing advice with respect to secondary transfers of fund interests and “seeding” of general partner entities.

Further, we provide regulatory and compliance advice to our investment management clients. We work side-by-side with our clients to develop bespoke compliance policies and procedures designed for their particular business, and we conduct internal compliance reviews and programs and assist clients with issues that arise with respect to regulatory reviews of their businesses, including enforcement actions.

Additionally we provide unparalleled advice to investors seeking to invest in various types of private funds, including analyzing the alignment of interest between the fund sponsors and their investors by reviewing fund economic terms, negotiating side letter agreements with sponsors, and providing methods to mitigate conflicts of interests between the fund sponsors and their investors. Our clients on the investor side represent a diverse group of investors, including sovereign wealth funds, private wealth advisors, pension plans, university and foundation endowments and family offices.

We believe that our investment management practice employs an efficient, multi-disciplinary approach to solving the legal needs of our clients. Our lawyers have deep experience working closely with leading fund sponsors, including at other leading law firms and in-house positions, and we deliver business-friendly solutions to the legal needs of our clients.

Sheppard Mullin’s attorneys have extensive experience counselling clients on the full spectrum of investment management needs. We regularly advise investment advisers, fund sponsors and investors with respect to the formation of various types of pooled investment vehicles as well as operational matters relating to such pooled investment vehicles. Our clients focus on a range of asset classes and investment strategies, including hedge, real estate, private equity, venture capital, infrastructure, renewable energy and clean tech-focused funds.

Experience

- **Alaska Permanent Fund** – During calendar year 2018, represented APFC on over a dozen private equity, venture capital, credit and hedge funds investments, as well as 7 co-investments into private transactions representing the aggregate deployment of in excess of \$2.5 billion dollars, including “anchor” investment in Capital Constellation LP, in connection with its launch and initial fund
- **Annenberg Foundation** – Represented as investor in numerous fund investments, including fund of deals and managed accounts

- **Aretex Capital Partners** – In the summer of 2018 we advised on the firm on its and formation of its initial fund, alongside the closing of a portfolio of private equity investments, using commitments of \$325 million of its initial fund. Our role as lead outside counsel includes all aspects of firm and regulatory organization.
- **Astra Capital Management** – Represented the investment merger with its registration with the SEC as an investment advisor
- **AXA XL** – Advised on structure of corporate venture capital and strategic co-investment platform; advise on investment transactions
- **Banner Oak Capital Partners** – \$800 million for 2 funds designed to provide programmatic equity capital to real estate operating platforms
- **Blue Water Worldwide** – Advised on management company restructuring and operating platform acquisition and Investment Advisers Act compliance
- **Canterbury Consulting** – Represented numerous tax exempt foundations in respect to numerous private equity investments in fund of funds, real estate funds and technology funds
- **Cube Infrastructure Managers** – Advised AIFM of €1.1 bn European infrastructure fund on formation of successor European infrastructure fund and EU-focused telcom focused fund
- **Element Capital Group** – Formation of cryptocurrency investment fund then invested in the Telegram ICO
- **Grey Rock Energy Partners** – Advised on management company structuring issues and Investment Advisers Act compliance
- **Monticello Asset Management** – Advised formation of initial private credit REIT and series of lending transactions from co-investment platform; operational and compliance matters related to co-investment transactions
- **Spaulding & Slye Investments** – Formation of several real estate funds focused on value-add strategy
- **Swicorp Financial Advisory Services, S.A.** – Formation of a special purpose biotech fund for investors from Saudi Arabia
- **Prophet Capital Asset Management** – Advised on offering and operation of hedge fund, private credit REIT and various managed accounts, and related Investment Adviser Act compliance
- **McDowell Properties** – Formation of several funds and Investment Advisors Act compliance