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Jason S. Kaplan
Partner

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Advises on corporate and securities matters for investment managers and alternative investment funds.

Jason represents institutional and entrepreneurial investment managers, financial services firms and private investment funds in all aspects of their business. He advises managers of hedge, private equity and hybrid funds regarding the structure of their businesses and on day-to-day operational, securities, corporate and compliance issues; structuring and negotiating seed and strategic investments and relationships and joint ventures; and advising investment managers with respect to regulatory and compliance issues.

Jason was named to the *Business Insider's* "Ready To Launch" list, which identifies the 29 leading bankers, advisers and lawyers for hedge fund launches.

Practices

INVESTMENT MANAGEMENT

HEDGE FUNDS

PRIVATE EQUITY

CREDIT AND DIRECT LENDING FUNDS

REGULATORY AND COMPLIANCE

Bar Admissions

New York

Education

Fordham University School of Law, J.D.

- *Fordham Law Review*

University of Michigan, B.S.

Representations

- Advise managers of hedge, private equity and hybrid funds regarding structure, formation and ongoing operational issues.
- Structure and negotiate seed and strategic investments.
- Advise investment managers regarding the structure of their investment management businesses, including carry-sharing arrangements and other incentive compensation systems.
- Represent investment managers and investors in the formation of special purpose acquisition vehicles and co-investment vehicles.
- Advise investment managers with respect to regulatory and compliance issues.

Publications

- “Crossover Hedge Funds Lost Big in 2022. They’re Still Launching in 2023.” *The Wall Street Journal*, Jan. 15, 2023 (quoted)
- *Alternative Funds Guide 2022*, Chambers, co-author
- *Alternative Funds Guide 2021*, Chambers, co-author
- “Private Funds Market Trends Report,” *Schulte Publication*, June 2021
- “Recent Short Squeezes,” *Schulte Alert*, Jan. 28, 2021
- “Private Funds – Market Trends Report,” *Schulte Publication*, Oct. 2020
- “Private Funds – Market Trends Report,” *Schulte Publication*, May 13, 2020
- “Will Hedge Funds Throw Up the Gates Again?” *HFM Compliance*, April 8, 2020 (quoted)
- “Private Funds – Ideas for Raising New Capital During the COVID-19 Dislocation,” *Schulte Publication*, March 26, 2020; republished in *The Hedge Fund Journal*, May 2020
- “Private Equity Sponsors – Considerations for Private Equity Sponsors related to the Effects of COVID-19,” *Schulte Alert*, March 16, 2020
- *Hedge Funds: Formation, Operation and Regulation*, ALM Law Journal Press, co-author; Full Court Press, 2022, co-author
- *Private Equity Funds: Formation and Operation*, Practising Law Institute, contributor
- “Hedge Co-Investing Gains Ground,” *FT FundFire*, Sept. 26, 2018 (quoted)
- “Hedge Fund Co-Investing Picks Up Steam,” *FT FundFire*, Aug. 2, 2017 (quoted)

- “Co-Investments with Schulte’s Leading Fund Formation Group,” *The Hedge Fund Journal*, March 2016 (quoted)
- “Succession Planning with Schulte’s Leading Fund Formation Group,” *The Hedge Fund Journal*, March 2016 (quoted)
- “Information Security: Obligations and Expectations,” *Schulte White Paper*, May 2015, co-author
- “Co-Investments Enable Hedge Fund Managers to Pursue Illiquid Opportunities While Avoiding Style Drift (Parts One, Two and Three),” *The Hedge Fund Law Report*, Feb./March 2014 (quoted)
- “Reminder for Private Fund Managers: New Form D Is In Effect,” *Schulte Alert*, Oct. 3, 2013, co-author
- “Dodd-Frank Becomes Law: Key Issues for Private Fund Managers,” *The Hedge Fund Journal*, Sept. 2010, co-author

Speaking Engagements

- “Strategies for Turbulent Markets,” 33rd Annual Schulte Private Capital Forum, January 2024
- “Private Credit: Expansion and Opportunities,” Schulte Private Capital Conversations, July 2023
- “Regulatory Update,” 2023 Goldman Sachs Alternative Asset Managers Insights Forum, August 2023
- “Fund Insights – Marketing, Strategies and Terms,” Schulte 32nd Annual Private Investment Funds Seminar, January 2023
- “The Hedge Fund Pivot to Private Assets Panel,” Bank of America Securities Prime Financing Leadership Conference 2022, April 2022
- “Product Trends,” Schulte 31st Annual Private Investment Funds Seminar, January 2022
- “Growth Equity: The Case for Late Stage Investment,” Markets Group 4th Annual Private Equity U.S. Fall Forum, October 2021
- “Industry Trends in Legal and Tax,” Prime Services 2021 Hedge Fund Conference, May 2021
- “Keynote Interview: Fireside Chat with Ben Dell,” Markets Group 9th Annual Private Equity U.S. Spring Forum, May 2021
- “ESG,” Schulte 30th Annual Private Investment Funds Seminar, January 2021
- “Direct Lending: Opportunities in Volatile Markets,” *HFM* Billion Dollar Club Virtual Summit 2020, June 2020
- “The ABCs of ESG,” Schulte Webinar, April 2020
- “Private Investments,” Schulte 29th Annual Private Investment Funds Seminar, New York, January 2020
- Morgan Stanley MSFS Spring Client Roundtable, May 2019
- Goldman Sachs 22nd Annual Hedge Fund Conference, May 2019

- UBS Invitation Premier Hedge Fund Conference, Scottsdale, May 2019
- “Insurance Dedicated Funds and Related Strategies” and “A Conversation with Jason Dillow, Bardin Hill Investment Partners LP,” Schulte 28th Annual Private Investment Funds Seminar, New York, January 2019
- “Fundraising Environment for Private Equity & Credit Funds,” 2018 General Counsel Conference, Jewish Young Professionals, New York, October 2018
- “Regulatory and Tax,” Schulte 6th Annual Private Equity Fund Conference, May 2018
- 2018 General Counsel Conference, Jewish Young Professionals, New York, January 2018
- “Shareholder Activism,” Schulte 27th Annual Private Investment Funds Seminar, New York, January 2018
- “SPVs, NOLs and HSR,” Schulte 8th Annual Shareholder Activism Conference, New York, October 2017
- “Fund Structuring Obstacles and Opportunities,” ALM 2017 Hedge Fund General Counsel & Compliance Officer Summit, New York, October 2017
- Financial Executives Alliance Regulatory Hot Topics for Private Equity Firms, New York, September 2017
- “Credit Facilities,” Schulte 5th Annual Private Equity Fund Conference, May 2017
- “Challenges Terminating Old Funds and Launching New Ones” and “Credit and Hybrid Funds,” Schulte 26th Annual Private Investment Funds Seminar, January 2017
- Goldman Sachs 19th Annual Hedge Fund Conference, May 2016
- “What Startup Hedge Funds Need to Consider,” Bloomberg Hedge Funds Forum: Operations Strategy For Emerging Managers, March 2016

- “Data Protection and Collection: Cybersecurity, Insurance and Data Scraping” and “Evolving Terms and Considerations Across the Fund Spectrum,” Schulte 25th Annual Private Investment Funds Seminar, January 2016
- Grant Thornton Private Funds Investment Forum, October 2015
- “Co-Investments,” Schulte 3rd Annual Private Equity Fund Conference, June 2015
- “Emerging Manager Considerations – Startup Through First Five Years of Operation,” Grant Thornton Hedge Fund Symposium Series, May 2015
- Goldman Sachs 18th Annual Hedge Fund Conference, May 2015
- “Co-Investments and Sidecars: Structuring Opportunities” and “Information Security: Obligations and Expectations,” Schulte 24th Annual Private Investment Funds Seminar, January 2015
- “Marketing Opportunities and Challenges,” Schulte London Investment Management Hot Topics, March 2014
- “Current Terms: Hedge Funds,” IBA 15th Annual International Conference on Private Investment Funds, March 2014
- “Marketing Opportunities and Challenges” and “Running Hedge and Private Equity Strategies Side by Side,” Schulte 23rd Annual Private Investment Funds Seminar, January 2014
- “Fund Distribution: A Changed Landscape,” KB Associates Third Annual Global Distribution Seminar, October 2013
- “Long-Only and Other Tailored Private Funds,” Schulte Investment Management Hot Topics, June 2013
- “Capital Raising in 2013” and “Form PF Workshop,” Schulte 22nd Annual Private Investment Funds Seminar, January 2013
- “US Regulatory Update,” Goldman Sachs Tenth Annual Hedge Fund Seminar, December 2012
- “Form PF Masterclass,” Credit Suisse European Hedge Fund Thought Leadership Conference, October 2012

- “Form PF: All the Wiser – What We Learned From the First Filing,” Credit Suisse Seminar, October 2012
- “Form PF Lessons Learned & What’s Next?” Advise Technologies Second Annual Regulatory Reporting Panel, September 2012
- “Prime Brokerage Form PF Workshop,” Goldman Sachs Seminar, September 2012
- “Form PF,” Credit Suisse Seminar, June 2012
- “Sea Changes at Hedge Funds,” MetCircle Meeting, June 2012
- “Form PF: A Roundtable Discussion for \$5B+ Hedge Fund Managers,” Schulte Conference, June 2012
- “Form PF: Inside and Out,” MFA Seminar, April 2012
- “Form PF,” MFA Quarterly Investor Relations and Business Development Forum, February 2012
- “Form PF,” Credit Suisse Seminar, February 2012
- “Form PF Workshop,” Schulte 21st Annual Private Investment Funds Seminar, January 2012
- “Dodd-Frank Regulatory Reporting: A Practical Discussion on the Impact of Implementation of Form PF,” KPMG Alternative Investment Webcast, November 2011
- “Proposed Form PF,” Goldman Sachs Prime Brokerage Regulatory Reporting Overview, October 2011
- “Practical Implementation of FINRA Rule 5131 – Insights from Morgan Stanley Fund Services and Schulte Roth and Zabel,” Morgan Stanley Webinar, September 2011
- “Demystifying Dodd-Frank’s Impact on the Hedge Fund Industry,” FRA Hedge Fund Accounting, Auditing and Administration Forum, July 2011
- Goldman Sachs SEC/CFTC Proposed Form PF and CPO/CTA Exemptions Teleconference, February 2011

- “Structuring and Restructuring Your Management Company,” Schulte 20th Annual Private Investment Funds Seminar, January 2011
 - KB Associates Blue Skies or Green Hills: Cayman or Ireland?, December 2010
 - “The Upcoming Spring Registration with the SEC for Hedge Funds,” HFCFO General Membership Meeting — Southern Connecticut Chapter, October 2010
 - “Performance Advertising: Protecting Your Firm in a Competitive Marketing Environment,” Schulte Investment Management Alumni Roundtable Series, July 2010
 - “Current and Expected Changes in the Investment Management Business,” Schulte Greenwich Breakfast Briefing, June 2010
 - “Distressed Investing: Deal Structuring,” Schulte 19th Annual Private Investment Funds Seminar, January 2010
 - “LLCs as Investment Vehicles/Joint Venture Vehicles,” NYSBA Dealing with LLC Formation and Operating Issues, December 2009
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Distinctions

- *Chambers Global*
 - *Chambers USA*
 - *IFLR1000* – Rising Star, Investment Funds
 - *The Legal 500 US*
 - *New York Super Lawyers* – Rising Star, 2014-2016
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Prior Experience

- Cravath, Swaine & Moore