

Jack P. Governale

Partner

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Practices

FOCUS: Financial Markets and Funds

ESG and Sustainable Investing

Futures and Derivatives

Investment Companies

Investment Management and Funds

Private Equity

Industries

Finance and Financial Markets

Manufacturing and Industrials Private Equity

Education

JD, Brooklyn Law School

BS, New York University

Bar Admissions

New York

New Jersey

Court Admissions

US District Court, Eastern District of New York

US Tax Court

US District Court, Southern District of New York

Jack Governale is a partner in Katten's New York Financial Markets and Funds practice and focuses on investment management. His clients benefit from his deep experience in financial services matters, as well as in corporate and international tax, which together enable him to assist his investment management clients in solving complex domestic and cross-border structuring issues. Jack's clients include domestic and offshore private investment funds and their managers, family offices, commodity pool operators, investment advisers, and commodity trading advisers.

Count on a resource with an international perspective

Jack's broad base of US and non-US private fund and family office clients with multiple focuses enables him to provide practical, market sensitive advice in an increasingly complex global regulatory and tax environment. He uses his background in tax law, international law and cross-border transactions to provide comprehensive solutions to his client's business and legal problems, whether in structuring and organizing domestic and offshore hedge funds, funds of funds, venture capital funds and private equity funds or advising their managers on the proper form of organization and their regulatory compliance obligations.

Jack advises his fund, investment manager and family office clients on a broad range of securities and futures regulatory matters and tax matters, including issues arising under the Securities Act, the Securities Exchange Act, the Investment Advisers Act, the Investment Company Act, the Internal Revenue Code and US income tax treaties, among others.

He also advises investment advisers, commodity pool operators and trading advisors on their ongoing compliance and reporting obligations, and assists them in registering with the Securities and Exchange Commission, the Commodity Futures Trading Commission, and the Financial Conduct Authority in the United Kingdom.

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Recognitions

Recognized or listed in the following:

- The Legal 500 United States
 - Recommended Attorney, 2014–2016
- HFM European Hedge Fund Services Award
 - 2015

News

- Eighteen Katten Practices and 70 Attorneys Recognized by *The Legal 500 United States* 2016 (June 17, 2016)
- Nine Katten Practices and 42 Attorneys Distinguished by *The Legal 500 United States* 2015 (June 3, 2015)
- Eight Katten Practices and Forty-Two Attorneys Recognized by *The Legal 500 United States* 2014 (July 3, 2014)

Publications

- SEC Increases Registered Investment Adviser Performance Compensation Net-Worth and Assets-Under-Management Tests (August 13, 2021)
- ESG Issues Become Leading Concern for SEC and CFTC: SEC Warns Investment Advisers and Funds About ESG Disclosures (April 27, 2021)
- ESG is in the (SEC) House: SEC Exams, Enforcement and Regulations are Coming (March 8, 2021)

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- New York Adopts New Registration and Examination Requirements for Certain Investment Adviser Related Personnel and Solicitors (January 28, 2021)
- ILPA Releases Deal-By-Deal Model LPA (October 6, 2020)
- ILPA Publishes Model Limited Partnership Agreement Applying Principles 3.0 (November 19, 2019)
- The EU PRIIPs Regulation for Fund Managers (December 1, 2017)
- Department of Labor Finalizes 18-Month Extension for Simplified Compliance With the BIC Exemption Under the ERISA Fiduciary Advice Rule (November 30, 2017)
- Sign of Future Changes? DOL Proposes 18-Month Extension of Transition Period for Compliance With ERISA "Fiduciary Investment Advice" Rule (August 11, 2017)
- Compliance With the ERISA Fiduciary Advice Rule for Private Investment Fund Managers and Sponsors and Managed Account Advisers: Beginning June 9, 2017 (June 6, 2017)
- Registered Investment Advisers Take Note: New SEC Custody Rule Guidance (March 7, 2017)
- US Reporter Deadlines for Bureau of Economic Analysis BE-180 Report (September 17, 2015)
- BEA Filing Deadline Looms For US Persons With Foreign Affiliates (May 29, 2015)
- Katten Discusses SEC's Focus on Liquid Alternative Funds Market (August 4, 2014)
- SEC Focuses on Burgeoning Liquid Alternative Funds Market (July 14, 2014)
- CFTC Proposes Revised Position Limit Rules (November 12, 2013)
- Marketing Investment Management Services to Public Retirement Systems: Complying with Applicable Laws and Regulations (August 5, 2013)

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- SEC Proposes Rule Amendments to Permit General Solicitation in Rule 506 and 144A Offerings, Including Offerings by Hedge Funds and Other Private Funds (September 17, 2012)
- Managers of Private Investment Vehicles—Including Private Equity, Real Estate and Securitization Vehicles—That Use Futures or OTC Derivatives Should Consider Claiming CFTC 4.13(a)(4) Exemption by April 23, 2012 (April 20, 2012)
- The JOBS Act: Congress Overhauls Laws Governing Capital Raising for Most Issuers and Reporting for New Public Companies (March 30, 2012)
- SEC and MSRB Withdraw Municipal Advisor Proposals (October 5, 2011)
- Guide to Investment Adviser Registration (September 12, 2011)
- Summary and Analysis of Dodd-Frank Rules for Investment Advisers (July 28, 2011)
- SEC Adopts Rules Implementing Core Provisions of Dodd-Frank That Apply to Investment Advisers (June 23, 2011)
- Applying the Act to Non-US Advisers to Private Investment Funds (June 2011)
- SEC Expected to Consider Extending Adviser Registration and Deregistration Deadlines (April 14, 2011)
- SEC Issues Proposed Rules Requiring Registration of Municipal Advisors (February 24, 2011)
- Comments Due January 24 on SEC's Proposals to Implement \$100 Million Asset Threshold, Other Dodd-Frank Changes for Investment Advisers (January 18, 2011)
- Comments Due January 24 on SEC's Proposed Exemptions from Investment Adviser Registration Mandated by Dodd-Frank (January 18, 2011)
- SEC Extends Compliance Date for Certain Advisers to Provide Clients with Brochure Supplements (January 6, 2011)
- SEC Adopts Amendments That Overhaul Form ADV Part 2 (August 25, 2010)

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- Financial Reform Bill Reshapes Investment Adviser Regulation (July 29, 2010)
- Senate Passes Financial Regulation Bill Requiring SEC Registration for Hedge Fund Managers with \$100 Million or More under Management (May 27, 2010)
- Administration Bill Would Require Managers of Hedge and Other Private Funds to Register as Investment Advisers (July 16, 2009)
- *Corporate & Financial Weekly Digest* (Weekly) | *Author*

Presentations and Events

- Funds 101 (March 2, 2017) | *Panelist*
- Liquid Alts for Fund Managers (October 8, 2014) | *Presenter*
- Liquid Alts for Fund Managers (October 1, 2014) | *Presenter*
- Katten's Summer 2014 Review: Financial Services Regulatory and Legal Development Highlights (September 10, 2014) | *Panelist*
- Compliance 2014 (May 7, 2014) | *Moderator* | *What's New With SEC Exams?*
- Investment Adviser Compliance Forum: Annual Form ADV Amendments and Related Regulatory Issues (February 20, 2014) | *Panelist* | *Trading Issues*
- Investment Adviser Compliance Forum: Annual Form ADV Amendments and Related Regulatory Issues (February 6, 2014) | *Panelist* | *Portfolio Management Issues*
- General Solicitation and Advertising Under the JOBS Act: Practical Considerations for Private Funds (September 25, 2013) | *Presenter*
- Dodd-Frank Investment Adviser Registration Update (September 20, 2011) | *Moderator*
- Reassessing Insurance Strategies in a New Era of Risk and Uncertainty (February 24, 2010) | *Panelist*

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- Congress and RIAs: The Latest (January 7, 2010) | *Speaker*
- Current Status Report on the Redesign of the Architecture of Financial Regulation (October 27, 2009) | *Presenter*
- U.S. Regulatory Proposals Affecting Fund Managers and Update on EU AIFM Directive (October 13, 2009) | *Presenter*
- The Draft EU Alternative Investment Funds Directive (September 10, 2009) | *Presenter*
- Katten Investment Management Seminar Series (April 21, 2009) | *Presenter* | *Hedge Funds in a Changing Environment*
- Managing a Plan Asset Entity - Pitfalls and Practical Solutions (May 23, 2006) | *Moderator*