

NexTier Consulting: Compliance Support Solution

Opportunity

Since the 2008 financial crisis, investment managers find themselves challenged with ever increasing regulatory scrutiny, a heightened need to identify and mitigate enterprise risk while delivering solid returns for investors. Initially, the Dodd-Frank reforms gave the SEC increased oversight over all types of investments managers, particularly hedge funds. Last year, the SEC brought its focus to private equity funds, publicly noting that over 50% of private equity funds have significant compliance issues. Consequently, institutional investors have begun to see compliance as far more than just a “check the box” item on their due diligence list and properly understood it as a central part of their investment review process. A thorough review of an investment manager’s compliance program has become an essential part of the due diligence process.

We offer numerous solutions help you successfully meet the compliance demands of regulators and potential investors. Our compliance solution can effectively address your needs by bringing our expertise and focus to designing, implementing and upgrading your compliance program to meet the constantly expanding expectations of regulators and institutional investors. Further, we can customize our compliance solution for you based on your size, investment approach and organizational needs. While there are certain best practices that cut across the industry, we think, as does the SEC, that your compliance program should reflect your unique business and needs.

Benefit

We provide a best in class solution to the compliance puzzles you face as you approach regulators and institutional investors. Leveraging our resources, you can meet regulators and potential investors armed with industry-wide best practices and superior experience.

Our compliance support solution allows you to focus on the aspects of its business that you best understand – investing, while having our experienced professionals manage your compliance functions. As an investment manager, you should understandably focus your efforts on building, implementing and refining your investment strategy while empowering us to help you meet the demands of establishing a compliance program. We allow managers, like you, to focus your efforts on the things you know best, while at the same time having the compliance program you need to attract additional capital and withstand regulatory scrutiny.

Compliance Management Tasks

Possible elements of your compliance program we can manage include, but are not limited to, the following:

- review and update, as needed, the compliance program calendar,
- testing (annually) your compliance policies and procedures as required by the SEC,
- updating your Form ADV (both annually and an on interim basis),
- implementing Anti-Money Laundering policies and procedures,
- preparing your of Office of Foreign Assets Control policies and procedures,
- reviewing personal securities holdings and transactions,
- drafting the Code of Ethics, as well as monitoring political contributions, “bad actor” certifications and conflicts of interest,
- approving marketing materials, including social media activities and prior performance data. and
- monitoring employee correspondence, particularly electronic.

The Complete Solution

We offer you a compliance support solution that covers the complete array of necessary compliance answers. By utilizing our services, you can leverage our extensive experience and concentrate your efforts on refining and improving the things you know best. In addition, we will work with your existing compliance software providers or will help you select new providers to make sure that your compliance program fits your needs.

With our compliance solution, you gain a complete answer which combines knowledge of the regulatory environment with the practical elements, real-world challenges of running a registered investment advisor. We are well-positioned to bring you the necessary solutions to solve your compliance needs.

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