

Private Fund Compliance Forum

May 23-24, 2023

Convene, 117 West 46th Street, New York

Private Fund Compliance Forum 2023 Agenda

Confirmed Speakers

Keynote speakers

Sarah G. ten Siethoff, Deputy Director, Associate Director - Rulemaking Office, Division of Investment Management,
Securities & Exchange Commission

Bruce Karpati, Partner, Global Chief Compliance Officer, **KKR**

David Stern, Managing Director, Chief Information Security Officer, **KKR**

Conference Chairs

Gregory Hegerich, Head of Compliance, North America Private Investments & Real Estate, **Bain Capital**

Jacob Comer, General Counsel and CCO, **NovaQuest Capital**

Speakers

Lindsay Antoniello, Managing Director and Deputy Chief Compliance Officer, **TPG**

Teresa Bernstein, Chief Operating Officer, General Counsel and Chief Compliance Officer, **ACON Investments**

Shachi Bhatt, Chief Compliance Officer, **NYC Comptroller's Office - Bureau of Asset Management**

Laure Brasch, Managing Director and Chief Compliance Officer, **Franklin Park**

Jason Brown, Partner, **Ropes & Gray**

Sarah Curran, Director of Enterprise Risk and CCO, Private Investments, **Wellington Management Company**

Sarah Conde, General Counsel, Managing Director & Chief Compliance Officer, **Providence Equity Partners**

Eric DiFiore, Chief Compliance Officer, **TZP Group**

Carolyn Drayer-Greenwalt, Chief Compliance Officer, **Patient Square Capital**

Austin Ericson, Legal Counsel and Chief Compliance Officer, **Star Mountain Capital**

Laura Ferrell, Partner, **Latham & Watkins LLP**

Andrew Goldberg, Partner, General Counsel, **Leonard Green & Partners**

Samantha Katz, General Counsel & Chief Compliance Officer, **Argand Partners**

James Kerr, Chief Compliance Officer, Chief Risk Officer, and Senior Counsel, **Bow River Capital**

Jeff Kropp, Chief Compliance Officer & Assistant General Counsel, **Levine Leichtman Capital Partners**

Matthew Liposky, Chief Investment Operating Officer, Massachusetts **Pension Reserves Investment**

Management Board

Jennifer Lin, Chief Compliance Officer, **Fundamental Advisors**

Christy Lukach, Chief Compliance Officer and Managing Director, Finance, **Brightstar Capital Partners**

Renata Malavazzi, General Counsel and Chief Compliance Officer, **Paine Schwartz Partners**

Paul Marnoto, General Counsel, **Parthenon Capital Partners**

Maryellen Maurer, Senior Securities Compliance Examiner - Private Funds Unit, **U.S. Securities & Exchange Commission**

John McGuinness, Chief Compliance Officer, **StepStone**

Caitlin Melchior, Senior Director, Legal Training & Program Development, **Ontra**

Martha Mensoian, General Counsel & Chief Compliance Officer, **Ethos Capital**

Alicia Novak, Senior Vice President, Deputy Chief Compliance Officer, **HarbourVest Partners**



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Patty Nykodym, Chief Financial Officer & Chief Compliance Officer, **FFL Partners**

Mike Pappacena, Partner – Cybersecurity and Risk, **ACA Global**

Alpa Patel, Partner, **Kirkland & Ellis LLP**

Kelly Pettit, Managing Director, Chief Compliance Officer, Associate General Counsel, **General Atlantic**

James Pickel, General Counsel & Chief Compliance Officer, **Lindsay Goldberg**

Arthur Price, Managing Director, Chief Compliance Officer and Assistant General Counsel, **Thomas H. Lee Partners**

Andrew Prodromos, Deputy General Counsel and Chief Compliance Officer, **Insight Partners**

Sara Robinson Dasse, Partner & Chief Compliance Officer, **Adams Street Partners**

Ellen Rosenberg, Partner, General Counsel & Chief Compliance Officer, **GreyLion Capital**

Jesse Ruiz, General Counsel and Chief Compliance Officer, **The Vistria Group**

Nabil Sabki, Partner, **Kirkland & Ellis LLP**

Usman Shakeel, General Counsel and Chief Compliance Officer, **Wind Point Partners**

David Smolen, Managing Director, General Counsel & Chief Compliance Officer, **GI Partners**

Steven Spencer, Partner and Chief Legal Officer, **Siris Capital**

Amanda Tooker, Practice Group Leader – Risk (Financial Services), **DealCloud**

Joel Wattenbarger, Partner, **Ropes & Gray**

Drew Weilbacher, Chief Compliance Officer, **TSG Consumer**

Michelle Vaughn, Chief Compliance Officer, **LLR Partners**



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Day 1: May 23, 2023

8:30 Registration – continental breakfast

9:30 PEI & chair's welcome

Gregory Hegerich, Head of Compliance, North America Private Investments & Real Estate, **Bain Capital**

09:45 Evolution and expectations of the CCO

- Navigating an increasing workload brought on by increased regulatory concerns
- Ensuring CCOs have a seat at the leadership table
- Identifying resources to complete tasks
- Are multifunctional CCOs here to stay?
- The face of compliance: uncovering liability of the CCO
- Looking ahead: what's on the horizon for CCO responsibilities?

Panelists

Carolyn Drayer-Greenwalt, Chief Compliance Officer, **Patient Square Capital**

Arthur Price, Managing Director, Chief Compliance Officer and Assistant General Counsel, **Thomas H. Lee Partners**

Nabil Sabki, Partner, Kirkland & Ellis LLP

David Smolen, Managing Director, General Counsel & Chief Compliance Officer, **GI Partners**

Moderator

Kelly Pettit, Managing Director, Chief Compliance Officer, Associate General Counsel, **General Atlantic**

10:30 How are CCOs grasping technology as firms face regulatory demands?

- Enlisting third party support to navigate regulatory tasks
- How are firms utilizing captured data to improve compliance programs?
- Creating standardization on managing compliance efforts across the firm through technology adoption
- Using technology tools to scale and grow compliance efforts
 - Programs available to organize compliance responsibilities

Panelists

Sarah Conde, General Counsel, Managing Director & Chief Compliance Officer, **Providence Equity Partners**

Austin Ericson, Legal Counsel and Chief Compliance Officer, **Star Mountain Capital**

Christy Lukach, Chief Compliance Officer and Managing Director, Finance, **Brightstar Capital Partners**



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Moderator

Caitlin Melchior, Senior Director, Legal Training & Program Development, **Ontra**

11:15 **Networking coffee break**

11:45 **Staying abreast of cyber risks to protect the firm**

- Working alongside internal and external cyber partners to remain compliant
- Interpreting recent regulatory risk alerts and SEC priorities for safeguarding the firm and its investors
- Surveilling 3rd party app and vendors/communication to ensure they are compliant with firm's policies and procedures
- Coordinating with IT and cyber teams to ensure substantial protections are in place
- Conducting cyber due diligence on external parties (vendors, software)
- Addressing security concerns associated with internal and external communication (use of personal devices, instant/text messaging platforms, video communications, etc.)

Panelists

Laure Brasch, Managing Director and Chief Compliance Officer, **Franklin Park**

Eric DiFiore, Chief Compliance Officer, **TZP Group**

Ellen Rosenberg, Partner, General Counsel & Chief Compliance Officer, **GreyLion Capital**

Moderator

Mike Pappacena, Partner – Cybersecurity and Risk, **ACA Global**

12:30 **Avoiding surprises: uncovering SEC exam priorities and processes for 2023**

- Expectations from start to finish of the exam process – any new actions from the current Commission on private fund advisers?
- What items are being referred to enforcement?
- Will the SEC still write rules based on exam findings?
- Conducting SEC exams post-pandemic
- The correlation between risk alerts and exam priorities

Panelists

James Kerr, Chief Compliance Officer, Chief Risk Officer, and Senior Counsel, **Bow River Capital**

Maryellen Maurer, Senior Securities Compliance Examiner - Private Funds Unit, **U.S. Securities & Exchange Commission**

Steven Spencer, Partner and Chief Legal Officer, **Siris Capital**

Moderator

Jason Brown, Partner, **Ropes & Gray**



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1:15 **Networking luncheon**

2:15 – 3:00 **Breakout sessions I**

Track A

The institutionalization of ESG

- Ensuring firms have the proper documentation in place to showcase their ESG efforts
- Items to include in LP reporting
- What to do when firms are not an impact or ESG fund but have developed ESG policies?
- The potential impact of the SEC's focus on ESG
- Creating ESG committees or advisory boards
- Designing policies and procedures unique to ESG efforts
 - Ensuring policies and procedures adhere to various geographical regions

Panelists

Lindsay Antoniello, Managing Director and Deputy Chief Compliance Officer, **TPG**

Sarah Curran, Director of Enterprise Risk and CCO, Private Investments, **Wellington Management Company**

Jennifer Lin, Chief Compliance Officer, **Fundamental Advisors**

Track B

Developing internal and external compliant communication practices

- Monitoring work approved communication platforms across all geographies
 - What apps and platforms are deemed safe for conveying sensitive information?
- Safely retaining internal and external communication
- SEC prep: How are firms documenting communication violations?
- Sign of the times: Do current Commission rules on communication practices and record keeping align with the reality of today's workplace?

Panelists

Samantha Katz, General Counsel & Chief Compliance Officer, **Argand Partners**

James Pickel, General Counsel & Chief Compliance Officer, **Lindsay Goldberg**

Moderator

Laura Ferrell, Partner, **Latham & Watkins LLP**

3:05 – 3:50 **Think tanks I**

Think tank A (GPs only)

Developing a mighty compliance program to withstand demand in an evolving industry

- Instilling and maintaining an internal "culture of compliance"
- Reviewing compliance policies and procedures to ensure the firm is up to date
- CCO involvement in portfolio company compliance
- Employee compliance training – breaking it down into smaller sections or hosting one large annual training?

Think tank B (SPs only)

Proposal breakdown: navigating and preparing clients for SEC rules on the horizon

- How is the current pace of proposed rulemaking changing the industry?
- Methods for educating clients on steps to take when complying to new rules
- What can your organizations do now to get ahead of preparing clients for rule implementations?



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- The involvement of compliance into daily decision making
- Deciding to invest resources to expand compliance teams to navigate workload (in-house or external)
- Will proposed outsourcing rule change vendor/client relationships?

Facilitator

Alicia Novak, Senior Vice President, Deputy Chief Compliance Officer, **HarbourVest Partners**

3:50 **Networking coffee break**

4:15 **Keynote interview**

Sarah G. ten Siethoff, Deputy Director, Associate Director - Rulemaking Office, Division of Investment Management, **Securities & Exchange Commission**

5:05 **Cocktail reception and end of day one**

Day 2: **May 24, 2023**

8:00 **Breakfast**

Kirkland and Ellis's Breakfast & Women's Networking Roundtable

Facilitator

Alpa Patel, Partner, **Kirkland & Ellis LLP**

9:00 – 9:50 **Think tanks II**

Think tank A | CCO think tank (invite only)

Designed to facilitate candid discussion, this closed-door session for CCOs targets the issues and challenges impacting your firm. Attendees can benchmark ideas and share best practices to help you gain solutions for common concerns facing your office.

Think tank B | Senior Compliance Professionals (GPs only)

Designed to facilitate candid discussion, this closed-door session for senior compliance professionals targets the issues and challenges impacting your firm. Attendees can benchmark ideas and share best practices to help you gain solutions for common concerns facing your office.



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Facilitators

Patty Nykodym, Chief Financial Officer & Chief
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Usman Shakeel, General Counsel and Chief
Compliance Officer, **Wind Point Partners**

9:55

Chairman's opening remarks

Jacob Comer, General Counsel and CCO, **NovaQuest Capital**

10:00

Lessons learned: effects of the Marketing Rule implementation

- Checking to see if your policies and procedures match up with the new standards
- Working alongside IR and deal teams to accurately present the firm
- Avoiding early deficiencies in Marketing rule driven SEC exams
- Methods of tracking and managing advertising records
- How are firms showcasing and calculating net performance?

Panelists

Renata Malavazzi, General Counsel and Chief Compliance Officer, **Paine Schwartz Partners**
Andrew Prodromos, Deputy General Counsel and Chief Compliance Officer, **Insight Partners**
Michelle Vaughn, Chief Compliance Officer, **LLR Partners**

Moderator

Joel Wattenbarger, Partner, **Ropes & Gray**

10:45

Overseeing risk sensitivity in private markets

- Identifying, avoiding, and mitigating conflicts of interest
- How are firms preventing the misuse of MNPI?
- The CCO responsibility in portfolio company risks
- Ensuring the firm has a grasp on protecting data and sensitive information
- Taking a proactive role in non-regulatory related risks

Panelists



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Martha Mensoian, General Counsel & Chief Compliance Officer, **Ethos Capital**

Moderator

Amanda Tooker, Practice Group Leader – Risk (Financial Services), **DealCloud**

11:30 **Networking break**

12:00 **Know your customer – understanding what LPs want in firm compliance**

- Key attributes of a standout compliance program
- The standardization for reporting
- Navigating due diligence questionnaires and requests
- How to ensure trust and transparency between GPs and LPs?
 - What do LPs wish for private fund advisers to share? (i.e., deficiency letters, examinations, audits, etc.)
- Fundraising etiquette: approaching LP communication during the investment process

Panelists

Shachi Bhatt, Chief Compliance Officer, **NYC Comptroller's Office - Bureau of Asset Management**

Matthew Liposky, Chief Investment Operating Officer, **Massachusetts Pension Reserves Investment Management Board**

Sara Robinson Dasse, Partner & Chief Compliance Officer, **Adams Street Partners**

12:45 **Keynote discussion**

Bruce Karpati, Partner, Global Chief Compliance Officer, **KKR**

David Stern, Managing Director, Chief Information Security Officer, **KKR**

1:30 **Luncheon and end of conference**



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