



COMPLIANCE WEEKLY

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SKRC Compliance Weekly is a weekly reminder of certain regulatory obligations that may apply to an SEC-registered investment adviser and CFTC-registered commodity pool operator and commodity trading advisor with a December 31 fiscal year-end that advises one or more private funds.

Obligation	Comment
Distribute audited financial statements to investors in “funds-of-funds” (due 6/29/2018).	With respect to a “fund-of-funds”, Investment Advisers Act Rule 206(4)-2(b)(4) (the Custody Rule) provides an exception from certain requirements of the Custody Rule with respect to the account of a limited partnership, limited liability company or another type of pooled investment vehicle (e.g., hedge funds and other private funds) that is subject to audit by an independent public accountant at least annually and distributes its audited financial statements prepared in accordance with U.S. generally accepted accounting principles to all investors within 180 days after the fund’s fiscal year-end. Notwithstanding the timing of this requirement, registered commodity pool operators (CPOs) are required to distribute audited financials by 3/30/2018 unless an extension has been granted.
Periodic Report for CPOs (due 6/30/2018).	CPOs are required to distribute a periodic report of their account statements within 30 calendar days of each month end. CPOs relying on an exemption under CFTC Rule 4.7 or Rule 4.12(b) are required to distribute a periodic report within 30 days of each quarter end.

If you have any questions regarding the matters covered herein, please contact any of the attorneys listed below.

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