



## Eileen Overbaugh

Partner

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Eileen advises hedge funds, venture capital funds and other pooled investment vehicles in connection with capital raising, structuring, formation, investor negotiations, and ongoing operations. Offering the benefit of extensive experience, Eileen negotiates seed and strategic investments, funds-of-one, managed account arrangements, and other alternative investment relationships. She also regularly advises asset managers and institutional investors with respect to co-investments.

Her practice is focused particularly on the business arrangements between the principals of asset management firms, including governance of the investment manager and general partner entities. She also structures and negotiates employee compensation and employee separation arrangements for both asset managers and their most senior employees.

Eileen works closely with clients to understand their business goals and commercial needs. She provides efficient, practical legal advice to a variety of clients, from family-owned enterprises to multinational asset managers.

Principal areas of focus include:

- Fund formation
- Hedge funds
- Investment management
- Private equity
- Governance

## HONORS & AWARDS

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> **Chambers USA: America's Leading Lawyers for Business (2021)**

Recognized for work in Investment Funds: Hedge Funds

## NEWS & INSIGHTS

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### Publications

> July 19, 2021

**"SEC Raises the Dollar Threshold for Qualified Clients,"** *Investment Management Client Alert*

Eileen Overbaugh,

> March 2021

**"The Challenges of Managing a Customized Fund Structure: What Fund Managers Should Know about Single-Asset and Single-Investor Funds,"** *LexisNexis Practical Guidance*

Eileen Overbaugh

> October 27, 2020

**"The Ties That Bind: Non Competes and Principal Departure Parameters to Address in Management Company and GP Agreements (Part Two of Two),"** *Private Equity Law Report*

Eileen Overbaugh

> October 20, 2020

**"The Ties That Bind: Governance and Economic Terms to Negotiate in Management Company and GP Agreements (Part One of Two),"** *Private Equity Law Report*

Eileen Overbaugh

> October 5, 2020

**"Six Reasons to Start Your Own Investment Management Firm and Six Factors to Consider before You Do,"** *Enterprising Investor*

Eileen Overbaugh

> July 28, 2020

**"Delaware Supreme Court Clarifies Limited Partner Rights to Books and Records: The Decision Will Have a Meaningful Impact on All Hedge, Private Equity, and Venture Funds," *Investment Management Client Alert***

Eileen Overbaugh,

> July 14, 2020

**"OCIE Risk alert: Key takeaways and practical applications for hedge fund managers," *Global Banking & Finance Review***

David L. Goret, Scott H. Moss, Eileen Overbaugh

> February 27, 2020

**"The California Consumer Privacy Act: An FAQ for Investment Managers," *Privacy & Cybersecurity and Investment Management Client Alert***

Mary J. Hildebrand CIPP/US/E, Peter Greene, Scott H. Moss, Eileen Overbaugh,

> January 15, 2020

**"FINRA Amends New Issue Rules 5130 and 5131," *Investment Management Client Alert***

Scott H. Moss, Eileen Overbaugh,

> December 12, 2019

**"What Legal, Regulatory and Operational Challenges Do Single-Asset Funds Present for Managers?," *The Hedge Fund Law Report***

Eileen Overbaugh

## In the Media

> April 15, 2020

Lowenstein's representation of **Veronis Suhler Stevenson** in the completion of its investment (with NewSpring Health Capital) in the **BRC Recovery Family of Programs** is noted in the **Global Legal Chronicle**. The Lowenstein deal team included **Steven E. Siesser, Eileen Overbaugh, Traci M. Tomaselli, Brooke A. Gillar, and Lesley P. Adamo**. [View Lowenstein's news announcement about this transaction.](#)

> January 2-7; May 8, 2019

Lowenstein's 2019 promotion of seven lawyers to partner and six to counsel (including three women in each category) is noted in **Bloomberg Law – Big Law Business**. These promotions are also highlighted in **LawFuel**, **The Deal**, and the Commerce and Industry Association of New Jersey's (CIANJ) **Business Beat** newsletter, with **Lesley P. Adamo, Dmitry Andreev, Marc S. Kurzweil, James B. O'Grady, Eileen Overbaugh, Peter Slocum, and Julie Levinson Werner** highlighted as newly elected partners and **Brandon Fierro, Joseph G. Jones, Robert Lynn, Brianne Perlman, Nedda N. Salehi, and Leah Satlin** listed as promoted to counsel. **Gary M. Wingens** is quoted regarding the critical role these lawyers will play in the firm's continued success. **Law360** notes our partner elevations in an article highlighting firms' Q1 promotions. (*subscription required to access certain content*) [View Lowenstein's news announcement about these promotions.](#)

> January 7, 2019

Lowenstein Sandler is noted as lead counsel to Vesey Street Capital Partners, LLC (VSCP) in their recapitalization of Elite Body Sculpture as published in **The PE Hub Network, Cision PR Newswire, and The Business Journals** (Lowenstein deal team: **Marc B. Kramer, Brooke A. Gillar, Steven E. Siesser, Lowell A. Citron, Michael Walutes, Lesley P. Adamo, Eileen Overbaugh, Elisia M. Kliinka, Nicholas Gonski, Darren Goodman, Megan Monson, Eric Jesse, Alanna Sandoval, Jeffrey M. Shapiro, Jack Sidorov, Mark P. Kesslen, Paul M. Krueger, Michael A. Buxbaum, Norman W. Spindel, Mary J. Hildebrand, Bryan Sterba, Manali Joglekar, and Stuart S. Yusem.**)

## SPEAKING ENGAGEMENTS

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> Speaker, **SEC Enforcement and Examination Trends for Registered Investment Advisers**, Lowenstein Sandler, Webinar, October 19, 2021

> Moderator, **Women, Influence & Power in Law Conference**, Women, Influence & Power in Law, Washington, D.C., October 6-8, 2021

> Panelist, **Hedge Fund Managers Take Center Stage in 2021**, KPMG, Webinar, June 15, 2021

> Panelist, **Retaining Clients Across Generations**, New York State Bar Association, Webinar, June 10, 2021

> Panelist, **Positioning Private Funds for Institutional Growth**, Socium Fund Services, Webinar, May 26, 2021

> Speaker, **Break the Mould: Fireside Chat with Allison Parc, Founder and President of Brenne Whisky**, 100 Women in Finance, Webinar, May 12, 2021

> Panelist, **IFI Global e-Seminar: Fund Domiciliation Choices for US Managers**, IFI Global; Jersey Finance, February 10, 2021

> Moderator, **Reputational Risk**, 100 Women in Finance, New York, NY, May 7, 2019

> Speaker, **Venture Education Symposium: Legal Topics to Consider When Venture Investing**, Lowenstein Sandler, New York, NY, May 6, 2019

> Moderator, **Qualified Opportunity Zone Roundtable: Impact of the Newly-Released Regulations and a Market Outlook**, Lowenstein Sandler, New York, NY, May 1, 2019

> Panelist, **Debunking the Myths of Cryptocurrencies**, 100 Women in Finance, Grand Cayman, Georgetown Yacht Club, October 12, 2017

> Presenter, **Trends in Fund Formation**, DMS Offshore Women's Compliance Breakfast Series, May 2016

## EDUCATION

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> Seton Hall University School of Law (J.D. 2009), summa cum laude

> Drew University (B.A. 2006), summa cum laude

## **ADMISSIONS**

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> New York

> New Jersey