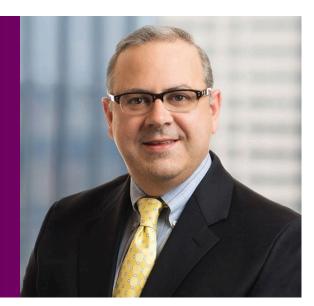


# John P. Falco Partner

Philadelphia john.falco@troutman.com D 215.981.4659



Clients turn to John for advice on corporate governance, legal administration and registration of investment companies under the Investment Company Act of 1940, including mutual funds, closed-end investment companies, and exchange traded funds.

## **OVERVIEW**

John has counseled clients on a number of issues, including: the formation and reorganization of mutual funds, business development companies (BDCs) and closed-end funds; the registration and listing requirements for closed-end funds and exchange traded funds (ETFs); managed futures mutual funds; issues related to the use of derivatives and swap agreements; proxy contests involving closed-end funds and activist shareholders; distribution and networking related contracts for mutual funds, investment advisers and broker dealers; compliance advice, mock SEC examinations and internal investigations; and mutual fund investment adviser marketing and advertising. John represents clients in a number of regulatory matters and has served as counsel to an SEC receivership.

Before joining the firm, John was a manager of regulatory administration with a third-party service provider to mutual funds and other pooled investment products.

## TOP AREAS OF FOCUS

- Finance + Banking
- Investment Funds + Investment Management Services

## **ALL AREAS OF FOCUS**

- Finance + Banking
- Financial Services
- Investment Funds + Investment Management Services

## PROFESSIONAL/COMMUNITY INVOLVEMENT

- Member, American Bar Association; Business Law Section—Federal Regulation of Securities Committee; Investment Companies and Investment Advisers Subcommittee; Investment Company Use of Derivatives and Leverage Subcommittee
- Member, Federal Bar Association; Securities Law Section
- Member, Pennsylvania Bar Association
- Member, Philadelphia Bar Association; Co-chair, Business Law Section Investment Companies Committee
- Board member, Chestnut Hill Local, and recipient of Chestnut Hill Award (2016)

# **EDUCATION AND CERTIFICATIONS**

#### **EDUCATION**

- Temple University Beasley School of Law, J.D., 2006
- La Salle University, B.A., 1996, finance/philosophy

#### **BAR ADMISSIONS**

Pennsylvania

## SPEAKING ENGAGEMENTS

- Speaker, "Legal Drafting for Investment Management," Penn Law, February 25, 2020.
- Presenter, "An Overview of the SEC's Recently Adopted Exchange-Traded Funds (ETF) Rule," Pepper Hamilton and Financial Executives Alliance, November 15, 2019.
- Speaker, "Investment Management Roundtable: Robo Advisors," West LegalEdcenter, March 28, 2019.

## **PUBLICATIONS**

- Co-author, "SEC No-Action Letter: Expanding Custody Options for Crypto Assets With State Trust Companies," Troutman Pepper Locke, October 7, 2025.
- Co-author, "Investment Management Update Q2 2025," Troutman Pepper Locke, September 9, 2025.
- Co-author, "Investment Management Update Q1 2025," Troutman Pepper Locke, June 4, 2025.
- Podcast, "Exploring the Administration's Regulatory Impact on Private Equity," PE Pathways, April 22, 2025.
- Co-author, "Investment Management Update Q3 2024," Troutman Pepper, November 25, 2024.
- Co-author, "Investment Management Update Q2 2024," Troutman Pepper, October 4, 2024.
- Co-author, "SEC Approves Spot Ether ETFs," Troutman Pepper, July 24, 2024.
- Co-author, "Investment Management Update Q1 2024," Troutman Pepper, May 10, 2024.
- Co-author, "SEC Issues Third Marketing Rule Risk Alert for Investment Advisers," Troutman Pepper, May 9, 2024.
- Co-author, "FinCEN Proposes New Investment Adviser AML Rule," Troutman Pepper, February 23, 2024.
- Co-author, "Investment Management Update Q4 2023," Troutman Pepper, February 1, 2024.
- Co-author, "SEC Releases New Guidance on Tailored Shareholder Reports," Troutman Pepper, January 24, 2024.
- Co-author, "The SEC's New Marketing Rule Practically Speaking: Hypothetical Performance," Troutman Pepper, October 31, 2022.
- Co-author, "The SEC's New Marketing Rule Practically Speaking: Performance Advertising/Track Records

- ," Troutman Pepper, October 31, 2022.
- Co-author, "The SEC's New Marketing Rule Practically Speaking: Testimonials and Endorsements," *Troutman Pepper*, October 31, 2022.
- Co-author, "The SEC's New Marketing Rule Practically Speaking: General Prohibitions," Troutman Pepper,
  October 31, 2022.
- Co-author, "The SEC's New Marketing Rule Practically Speaking: What Is an Advertisement?" Troutman Pepper, October 31, 2022.
- Co-author, "SEC Adopts Modernized Framework for Open-End Fund Shareholder Reports and Disclosures," Troutman Pepper, October 27, 2022.
- Co-author, "Investment Management Update June 2022," Troutman Pepper, June 2022.
- Co-author, "SEC Proposes Fund Names Rule Amendments and Rules Governing ESG Investment Disclosures," *Troutman Pepper*, June 8, 2022.
- Co-author, "Investment Management Update August 2021," Troutman Pepper, August 2021.
- Co-author, "SEC Adopts Modernized Framework for Fund Valuation Practices," Temple 10-Q, Temple's Business Law Magazine, February 22, 2021.
- Co-author, "SEC Adopts Modernized Framework for Fund Valuation Practices," *Troutman Pepper*, December 11, 2020.
- Co-author, *Investment Management Update*, September 2020.
- Co-author, "SEC Proposes to Improve the Retail Investor Experience Through Modernized Fund Shareholder Reports and Disclosures," *Troutman Pepper*, August 10, 2020.
- Co-author, "SEC Adopts Amendments to Provide Investors More Information on Proxy Voting Advice," Troutman Pepper, July 27, 2020.
- Co-author, *Investment Management Update*, June 2020.
- Co-author, "SEC Grants Additional COVID-19 Relief to Business Development Companies," Client Alert, April 14, 2020.
- Co-author, "SEC Modernizes Securities Offering Rules for BDCs and Registered Closed-End Funds," Client Alert, April 10, 2020.Co
- Co-author, "SEC Allows Affiliated Purchases of Debt Securities From Registered Open-End Investment Companies," Client Alert, March 30, 2020.
- Co-author, "SEC Extends Relief for Funds and Investment Advisers Amid COVID-19 Pandemic," Client Alert, March 26, 2020.
- Co-author, "SEC Grants Relief to Funds and Advisers Related to COVID-19 Outbreak," Client Alert, March 16, 2020.
- Co-author, "SEC OCIE Issues 2020 Examination Priorities," Client Alert, January 30, 2020.

## **MEDIA COMMENTARY**

- Quoted, "Third OCIE Cybersecurity Exam Sweep Underway," ACA Insight, April 1, 2019.
- Quoted, "SEC Modifies Form N-PORT Reporting to Address Cybersecurity Concerns," *ACA Insight*, March 4, 2019.
- Quoted, "OCIE Exam Priorities List is a Tool, Not a Compliance Blueprint," ACA Insight, February 11, 2019.