Tucker Ellis LLP

Broker-Dealers

Overview

Tucker Ellis offers broker-dealer clients sophisticated, comprehensive counsel in corporate and regulatory matters. Our lawyers practice nationally and have served as senior in-house counsel for clients, government regulators, prosecutors, and defense counsel in the broker-dealer and securities context. Our experience allows us to anticipate client needs, facilitate growth, and navigate and mitigate risk.

Our corporate work includes forming broker-dealer entities, restructuring, principal separations, mergers and acquisitions, and financing. Our regulatory lawyers advise broker-dealers in all aspects of legal and regulatory compliance, including internal operating procedures, customer agreements, internal corporate investigations, whistleblower claims, FINRA inquiries, state and federal investigations, and enforcement trends.

Capitalizing on the expertise of Tucker Ellis attorneys across the firm's practice groups, our broker-dealer clients receive comprehensive representation designed to advance their objectives and protect their interests in the ever-changing financial services industry ecosystem.

Read the latest insights about Broker-Dealers on our Lingua Negoti Blog.

AREAS OF EMPHASIS

- Form broker-dealer entities
- Form strategic partnerships and joint ventures
- Restructure dual-registrants
- Design and implement compliance programs
- Develop and negotiate broker-dealer contractual arrangements – including placement agent, underwriting, executive employment, non-competition, confidentiality, non-solicitation, and other business agreements
- Negotiate business separations and "corporate divorces" of broker-dealers and their principals, including the winding down or dissolution process
- Represent broker-dealers as placement agents and underwriters' counsel in connection with private and public company capital raise transactions
- Represent broker-dealers as underwriters in connection with public securities offerings
- Represent broker-dealers in mergers and acquisitions, including as counsel for the purchaser or seller
- Represent broker-dealers in obtaining and structuring bank financing and capital raises

- Advise broker-dealers on duties to customers – including due diligence requirements in making recommendations for a client investment in private placements and other non-traditional investments and suitability matters
- Conduct internal corporate investigations and investigate whistleblower claims