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Mason Hayes+Curran



Mason Hayes+Curran

Investment Funds Group

Providing a Complete Range of Legal Services
to the Funds Industry



Investment Funds Practice

Mason Hayes+Curran's dedicated Investment Funds practice specialises in advising fund managers and promoters on structuring, establishing and distributing Irish-domiciled investment funds.



Fionán Breathnach
Partner, Head of Investment Funds
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Contact Partner:

Fionán Breathnach is a partner practising in the Financial Services Department and is head of Mason Hayes+Curran's Investment Funds team. He advises fund promoters on structuring, establishing and listing investment funds in Ireland and in other jurisdictions and he has been on the Legal and Technical Committee of the Irish Funds Industry Association for many years. Fionán is recommended as a leader in the Investment Funds field by Chambers and Partners, 2011.

Sample representative transactions include: establishing new UCITS and QIFs; obtaining regulatory authorisation for promoters, investment managers and administrators and advising on private placement rules.



Mark Browne
Partner,
Investment Funds
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Contact Partner:

Mark Browne is a partner practising in the Financial Services Department. A member of the Investment Funds team, he has over 10 years experience in the funds industry and advises on all aspects of the structuring, establishment and ongoing operation of investment funds in Ireland, as well as in regard to issues affecting service providers such as administrators, custodians, distributors and investment managers. He also has extensive international experience.

Ancillary Legal Services

As a full service law firm Mason Hayes+Curran has dedicated experts across the full spectrum of legal specialisations. The broader Investment Funds Group is comprised of 17 partners and includes representatives of each separate legal specialisation currently working with the funds industry in Ireland.

Details of the key legal specialisations involved in the Investment Funds Group and representative examples of the work of a selection of our relevant experts in these fields for the funds industry in Ireland are included below:

Taxation

Advising on tax disclosures in fund offering documents, such as Heptagon Funds plc, use of double taxation treaties and general structuring issues, including the use of Section 110 companies as investment subsidiaries of QIFs.



John Gulliver
Principal, Head of Tax
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Contact Person:

John Gulliver has advised some of the largest Irish, UK and US groups on the tax structuring of their operations for more than 20 years. His clients have included some of the largest enterprises in Ireland and numerous Irish based real estate syndicates with substantial prime commercial properties located in Ireland and the UK. John is recommended as a leader in his field by Chambers and Partners, 2011.

Company Secretarial

Acting as company secretary to investment funds structured as Irish corporate vehicles, including TNI Funds plc.



Paula Phelan
Director
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Contact Person:

Paula Phelan is director of Mason Hayes+Curran's company secretarial department. Paula has extensive and wide experience as a chartered secretary having previously worked in the company secretarial department of a leading accountancy firm and, before that as deputy company secretary of a large quoted plc.

Corporate

Advising in relation to the acquisition of Bank of America Merrill Lynch's Irish Fund administration business. Resulted in an increase in funds under administration by LaCrosse from \$15 Billion to \$21 Billion.



David O'Donnell
Partner
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Contact Partner:

David O'Donnell is a partner and head of the Corporate Department. Practicing in the areas of mergers and acquisitions, securities law, joint ventures, corporate establishments and corporate finance, he has a reputation as a straight-talking lawyer who works tirelessly to ensure that deals are completed to his clients' satisfaction. David is recommended as a leader in his field by Chambers and Partners, 2011.

Data Protection

Advising with regard to fund groups transferring investor data to and from Irish administration subsidiaries and on appropriate disclosures in fund subscription documentation.



Jeanne Kelly
Partner
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Contact Partner:

Jeanne Kelly is a partner in Mason Hayes+Curran's Commercial Department. Jeanne frequently advises on data protection matters particularly focusing on international data transfers. She co-authored the book "Data Protection Law in Ireland". Jeanne is recommended as a leader in her field by Chambers and Partners, 2011.

Banking and Structured Finance

Advising with regard to loan facility agreements and derivative instruments; for example advising TNI on total return swaps and P-notes, and on the use of Section 110 companies as subsidiaries to Irish authorised QIFs to hold specific investments.



Christine O'Donovan
Partner
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Contact Partners:

Christine O'Donovan is a partner in, and head of, the Financial Services Department. An experienced banking & finance lawyer having worked in private practice and in-house, Christine's practice focuses on corporate lending, project and acquisition finance, asset financing (particularly aircraft), cross-border leasing and aviation. Christine is recommended as a leader in her field by Chambers and Partners, 2011.

Litigation and Dispute Resolution

Advising on a range of litigation matters relating to the funds industry in Ireland and in particular with regard to claims arising as a result of fraudulent activities.



Declan Black
Partner
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Contact Partners:

Declan Black leads Mason Hayes+Curran's large and diverse litigation practice, which is among the largest in Ireland. His personal focus is on commercial litigation and insolvency. His experience includes many high value contractual and tortious disputes, commonly with an international component. Declan is recommended as a leader in his field by Chambers Global, 2011.

Information Technology

Advising on licensing and contractual issues relating to information technology for a range of financial services companies and fund service providers.



Philip Nolan
Partner
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Contact Partner:

Philip is a Partner and Head of the Commercial Department. He advises both public and private clients in relation to communications, information technology, intellectual property and competition law. Philip has also developed a focused regulatory advisory practice which includes public procurement law, data protection law and energy law. Philip is recommended as a leader in his field by Legal 500, 2011.

Employment

Advising on directors' service contracts and with regard to employee issues for a range of fund service providers in Ireland.



Melanie Crowley
Partner
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Contact Partner:

Melanie Crowley is a partner practising in employment law. She is involved in all aspects of contentious and non-contentious employment law on both the employer and employee side. Melanie regularly assists clients in drafting employment contracts, agreements and HR policies and procedures. Melanie is recommended as a leader in her field by Chambers and Partners, 2011.