

*Learning Objective: To share information, ideas and experiences on current "hot topic" regulatory and legislative initiatives with banking/securities attorneys, senior compliance officers, risk managers, internal auditors and regulators where the focus is on high-level discussion of evolving banking and securities law, enforcement proceedings, financial holding company issues, securities underwriting and distribution, and public finance.*

# 2013 Treasury and Capital Markets Legal and Legislative Issues Conference

■ October 24 – 25, 2013

■ Four Points Sheraton Hotel ■ Washington, DC

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**SATISFY CLE / CPE REQUIREMENTS**

## *Why You Should Attend*

- Explore industry concerns
- Discuss emerging issues
- Get the latest regulatory and legislative updates

## *More Reasons to Attend*

- Make new contacts
- High-level peer interaction
- Network with regulators

## **To Register—**

Call—202/544-6327

Email—[dp-fma@starpower.net](mailto:dp-fma@starpower.net)

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Washington, DC 20002

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## **2013 Program Planning Committee**

Michael J. Halloran

Pillsbury Winthrop Shaw Pittmann LLP

Gregory A. Todd

Bank of America Merrill Lynch

Mark R. Hutchinson  
HSBC Securities (USA) Inc.

Pratin Vallabhaneni  
Debevoise & Plimpton LLP

Mark A. Steffensen  
HSBC Securities (USA) Inc.

Joseph P. Vitale  
Schulte Roth & Zabel LLP

Russell J. Bruemmer  
WilmerHale LLP  
*Conference Chair*



**FINANCIAL MARKETS ASSOCIATION**

## Thursday, October 24



8:00 – 8:30 am	Continental Breakfast... <i>Sponsored by WilmerHale</i>
8:25 – 8:30 am	Welcome and Morning Announcements <ul style="list-style-type: none"><li>▶ <b>Russell J. Bruemmer</b>, Partner &amp; Chair/Financial Institutions Group ■ <b>WilmerHale</b></li></ul>
8:30 – 10:45 am	<b>1. GENERAL COUNSELS</b> <p>Discuss breaking legal developments affecting the capital markets and securities activities of commercial banks, securities broker-dealers and other market participants ■ Explain how implementation of Dodd-Frank and other regulatory reform developments will affect those institutions and the industry ■ Identify upcoming rulemakings that will impact capital markets and securities activities</p> <p>Moderator: <b>Russell J. Bruemmer</b>, Partner &amp; Chair/Financial Institutions Group ■ <b>WilmerHale</b></p> <ul style="list-style-type: none"><li>▶ <b>Scott G. Alvarez</b>, General Counsel ■ <b>Federal Reserve Board</b></li><li>▶ <b>Robert L.D. Colby</b>, EVP &amp; Chief Legal Officer ■ <b>FINRA</b></li><li>▶ <b>Michael A. Conley</b>, Deputy General Counsel ■ <b>U.S. Securities and Exchange Commission</b></li><li>▶ <b>Amy S. Friend</b>, Senior Deputy Comptroller &amp; Chief Counsel ■ <b>Office of the Comptroller of the Currency</b></li><li>▶ <b>Jonathan L. Marcus</b>, General Counsel ■ <b>Commodity Futures Trading Commission</b></li><li>▶ <b>Christopher J. Meade</b>, General Counsel ■ <b>U.S. Department of the Treasury</b></li><li>▶ <b>John V. Thomas</b>, Deputy General Counsel ■ <b>Federal Deposit Insurance Corporation</b></li></ul>
10:45 – 11:00 am	Networking Break
11:00 am – 12:00 pm	<b>2. LEGISLATIVE UPDATE</b> <p>Discuss key legislation passed or considered during the 113th Congress</p> <p>Moderator: <b>Thomas J. Rosenkoetter</b>, Vice President/Federal Public Policy ■ <b>HSBC</b></p> <ul style="list-style-type: none"><li>▶ <b>Senior Staff of the U.S. House of Representatives and the U.S. Senate with responsibilities for securities, derivatives and banking policy</b></li></ul>
12:00 – 12:30 pm	Light Lunch... <i>Sponsored by Schulte Roth &amp; Zabel LLP</i> <b>Schulte Roth &amp; Zabel</b>
12:30 – 1:30 pm	<b>3. VOLCKER RULE</b> <p>Review challenges faced by the regulators in crafting a final rule ■ Discuss conformance period issues and likely supervisory expectations ■ Explore alternatives in adopting/implementing a compliance plan ■ Explain key exemptions and exceptions ■ Analyze the differences in the treatment of U.S. and non-U.S. institutions ■ Examine the likely impact on the U.S.'s status in the global financial sector</p> <ul style="list-style-type: none"><li>▶ <b>Eric Kriftcher</b>, Managing Director &amp; Associate General Counsel ■ <b>Bank of America Merrill Lynch</b></li><li>▶ <b>Christopher M. Paridon</b>, Counsel/Legal Division ■ <b>Federal Reserve Board</b></li><li>▶ <b>Tina Tsui</b>, Director &amp; Senior Counsel ■ <b>Deutsche Bank AG New York</b></li><li>▶ <b>Joseph P. Vitale</b>, Partner ■ <b>Schulte Roth &amp; Zabel LLP</b> (<i>Speaker and Moderator</i>)</li></ul>
1:30 – 1:45 pm	Networking Break
1:45 – 2:45 pm	<b>4. DERIVATIVES</b> <p>Discuss current rulemaking and implementation status ■ Explore lessons learned from clearing implementation ■ Analyze development of SEFs/electronic trading platforms ■ Discuss implications of new regime for end-users of derivatives</p>

	<p>Moderator: <b>Gregory A. Todd</b>, Director &amp; Associate General Counsel/Global Corporate &amp; Investment Banking ■ <b>Bank of America Merrill Lynch</b></p> <ul style="list-style-type: none"><li>➤ <b>Donald A. Bendernagel</b>, Managing Director &amp; Legal Counsel ■ <b>Citigroup Global Markets Inc.</b></li><li>➤ <b>Tracey Jordal</b>, Executive Vice President, Attorney/Legal &amp; Compliance – New York ■ <b>PIMCO</b></li><li>➤ <b>Donna M. Parisi</b>, Partner and Head of the Derivatives and Structured Products Practice ■ <b>Shearman &amp; Sterling LLP</b></li></ul>
2:45 – 3:00 pm	Networking Break
3:00 – 4:00 pm	<p><b>5. AML/OFAC/FCPA UPDATES</b></p> <p>Examine recent enforcement actions and developments affecting banks, securities broker-dealers and other market participants ■ Discuss compliance strategies and issues to look out for in the future ■ Discover tips for handling internal investigations ■ Learn how FCPA relates to financial service companies and how to manage risks</p> <p>Moderator: <b>Pratin Vallabhaneni</b>, Associate ■ <b>Debevoise &amp; Plimpton LLP</b></p> <ul style="list-style-type: none"><li>➤ <b>Paul R. Berger</b>, Partner ■ <b>Debevoise &amp; Plimpton LLP</b></li><li>➤ <b>Koko Ives</b>, Manager, BSA/AML Risk Section ■ <b>Federal Reserve Board</b></li><li>➤ <b>Daniel Tannebaum</b>, Senior Associate—Commercial Financial Crimes Leader ■ <b>Booz Allen Hamilton</b></li></ul>
4:00 – 4:15 pm	Networking Break
4:15 – 5:15 pm	<p><b>6. CYBERSECURITY, DATA PRIVACY &amp; TECHNOLOGY VENDOR MANAGEMENT</b></p> <p>Outline new trends in the cyber threat environment ■ Discuss recent legislative and regulatory initiatives in the US and the EU ■ Update on the work of the FFIEC’s new Cybersecurity and Critical Infrastructure Committee ■ Discuss latest developments in data security and privacy on mobile apps and in the Cloud</p> <p>Moderator: <b>Jonathan G. Cedarbaum</b>, Partner/Litigation Controversy Department ■ <b>WilmerHale</b></p> <ul style="list-style-type: none"><li>➤ <b>Valerie Abend</b>, Senior Critical Infrastructure Officer ■ <b>Office of the Comptroller of the Currency</b> (<i>Chair/Cybersecurity and Critical Infrastructure Working Group</i> ■ <i>Federal Financial Institutions Examination Council</i>)</li><li>➤ <b>David Z. Bodenheimer</b>, Partner &amp; Head/Homeland Security Practice ■ <b>Crowell &amp; Moring LLP</b></li><li>➤ <b>Harvey Rishikof</b>, Professor of Law ■ <b>Drexel University</b> ■ (<i>Co-Chair/Cybersecurity Legal Task Force</i> ■ <i>American Bar Association</i>)</li></ul>
5:15 pm	Program Adjourns for the Day

## Friday, October 25

7:45 – 8:15 am	Continental Breakfast... <i>Sponsored by HSBC Securities (USA) Inc.</i>	
8:15 – 10:30 am	<p><b>7. SEC DIVISION REPORTS</b></p> <p>Discuss key regulatory initiatives and exam priorities in the respective divisions ■ Discuss current and future “hot topic” issues, including the divisions’ responses to the regulatory restructuring initiatives</p> <p>Moderator: <b>Michael J. Halloran</b>, Partner/Corporate Securities &amp; Financial Institutions Groups ■ <b>Pillsbury Winthrop Shaw Pittman LLP</b> (<i>Former Counselor to the Chairman &amp; Deputy Chief of Staff</i> ■ <i>Securities and Exchange Commission</i>)</p> <ul style="list-style-type: none"><li>➤ <b>Andrew J. Bowden</b>, Director/Office of Compliance Inspections and Examinations</li><li>➤ <b>Andrew Ceresney</b>, Co-Director/Division of Enforcement</li><li>➤ <b>Vanessa A. Countryman</b>, Deputy Chief Counsel/Division of Economic and Risk Analysis</li><li>➤ <b>James M. Daly</b>, Associate Director-Disclosure Operations/Division of Corporation Finance</li><li>➤ <b>David W. Grim</b>, Deputy Director/Division of Investment Management</li><li>➤ <b>John Ramsay</b>, Director/Division of Trading and Markets</li></ul>	

10:30 – 10:40 am

Networking Break

10:40 – 11:55 am

## 8. CROSS-BORDER REGULATORY INITIATIVES

Understand how the FRB’s FBO regulation is affecting foreign banks ■ Update on implementation of Basel 3 and other international regulatory efforts ■ Learn developments in the TTIP negotiations ■ Discuss implications of the proposed cross-border regulations issued by the SEC and the CFTC

Moderator: **Mark R. Hutchinson**, Managing Director & Associate General Counsel ■  
HSBC Securities (USA) Inc.

- **Chris Dickens**, Head of Business and Regulatory Change ■ HSBC Global Markets
- **Jeremy R. Newell**, Managing Director & Senior Associate General Counsel ■  
The Clearing House Association
- **Richard L. Pearson**, Chair/Financial Industries Section ■ Balch & Bingham LLP
- **Rebecca J. Simmons**, Partner ■ Sullivan & Cromwell LLP

11:55 am – 12:05 pm

Networking Break

12:05 – 1:20 pm

## 9. TOO BIG TO FAIL

What are the current concerns around TBTF and how do the current regulatory and legislative solutions address them? ■ How will the various proposals—enhanced capital and liquidity standards, stress tests, living wills—work in practice, and how will the largest banks respond? ■ What are the practical implications if confronted with a financial organization so big that to let it collapse is not desired? ■ What are the various scenarios that might lead to a systemic failure situation? ■ Are we fighting the last war? ■ Does the FDIC’s proposed approach make sense?

Moderator: **Michael J. Halloran**, Partner/Corporate Securities & Financial Institutions Groups ■  
Pillsbury Winthrop Shaw Pittman LLP

- **Michael E. Bleier**, Partner/Financial Institutions Group ■ Reed Smith LLP
- **John A. Buchman**, Professorial Lecturer in Law ■ The George Washington University  
Law School
- **Joseph T. Lynyak III**, Partner/Financial Services Practice ■  
Pillsbury Winthrop Shaw Pittman LLP
- **Jack Murphy**, Managing Director ■ Promontory Financial Group, LLC

1:20 pm

Program Adjourns

*All sessions are closed to the press. ■ Audio & video recording of all sessions is prohibited.*

*FMA reserves the right to amend program content without prior notification.*

## Conference Sponsors

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# General Information

**4 Ways to Register**

**Phone:** 202/544-6327  
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**Email:** dp-fma@starpower.net  
**Mail:** 333 2nd Street, NE ■ #104B  
Washington, DC 20002

**Hotel:** Sheraton Four Points Hotel ■ 1201 K Street, NW ■ Washington, DC 20005 ■ 20 minutes from Washington Reagan National Airport; 75 minutes from Dulles International Airport ■ **Phone:** 888/627-8681 (Reservations) ■ 202/289-7600 (main hotel #) ■ **Rate:** \$259 ■ FMA's group rate expires **September 30**. Contact the hotel directly before that date to make your reservation (guaranteed with a major credit card) and mention "Financial Markets Association" to get the group rate ■ **Suggested attire:** business to business casual.

**Registration Form**  **Yes**, I'm interested in receiving CLE / CPE accreditation in the following state(s) \_\_\_\_\_  
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**Until September 30, the Early Bird registration for FMA Members is \$895; \$995 for non-members.** As a special offer, the non-member registration includes a one-year complimentary FMA membership. After September 30, the fees increase to \$1,095 and \$1,195, respectively. **2-for-1 team discounts are available...ask Dorcas Pearce for details.** Please circle the correct amount.

**Refund and Cancellation Policy:** Requests for refunds must be received in writing by October 3 and will be subject to a nonrefundable \$100 cancellation fee; no refunds after October 3. Substitutes are always acceptable—please notify FMA beforehand of such substitutions and check-in at the FMA Registration Desk. FMA assumes no liability for travel/lodging costs by the attendee in the event the program is canceled. For more information regarding administrative issues (i.e., refund, complaint or program cancellation), please contact FMA at 202/544-6327 and ask for Dorcas Pearce.

**Payment is required by check, EFT or credit card (Visa / Master Card / American Express) prior to October 11.** No registration is considered final until payment is received. If payment is not received prior to the conference start, you must provide a credit card upon check-in at the FMA Registration Desk. On-site registration is also available.



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**Prerequisites:** FMA recommends that attendees have at least 3 years of relevant experience in a field closely aligned to broker-dealer or banking/securities law and/or compliance/audit/risk management. Such experience might include course work, regulatory or examiner job experience or similar professional work-related experience.

**Advance Preparation:** None ■ **Recommended CPE hours:** 13.5 ■ **Type of Delivery Method:** Group-Live

**Level of Learning:** Advanced ■ **Field of Study:** Auditing

**Continuing Legal Education:** CLE accreditation regulations vary from state to state. In past years, this program has been approved for CLE credits in multiple jurisdictions. When registering, indicate your interest in obtaining CLE and FMA will: 1) provide supplemental materials for the attorney to submit the CLE application; or 2) prepare and submit the form(s) in the state(s) of your choice. Ask Dorcas Pearce for details and advise her prior to the conference of imminent deadlines for filing. FMA will not be responsible for individuals' annual reporting deadlines and/or late fees. State filing fees will be assessed to the individual, where allowed. At this time, approximately 11.0 CLE hours are projected in 60-minute states; 13.5 CLE hours in 50-minute states.

**Additional accreditations:** FMA's educational programs are designed to fulfill the continuing education needs of professionals in the financial services industry. Contact Dorcas Pearce at 202/544-6327 or [dp-fma@starpower.net](mailto:dp-fma@starpower.net) to discuss and/or request additional accreditation applications. Filing fees will be assessed to the individual.