

*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.*

# 2017 Treasury and Capital Markets Legal and Legislative Issues Conference

■ October 25–26, 2017

■ Hyatt Regency on Capitol Hill ■ Washington, DC

**Ask for the  
2-for-1, Government  
or “First-Timer”  
Registration  
Discount!**

Save \$200...Register before September 29.

**SATISFY CLE / CPE REQUIREMENTS**



## *Why You Should Attend*

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

## *More Reasons to Attend*

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

## **ATTENTION!**

- General & Managing Counsel
- Capital Markets & Securities Counsel
- Trust Counsel
- Risk Managers
- Senior Compliance Professionals
- Regulators
- Internal Auditors

## **To Register—**

Call—202/544-6327

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

Mail—333 2nd Street, NE – #104

Washington, DC 20002

Online—[www.fmaweb.org](http://www.fmaweb.org)

## **2017 Program Planning Committee**

Mark T. Carberry  
J.P. Morgan

Daniel P. Kearney, Jr.  
WilmerHale

William B. Mack  
Greenberg Traurig, LLP

Barbara R. Mendelson  
Morrison & Foerster LLP

Curtis K. Tao  
Citigroup

Joseph P. Vitale  
Schulte Roth & Zabel LLP



## Wednesday, October 25

8:00 – 8:30 am	Continental Breakfast... <i>Sponsored by Morrison &amp; Foerster LLP</i> <b>MORRISON</b>   <b>FOERSTER</b>
8:25 – 8:30 am	Welcome and Morning Announcements ➤ <b>Barbara R. Mendelson</b> ■ Partner ■ <b>Morrison &amp; Foerster LLP</b>
8:30 – 9:50 am	<b>1. BANKING GENERAL COUNSEL</b> Discuss key regulatory and supervisory issues and expectations ■ Provide updates on current developments and priorities <b>Moderator: Barbara R. Mendelson</b> ■ Partner ■ <b>Morrison &amp; Foerster LLP</b> ➤ <b>Stuart Feldstein</b> ■ Director for Legislative and Regulatory Activities ■ <b>Office of the Comptroller of the Currency</b> ➤ <b>Mark Van Der Weide</b> ■ General Counsel Elect ■ <b>Federal Reserve Board (Invited)</b> ➤ <b>Charles Yi</b> ■ General Counsel ■ <b>Federal Deposit Insurance Corporation</b>
9:50 – 10:00 am	Networking Break
10:00 – 11:00 am	<b>2. LEGISLATIVE UPDATE</b> Discuss key legislation passed or considered during the 115th Congress <b>Moderator: Daniel P. Kearney, Jr.</b> ■ Partner ■ <b>WilmerHale</b> ➤ <b>Senior Staff of the U.S. House of Representatives and the U.S. Senate with responsibilities for securities, derivatives and banking policy</b>
11:00 – 11:15 am	Networking Break
11:15 am – 12:15 pm	<b>3. RECENT DEVELOPMENTS IN BSA / AML / OFAC REGULATION AND ENFORCEMENT</b> Discuss new rules and guidance (FINCEN beneficial ownership rule, compliance services guidance, updates on Sudan, Cuba and Iran) ■ Examine ongoing issues in compliance (SARs, CDD and de-risking) ■ Review significant settled matters from the past year and trends in enforcement <b>Moderator: Carl A. Fornaris</b> ■ Shareholder ■ <b>Greenberg Traurig, LLP</b> ➤ <b>Frank Boudra</b> ■ Senior Advisor ■ <b>Office of Foreign Assets Control, U.S. Department of the Treasury (Invited)</b> ➤ <b>Malcolm F. Rowe, CAMS</b> ■ Director, AML and Sanctions Advisory ■ <b>PricewaterhouseCoopers LLP</b>
12:15 – 1:30 pm	Light Lunch... <i>Sponsored by Schulte Roth &amp; Zabel LLP</i> <b>Schulte Roth &amp; Zabel</b>

## Watch for This Upcoming FMA Program Securities Compliance Seminar

April 18-20, 2018 ■ Charlotte, North Carolina

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.

1:30 – 2:50 pm

#### 4. REGULATORY REFORM AND THE TREASURY STUDIES

Examine the implications of pursuing regulatory versus legislative reform ■ Discuss hot topics addressed by the Treasury studies ■ Analyze progress made, and the way forward, on the Treasury studies’ recommendations ■ The future is global...or is it?

**Moderator: Chan Casey** ■ Assistant General Counsel–Bank Regulatory ■ Citigroup, Inc.

- **John Court** ■ Managing Director and Deputy General Counsel ■ The Clearing House
- **Debra Stone** ■ Managing Director & Head of Regulatory Affairs – Corporate ■ J.P. Morgan Chase & Co.

2:50 – 3:05 pm

Networking Break

3:05 – 4:10 pm

#### 5. DERIVATIVES: THE CURRENT REGULATORY LANDSCAPE

Review expectations of Project KISS ■ Discuss swap execution facilities and equivalence of regulatory regimes ■ Discuss uncleared swap margin rules phase-in ■ Discuss supervisory guidance on FX forwards and FX swaps ■ Examine issues related to cross-border rules and substituted compliance ■ Discuss swap dealer registration and the *de minimis* threshold

**Moderator: Mark T. Carberry** ■ Executive Director ■ J.P. Morgan

- **Seth P. Bender** ■ Senior Vice President & Associate General Counsel ■ HSBC
- **Dr. Sharon Brown-Hruska** ■ Director ■ NERA Economic Consulting
- **Scott M. Reinhart** ■ Senior Attorney ■ Cleary Gottlieb Steen & Hamilton LLP
- **Amir Zaidi** ■ Director, Division of Market Oversight ■ U.S. Commodity Futures Trading Commission

4:10 – 4:25 pm

Networking Break

4:25 – 5:30 PM

#### 6. FINTECH: DO NEW TECHNOLOGIES REQUIRE NEW REGULATORY APPROACHES?

Review current and potential federal and state chartering options for a fintech institution ■ Examine the regulatory issues raised by banks partnering with fintech institutions or conducting such activities directly ■ Discuss whether regulators have the tools they need to regulate fintech activities and explore efforts being made to modernize longstanding regulations ■ Analyze the effects posed by, and regulatory responses to, virtual currencies and blockchain technology

**Moderator: Joseph P. Vitale** ■ Partner ■ Schulte Roth & Zabel LLP

- **Margaret Liu** ■ Senior Vice President, Legislative & Deputy General Counsel ■ Conference of State Bank Supervisors
- **Additional Speakers to be Announced**

5:30 – 6:30 pm

Welcoming Reception...*Sponsored by WilmerHale*



## Thursday, October 26

Davis Polk

8:00 – 8:30 am Continental Breakfast...Sponsored by *Davis Polk & Wardwell LLP*

8:30 – 10:10 am **7. SECURITIES GENERAL COUNSEL**

Discuss key regulatory and supervisory issues and expectations ■ Provide updates on current developments and priorities ■ Discuss rulemakings that have impacted or will impact capital markets and securities activities in a material way

**Moderator: William B. Mack** ■ Shareholder ■ **Greenberg Traurig, LLP**

- **Robert L.D. Colby** ■ Executive Vice President & Chief Legal Officer ■ **FINRA**
- **Daniel J. Davis** ■ General Counsel ■ **U.S. Commodity Futures Trading Commission**
- **Marie-Louise M. Huth** ■ Assistant General Counsel ■ **U.S. Securities and Exchange Commission**
- **Carol A. Wooding** ■ Vice President & General Counsel ■ **National Futures Association**
- **Sharon Zackula** ■ Associate General Counsel/Market Regulation ■ **Municipal Securities Rulemaking Board**

10:10 – 10:20 am Networking Break

10:20 – 11:50 am **8. SEC DIVISION REPORTS**

Discuss current SEC staff initiatives and exam priorities ■ Hear staff perspectives on various hot topics ■ Discuss priorities of the SEC divisions and OCIE for the coming year

**Moderator: Annette L. Nazareth** ■ Partner ■ **Davis Polk & Wardwell LLP**

- **Peter Driscoll** ■ Acting Director ■ **Office of Compliance Inspections and Examinations**
- **Melissa Hodgman** ■ Associate Director ■ **Division of Enforcement**
- **Joanne Rutkowski** ■ Assistant Chief Counsel ■ **Division of Trading and Markets**
- **Douglas J. Scheidt** ■ Associate Director and Chief Counsel ■ **Division of Investment Management**
- **Representative** ■ Division of Corporation Finance (*Invited*)

11:50 am – 12:00 pm Networking Break

12:00 – 1:00 pm **9. UNDERSTANDING AND MANAGING YOUR EVOLVING CYBERSECURITY RISKS — THE STATE OF PLAY**

Review legislative, executive, and regulatory initiatives and priorities ■ Discuss new trends in cybersecurity preparedness and recommended incident response management and recovery, including third-party risks and cost containment ■ Examine current perspectives on “Ransomware” prevention and response, including notification and potential criminal exposure concerns

**Moderator: Mark T. Carberry** ■ Executive Director ■ **J.P. Morgan**

- **Jennifer C. Archie** ■ Partner (Privacy and Data Security) ■ **Latham & Watkins LLP**
- **David A. Glockner** ■ Regional Director, Chicago Regional Office ■ **U.S. Securities and Exchange Commission**
- **Kristofer Swanson, CPA/CFE, CAMS, CFE** ■ Vice President and Practice Leader, Forensic Services ■ **Charles River Associates**

1:00 pm Program Adjourns

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## Conference Sponsors

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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 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:** 13.0 ■ **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) prepare and submit the form(s) in the state(s) of your choice; or 2) provide required materials for the attorney to submit the CLE application. Ask Dorcas Pearce for details and advise her prior to the conference of imminent filing deadlines. FMA will not be responsible for individuals' annual reporting deadlines and/or late fees. State filing fees may be assessed to the individual. At this time, approximately **11.0** CLE hours are projected in 60-minute states; **13.0** CLE hours in 50-minute states.

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



## 4 Ways to Register

**Phone:** 202/544-6327  
**Online:** [www.fmaweb.org](http://www.fmaweb.org)

**Email:** [dp-fma@starpower.net](mailto:dp-fma@starpower.net)  
**Mail:** 333 2nd Street, NE ■ #104  
Washington, DC 20002

**Hotel:** Hyatt Regency Washington (on Capitol Hill) ■ 400 New Jersey Avenue, NW ■ Washington, DC 20001 ■ 20 minutes from Washington Reagan National Airport; 75 minutes from Dulles International Airport; 90 minutes from BWI Airport ■ **Reservations:** 888/421-1442 or <https://aws.passkey.com/go/FinancialMarketsAssnOct2017> (dedicated FMA online reservations link) ■ **Phone:** 202/737-1234 (main hotel #) ■ **Rate:** \$289 ■ FMA's group rate expires **September 29**. Make your reservation (guaranteed with a major credit card) before that date and, if making a reservation by phone, 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) \_\_\_\_\_  
(circle one)

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Payment enclosed with this form       **Visa / Master Card / American Express**    Exp. Date \_\_\_\_\_

Please **invoice** my firm      Card # \_\_\_\_\_      Signature \_\_\_\_\_

Please list any dietary restrictions/allergies and/or special needs/requests: \_\_\_\_\_

**Until September 29, the Early Bird registration for FMA Members is \$995; \$1,195 for non-members.** As a special offer, the non-member registration includes a one-year *complimentary* FMA membership. After September 29, the fees increase to \$1,195 and \$1,395, respectively. **2-for-1 team, government/agency and "first-timer" 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 September 29 and will be subject to a nonrefundable \$100 cancellation fee; no refunds after September 29. Substitutes are always acceptable—please notify FMA beforehand of such substitutions or at 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 12.** No registration is considered final until payment is received. If payment is not received prior to the conference start, you must provide payment upon check-in at the FMA Registration Desk. Onsite registration is also available.

### About FMA

The Financial Markets Association is a not-for-profit educational association dedicated to providing the financial services industry with high-level, independent capital markets education, including: legislative and regulatory updates; securities dealer and public finance compliance; trading risk management; and retail and institutional sales compliance. For information about FMA and its activities, contact Dorcas Pearce at 202/544-6327 or [dp-fma@starpower.net](mailto:dp-fma@starpower.net).