

Announcing FMA's 31st Annual

Legal & Legislative Conference

7/19/22

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Washington Marriott Georgetown Hotel
November 2 – 3, 2022

Save \$100 – Register before October 7.

Why YOU Should Attend

- Explore industry concerns
- Discover emerging issues
- Learn about the latest regulatory and legislative updates
- High-level peer interaction

To Register—

Call—919/494-7479

Email—dp-fma@starpower.net

Mail—111 W. College Street
Franklinton, NC 27525

2022 Program Planning Committee

Anna M. Harrington

Managing Director, Deputy Chief Counsel & Chief
Regulatory Counsel ■ **Charles Schwab**

Barbara R. Mendelson

Partner ■ **Morrison & Foerster LLP**

Daniel B. Nelson

Senior Lead Counsel, Regulatory & Risk
Section ■ **Wells Fargo**

David Sewell

Partner ■ **Perkins Coie LLP**

Tiffany J. Smith

Partner ■ **WilmerHale**

Additional Moderators

Anita B. Bandy ■ **Skadden, Arps, Slate, Meagher & Flom LLP**

Alexandra Steinberg Barrage ■ **Davis Wright Tremaine**

Brian L. Rubin ■ **Eversheds Sutherland**

Curtis K Tao ■ **Citi**



FINANCIAL MARKETS ASSOCIATION

Learning Objective: *To share information, ideas and experiences on current hot topic regulatory and legislative initiatives with banking/securities/regulatory 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.*

Wednesday, November 2

- 7:30 am – 5:15 pm FMA Registration Desk Open
- 8:00 – 9:00 am Continental Breakfast
- 9:00 – 9:10 am Welcome and Morning Announcements
➤ **Barbara R. Mendelson** ■ Partner ■ **Morrison & Foerster LLP**
- 9:10 – 10:30 am **1. Banking General Counsels**
Explore regulatory priorities and agendas ■ Discuss regulatory framework for emerging industry developments
Moderator: Barbara R. Mendelson ■ Partner ■ **Morrison & Foerster LLP**
➤ **Charles C. Gray** ■ Deputy General Counsel ■ **Federal Reserve Board**
➤ **Harrel M. Pettway** ■ General Counsel ■ **Federal Deposit Insurance Corporation**
➤ **Representative** ■ **Office of the Comptroller of the Currency** (*Invited*)
- 10:30 – 10:45 am Networking Break
- 10:45 – 11:45 am **2. Legislative Update**
Discuss key banking issues from a Congressional perspective
Moderator: Alexandra Steinberg Barrage ■ Partner ■ **Davis Wright Tremaine**
➤ **Brad Grantz** ■ Legislative Director ■ **Office of Sen. Pat Toomey (R—PA)**
➤ **Matt Hoffmann** ■ Staff Director (Republican) ■ **House Financial Services Committee**
➤ **Charla Ouertatani** ■ Staff Director (Democrat) ■ **House Financial Services Committee**
➤ **Laura Swanson** ■ Staff Director (Democrat) ■ **Senate Banking Committee**
- 11:45 am – 12:30 pm Networking Deli Lunch ...Sponsored by **MORRISON | FOERSTER**
- 12:30 – 1:30 pm **3. Sanctions**
Discuss Russia-focused sanctions and their impacts on U.S. and non-U.S. businesses
■ Explore developments relating to Iran and Venezuela, including general licenses ■
Review OFAC enforcement activity and trends
Moderator: Barbara R. Mendelson ■ Partner ■ **Morrison & Foerster LLP**
➤ **Nathanael Kurcab** ■ Associate ■ **Morrison & Foerster LLP**
➤ **Additional Speakers to be Announced**
- 1:30 – 1:45 pm Networking Break
- 1:45 – 2:45 pm **4. CBDC and Stablecoins: Future or Fallacy?**
What are CBDC and stablecoins? ■ What can CBDC do that our current payments system cannot? ■ Does CBDC pose risks for the financial system? ■ Are stablecoins stable? ■ How should stablecoins be regulated and who should be able to issue them? ■ When will we see federal legislation concerning CBDC and stablecoins and what will it look like?

- Moderator: Daniel B. Nelson** ■ Senior Lead Counsel, Regulatory & Risk Section ■ Wells Fargo
- **Alexander LePore** ■ Professional Staff Member ■ **Senate Banking Committee**
 - **Ursula C. Pfeil** ■ Deputy General Counsel, Regulatory Affairs ■ **PNC Bank, NA**
 - **David L. Portilla** ■ Partner ■ **Cravath, Swaine & Moore LLP**
- 2:45 – 3:00 pm Networking Break
- 3:00 – 4:00 pm **5. Anti-Money Laundering Update and Outlook**
 Review current status and upcoming milestones in implementation of the AML Act of 2020 ■ Discuss recent guidance from Treasury and the banking and securities regulators
 ■ Explore FinCEN developments and ongoing reform efforts ■ Examine enforcement activity and trends ■ Discuss the evolving AML landscape for digital assets
- Moderator: David Sewell** ■ Partner ■ **Perkins Coie LLP**
- **Speakers to be Announced**
- 4:00 – 4:15 pm Networking Break
- 4:15 – 5:15 pm **6. Climate Change: Evolving Prudential Regulatory Framework**
 Explore the mandate to address climate change at federal and state levels (including fair access laws) ■ Discuss the next steps for the banking agencies’ climate risk management principles and supervision ■ Examine the SEC climate proposal, role of the CFTC, and overlapping climate disclosure regimes ■ Discuss the potential for climate scenario analysis, climate stress tests, and “green risk-weighting”
- Moderator: Anna M. Harrington** ■ Managing Director, Deputy Chief Counsel & Chief Regulatory Counsel ■ **Charles Schwab**
- **Speakers to be Announced**
- 5:15 pm Program Adjourns for the Day

[Thursday, November 3](#)

- 7:30 am – 1:30 pm FMA Registration Desk Open
- 7:45 – 8:30 am Continental Breakfast ...Sponsored by 
- 8:25 am Morning Announcements
 ➤ **Brian L. Rubin** ■ Partner ■ **Eversheds Sutherland**
- 8:30 – 9:55 am **7. Securities General Counsels**
 Discuss regulatory priorities ■ Examine rulemaking initiatives ■ Analyze examination and enforcement trends ■ Substantive issues will include crypto, Reg BI and CCO liability
- Moderator: Brian L. Rubin** ■ Partner ■ **Eversheds Sutherland**
- **Dan M. Berkovitz** ■ General Counsel ■ **U.S. Securities and Exchange Commission**
 - **Robert Colby** ■ Executive Vice President & Chief Legal Officer ■ **FINRA**

- **Jacob Lesser** ■ General Counsel ■ **Municipal Securities Rulemaking Board**
- **Rob Schwartz** ■ General Counsel ■ **Commodity Futures Trading Commission**
- **Carol A. Wooding** ■ Vice President and General Counsel ■ **National Futures Association**



9:55 – 10:05 am

Networking Break ...Sponsored by

10:05 – 11:00 am

8. **Fintech and the Future of Banking**

What options exist for a fintech bank charter and should those options exist? Why or why not? ■ Are fintechs competitors of banks? What are the risks of fintech firms to the banking system and the broader financial system? What are the benefits of fintechs to the banking system? Are fintechs driving productive innovation in the banking industry? ■ How can banks partner successfully with fintechs and how is the bank regulatory regime adapting to these changes? Can banks and fintechs coexist?

Co-Moderator: **Anna M. Harrington** ■ Managing Director, Deputy Chief Counsel & Chief Regulatory Counsel ■ **Charles Schwab**

Co-Moderator & Speaker: **Curtis K. Tao** ■ Deputy General Counsel – Bank Regulatory ■ **Citi**

- **Gabriel D. Rosenberg** ■ Partner ■ **Davis Polk & Wardwell LLP**
- **Additional Speakers to be Announced**

11:00 – 11:10 am

Networking Break

11:10 am – 12:05 pm

9. **Fireside Chat with CFTC Commissioner Kristin Johnson Regarding Crypto Regulation**

Discuss the CFTC's regulation of crypto ■ Discuss President Biden's Executive Order on Ensuring Responsible Development of Digital Assets ■ Discuss the status of the proposed legislation to regulate crypto

Moderator: **Tiffany J. Smith** ■ Partner ■ **WilmerHale**

- **Kristin N. Johnson** ■ Commissioner ■ **Commodity Futures Trading Commission**

12:05 – 12:15 am

Networking Break

12:15 – 1:30 pm

10. **SEC Division Reports**

Hear directly from SEC senior staff on current priorities, initiatives and recent developments and how the SEC has fared over a year in the new administration ■ Listen to staff perspectives on hot topics such as the Chair's active rulemaking agenda and emerging areas, including ESG reporting and cybersecurity, and its impact on investors and the market, the agency's increased focus on SPACs, private funds, and foreign issuers not subject to PCAOB audit reviews ■ Discuss the impact of recent court decisions that challenge the constitutionality of the SEC's administrative courts ■ Explore the increase in enforcement in the crypto and digital assets area

Moderator: **Anita B. Bandy** ■ Partner ■ **Skadden, Arps, Slate, Meagher & Flom LLP**

Representatives have been invited from:

- **Division of Enforcement**
- **Division of Corporation Finance**

- **Division of Investment Management**
- **Division of Trading and Markets**
- **Division of Examinations**

1:30 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.*

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 will be assessed to the individual(s). At this time, approximately **10.5** CLE hours are projected in 60-minute states; **13.0** 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 919/494-7479 or dp-fma@starpower.net for more information. Application filing fees will be assessed to the individual(s).

Conference Sponsors

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To Register:

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Email: dp-fma@starpower.net
Mail: FMA: 111 W. College Street
Franklinton, NC 27525 (include check
made payable to "Financial Markets Association")

Hotel: Washington Marriott Georgetown Hotel

■ 1221 22nd Street NW ■ Washington, DC 20037
■ 20 minutes from Washington Reagan National
Airport; 75 minutes from Dulles International Air-
port ■ **Reservations:** 800/393-3053 & a dedicated
online reservations link – [Book your group rate for
FMA LEGAL/LEGISLATIVE CONFERENCE](#) ■

Phone: 202/872-1500 (main hotel #) ■ **Rate:** \$249
■ FMA's group rate expires October 11 – make your
reservation before that date and, if making a
reservation by phone, refer to "FMA Legal/
Legislative Conference" to get the group rate ■
Suggested attire: business to business casual

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Until October 7, the Early Bird **2-for-1** registration for FMA Members and Regulators is **\$995; \$1,195** for non-members. As a special offer, the non-member registration includes a one-year complimentary FMA membership. After October 7, the fees increase to **\$1,195** and **\$1,395**, respectively. **Several additional discounts are available...ask Dorcas Pearce for details.** Please circle the correct amount.

Regulators—Eligible for the member discount.

Payment is required by check, EFT or credit card (Visa / Master Card / American Express) prior to October 7. No registration is considered final until payment is received and all payments must be received prior to the Nov. 2 start date.

Refund and Cancellation Policy: Requests for refunds must be received in writing by October 7 and will be subject to a nonrefundable \$100 cancellation fee; no refunds after October 7. Substitutes are always acceptable—please notify FMA by November 1 of such substitutions. For more information regarding administrative issues (i.e., refund, complaint or program cancellation), please contact FMA at 919/494-7479 and ask for Dorcas Pearce.

Watch for This Upcoming FMA Program

Securities Compliance Seminar April/May, 2023

About FMA: The Financial Markets Association is a not-for-profit educational association providing financial institutions and their affiliated securities dealers and investment advisors with independent compliance, audit, risk management, legislative and legal information via conferences, seminars and newsletters.

For information about FMA and its activities, contact Dorcas Pearce at 919/494-7479 or dp-fma@starpower.net – www.fmaweb.org.

