

# David Tallman



## member

**houston / dallas**

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## Legal Assistant

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## education

Georgetown University Law Center (J.D., 2003, *cum laude*)

Macalester College (B.A. in French and International Studies, 2000, *magna cum laude*)

## admissions

Texas

District of Columbia

I put myself in my clients' shoes. Sometimes it's necessary for me to get down into the weeds, but I still offer straightforward, bottom-line advice. I enjoy distilling complex laws and regulations in an understandable, actionable way to help clients develop smart business strategies.

With almost twenty years' experience in consumer financial services regulatory compliance, David Tallman offers clients authoritative advice and knowledge on obligations under federal and state consumer credit laws, including data privacy, cybersecurity, and payments processing requirements.

David advises residential mortgage lenders, servicers, and investors, as well as federal- and state-chartered depository institutions, sales finance companies, automobile and consumer lenders, fintech platforms, and private equity firms. His practice spans asset classes and extends to credit cards, student loans, retail installment contracts, consumer leases, solar and equipment finance and alternatives to traditional mortgage loans, such as equity share, single-family rental, rent-to-own, iBuyer, and bridge lending products.

Clients turn to David because he understands how to navigate complex and ambiguous legal requirements. He has conducted enterprise-wide CFPB readiness reviews to evaluate clients' compliance management programs and assess their regulatory risks. David also performs due diligence and provides litigation support for transactions and disputes relating to consumer financial products and services.

With a solid foundation in substantive law, David advises clients on the requirements and risks of the Truth in Lending Act (TILA), Real Estate Settlement Procedures Act (RESPA), Gramm-Leach-Bliley Act (GLBA), Equal Credit Opportunity Act (ECOA), Home Mortgage Disclosure Act (HMDA), the Unfair, Deceptive, or Abusive Acts or Practices (UDAP/UDAAP) provisions of the Federal Trade Commission (FTC) Act and the Dodd-Frank Act, Fair Credit Reporting Act (FCRA), Fair Debt Collection Practices Act (FDCPA), and Electronic Fund Transfer Act (EFTA), and state lending, servicing, leasing, and retail installment finance laws. He also helps clients develop e-commerce platforms to facilitate the electronic delivery of financial services.

## publications

"FTC's Final Rule Requires Reporting of Data Breaches by Non-Bank Financial Institutions," *ABA Business Law Today*, November Month-In-Brief: Business Regulation & Regulated Industries, December 1, 2023

"GLBA or FCRA? Data Sharing Between Affiliates and Non-Affiliates," *ABA Business Law Today*, Business Regulation & Regulated Industries Internet Law & Cyber-Security, May 11, 2023

"FTC Extends Effective Date of Safeguards Rule Amendments to June," *ABA Business Law Today*, November Month-In-Brief: Business Regulation & Regulated Industries, December 1, 2022

Author, "Chapter 3C: The Truth in Lending Act and Closed-End Credit Disclosures" and "Chapter 4: Consumer Privacy," *Consumer Finance Law: Understanding Consumer Financial Services Regulations*, ABA Publishing, Business Law Section, February 2021

Co-Author, *National Servicing Standards Resource Guide*, Mortgage Bankers Association

## presentations

"'Consideration' of Credit Applicants' Immigration Status: Recent Developments and Best

Practices," Consumer Financial Services Committee Business Law Section Winter Meeting 2024, January 9, 2024

"Expansion of Consumer Credit Concepts Into Commercial Lending," 2023 Consumer Finance Legal Conference, October 12, 2023

"FCRA Compliance and Litigation Update: Received a Dispute - Call the "Suits"? And Other Questions From an Exciting Year of FCRA Litigation," 2023 Consumer Finance Legal Conference, October 12, 2023

"How Lenders Can Navigate Current Economic Challenges (A Three-Part Series), Part 1: Strategies Mortgage Lenders Can Consider Taking to Survive in This Environment" 2023 Consumer Finance Legal Conference, October 12, 2023

"Privacy and State Law: Update and Expansion of State Privacy Laws" 2023 Consumer Finance Legal Conference, October 11, 2023

"From 'Pretty Please' to 'Thou Shalt': Regulation and Enforcement in U.S. Financial Data Privacy and Security," The Conference on Consumer Finance Law (CCFL), Chicago, Illinois, May 19, 2023

"Cryptocurrency and Privacy: Data Security Implications and How We Might Solve Them," ABA Consumer Financial Services Committee Winter Meeting 2023, New Orleans, Louisiana, January 22, 2023

"Think You Are Not Privacy Counsel? Think Again. A Webinar on What You Need to Know." McGlinchey Webinar, February 15, 2023

"Preserving and Protecting Attorney-Client Privilege in Data Breach Investigations," 2022 Consumer Finance Legal Conference, October 19, 2022

"What's New in Federal and State Privacy Laws?" 2022 Consumer Finance Legal Conference, October 19, 2022

"Consumer Financial Protection Bureau: Non-Financial Firms Now in the Crosshairs?" Government Enforcement Institute, September 15, 2022