

2020 EMERGING ISSUES IN BANKING LAW

VIRTUAL CONFERENCE // DECEMBER 8, 2020

Agenda

Time	Session	
9:10 a.m.	Welcome	
9:15 a.m.	Ethics Presentation Mark Moody, Alabama State Bar	
10:00 a.m.	Regulatory Update Elizabeth Bressler and Lindsey Ward, Alabama State Banking Department	
10:45 a.m.	Break	
11:00 a.m.	Best Practices and Current Considerations in Cybersecurity Paul Perry, Warren Averett	
11:45 a.m.	Lunch	
12:40 p.m.	Welcome Back	
	Traditional Track	Technology Track
12:45 p.m.	After the Complaint is Filed: Litigation Tips and Traps Shanna Boughton and Kim Israel, McGlinchey A guide to preparing for depositions and mediations.	OCC FinTech Charter Update Jeff Barringer and Colin Quillinan, McGlinchey This panel will explore the current status of FinTech/non-depository banking charters.
1:30 p.m.	Break	
1:45 p.m.	LIBOR Phase-out: How Did We Get Here and What is Next? Charles Adams and Kelly Lipinski, McGlinchey This session will examine the key legal and operational issues that affect banks, including their commercial and consumer credit products, in light of the LIBOR phase out in 2021.	Developments in Payment Systems and Online Account Originations Chris Couch and David Thompson, McGlinchey This program will give you the latest information about the FedNow instant payment service, the brokered deposits rule, and other recent developments in payments systems. The program will also focus on the interplay among federal and state laws that affect online account originations, such as the Patriot Act CIP requirements, the MOBILE Act, and state laws that can restrict how financial institutions collect, use, and disclose information about new customers.
2:30 p.m.	Addressing Lender Liability Claims Michael Odom and Stacey Fuller, McGlinchey This program discusses claims borrowers commonly make against lenders – including breach of contract, unfair trade practices, good faith/fair dealing, fiduciary duty, and fraudulent/negligent misrepresentation – and best practices in anticipating and defending those claims.	Collateral Damage for Traditional Banking: Valid When Made, True Lender and Beyond Robert Savoie, Arthur Rotatori, and Sarah Edwards, McGlinchey This presentation will review recent litigation and regulatory developments concerning the “true lender” and “valid-when-made” doctrines and their impact on bank lending programs, and will look ahead to 2021 and beyond.
3:15 p.m.	Closing Remarks	