

Fintech and Crypto Assets

Our Fintech and Crypto Assets team represents leading global finance and technology companies in their most sensitive litigation and investigations, and provides holistic support for our clients across a spectrum of transactions, compliance, trade secrets and IP protection, government strategy, and data security issues.

The accelerated pace of financial technology innovation and regulatory activity has precipitated dramatic changes in the financial industry, in areas as diverse as lending, wealth management, payments, trading and insurance. Operating within this rapidly changing environment poses heightened risks, as well as rich opportunities for established and emerging businesses alike. We represent payment companies, lenders, mortgage brokers, trading technology firms, and other fintech and crypto assets companies on an array of issues core to their business. Our full-service approach positions our clients for success as they navigate the hurdles and shape the future of this dynamic market.

Powerhouse Litigators Experienced in Fintech and Crypto Assets

Fintech and crypto assets companies operate in a competitive environment with quickly evolving regulation and often under intense public scrutiny. Our leading litigators are uniquely positioned to represent these clients as both plaintiffs and defendants. We have a deep bench of lawyers who have argued cases at every level—from the US Supreme Court to federal and state trial and appellate courts nationwide, to domestic and international arbitration. We understand our clients' business and technology, and how to effectively convey it to judges and juries.

Leading Investigations Capabilities

When legal, economic, and reputational threats arise, our leading investigations team skillfully conducts investigations to uncover and get in front of the underlying issues. Whether its whistleblower allegations of fraud or bribery, a government investigation, or a criminal or regulatory proceedings, we provide fact-based and unbiased assessments, an understanding of our clients' business objectives, and deep government and agency experience to develop a path forward.

Forward-Thinking, Creative Approach to Multidisciplinary Issues

Fintech and blockchain clients require their lawyers to think creatively across disciplines and regulatory frameworks. Repeatedly recognized as trailblazers in the Fintech and blockchain industries, our lawyers are well-versed in federal and state regulatory, IP, and tax issues, and work closely with our dedicated practices for Government Controversies; Markets and Trading; Data

Privacy and Cybersecurity; Content, Media, and Entertainment; Corporate; Tax; and Restructuring. They leverage a wealth of experience at the top levels of government, including leading roles at DOJ, SEC, CFPB, and other agencies. Coupled with powerhouse litigation skills, we help clients prevail in their most sensitive, high stakes matters.

Experience Across the Fintech Universe

Our team has extensive experience across Fintech from corporate and transactional matters, IP and trade secrets issues, control systems, and KYC standards to data privacy and breaches. We minimize officer and director risk, maximize insurance recoveries, and handle government inquiries by US state and federal regulators, including the DOJ, SEC, the CFPB, and the UK Financial Conduct Authority and Serious Fraud Office. We help clients optimize their potential, keeping them abreast of legal and regulatory developments intrinsic to their business success.

Navigating Crypto Clients Through Uncharted Waters

The legal complexities that crypto asset companies face are legion, but so are the opportunities. We work with clients at the forefront of the industry to not just interpret the law, but to shape it. We have successfully defended leading companies and their directors and officers facing claims in the hundreds of millions of dollars on novel legal theories. We also defend crypto asset clients in federal and state regulatory inquiries and investigations, often in tandem.

We also have a broad advisory practice to helping a crypto industry clients limit the risk that litigation and investigations will arise in the first place. We advise on matters ranging from governance to regulatory risk, to growth strategies, for a global client base of CeFi and DeFi projects, “layer 0” protocols, and gaming companies, among others.

Experience

Litigation

- Defending the Officers and Directors of Voyager Digital in a novel federal class action alleging that Voyager’s earn program and VGX token were unregistered securities offerings.
- Successfully represented the Swiss foundation associated with a leading blockchain protocol, as plaintiff, leading to the recovery of a nine-figure investment from a crypto hedge fund.
- Represented major securities clearing organization in connection with investigations and litigations arising from the January 2021 temporary suspension by Robinhood and other brokers of trading in certain meme stocks, including in a multidistrict putative class action.
- Counsel to the independent examiner, Shoba Pillay (a Jenner partner selected by the U.S. Trustee and appointed by the Court), in the chapter 11 proceedings of Celsius Network.

Investigations

- Represent a major fintech company in CFPB investigation and related State Attorneys General and other regulatory investigations
- Represented a leading crypto company in federal and state regulatory inquiries concerning crypto asset lending.
- Represented a major fintech lender in examination and investigation by NYS Department of Financial Services.

Advisory

- Advising centralized and decentralized finance (CeFi and DeFi) projects and founders in connection with analysis of US securities and commodities laws, sanctions and related compliance issues, and other legal risks.
- Advising numerous clients on cybersecurity and data privacy, and in responding to critical data breaches.
- Advising social media, gaming, and entertainment companies concerning a variety of potential applications of blockchain technology, and on marketing and licensing opportunities in the metaverse.

2024 Law360 Thought Leadership Series

- June 2024: Navigating Self-Disclosures as a Regulated Financial Entity
- September 2024: How Transaction Lookbacks Can Guide Fintech Companies
- November 2024: With Precautions, AI Can Help with Suspicious Activity Filings

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