



Morgan Lewis

ADVANCED TOPICS IN

HEDGE FUND PRACTICES

CONFERENCE

MANAGER AND INVESTOR PERSPECTIVES

NEW YORK

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Cryptocurrencies, Digital Assets, and the Tokenization of Funds

Speakers



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Agenda

- Recent Developments
- Benefits of Tokenization: Focus on Securities and Fund Interests
- Commercial Law: Treatment of the Token
- Statutory/Regulatory Hurdles

Recent Developments

GENIUS Act and STABLE Act

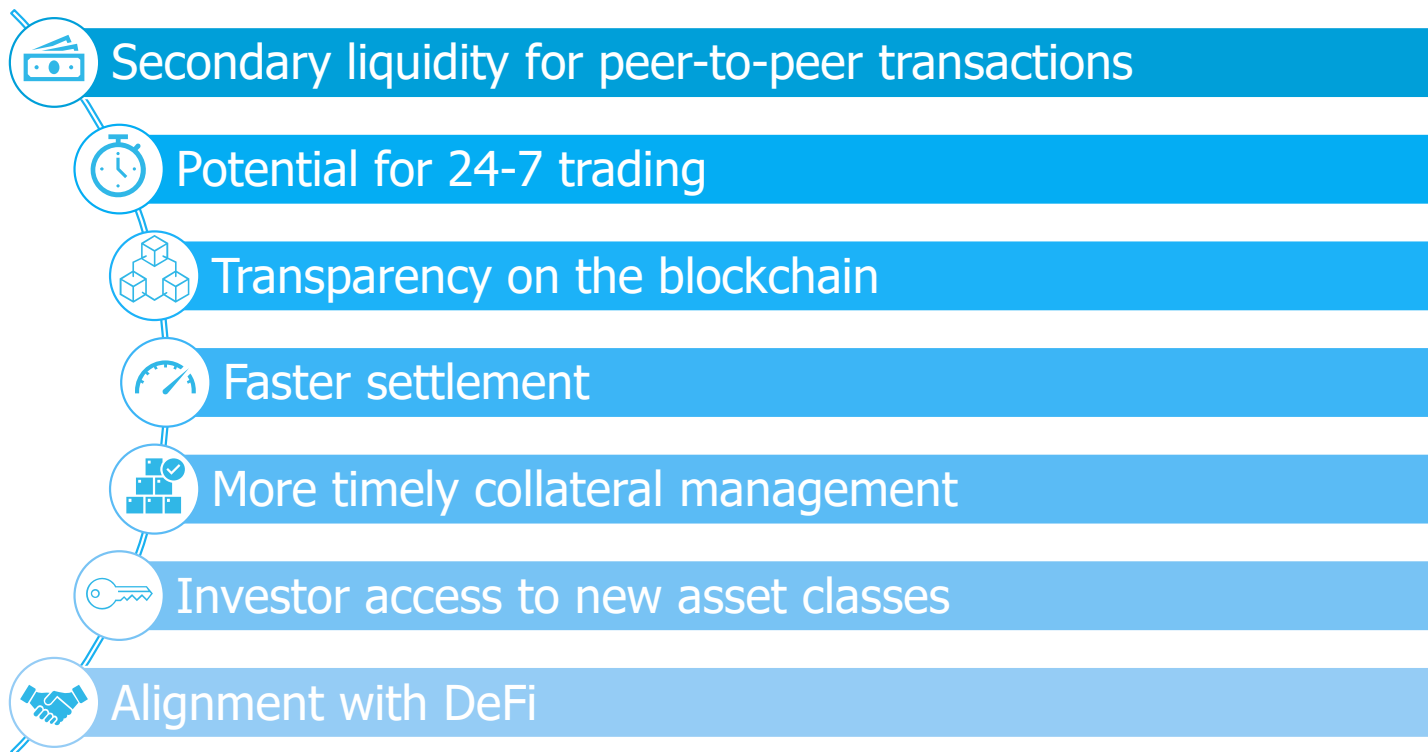
Digital asset market structure discussion draft and CLARITY Act

SEC litigation and Crypto Task Force

Bitcoin treasury strategies

Rule 506(c) No-Action Letter

Benefits of Tokenization



Commercial Law: Treatment of the Token

Right to instruct TA or Issuer or update blockchain to reflect new holder

- Intangible right
- Financial asset credited to custodial account
- Controllable electronic record under the 2022 UCC Amendments

Cutting off adverse claimants

Ensuring linkage to the related security or interest

Statutory/Regulatory Hurdles

The next evolution of recordkeeping:

- Walled gardens to facilitate KYC/AML
- Private permissioned vs public blockchains

SEC Crypto Task Force Roundtable

- Update to transfer agent rules