

# Regulatory & Compliance Update

## March 2020

### Routing

- ✓ Legal & Compliance
- ✓ Senior Management
- ✓ Supervisory Principals
- ✓ Operations
- ✓ Internal Audit
- ✓ Registered Representatives
- ✓ Registration & Licensing
- ✓ Training

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*The Regulatory & Compliance Update is published by Renaissance Regulatory Services for its clients' legal, compliance, senior management, and supervisory personnel.*

*This memorandum is distributed to RRS clients at no charge and includes "hot topics" of focus by regulators and of interest to compliance professionals. The document is intended to provide reminders of regulatory matters that were released or issued during the previous month.*

*The information contained in this publication was compiled from various regulatory releases and is believed to be true and correct as of the date of distribution. Many regulatory issues are subject to interpretations that can change as industry rules and regulations change, and as compliance issues evolve. Readers are cautioned to consider their individual situations and are encouraged to contact RRS staff for guidance on any issues. The information is not intended as legal or accounting advice, which can only be provided by a duly qualified attorney or certified public accountant.*

### HOT TOPICS

#### Items in This Edition

- SEC Charges A Financial Institution in Connection with Investment Recommendation Practices
- SEC Updates List of Firms Using Inaccurate Information to Solicit Investors
- SEC Proposes to Modernize Key Market Infrastructure Responsibility for Collecting, Consolidating, And Disseminating Securities Market Data
- FINRA Reg Notice 20-07 FINRA Reminds Firms of Their Responsibilities for Supervising UTMA And UGMA Accounts
- FINRA Reg Notice 20-06 FINRA Announces Update of The Interpretations of Financial and Operational Rules
- FINRA Reg Notice 20-05 FINRA Requests Comment on A Proposal to Implement the Recommendations of The CE Council Regarding Enhancements to The Program
- MSRB Notice 2020-06 MSRB Seeks Volunteers for Market Transparency Advisory Group
- MSRB Notice 2020-05 Designation Information Regarding Mandatory Participation in Business Continuity and Disaster Recovery Testing
- MSRB Notice 2020-04 MSRB To Enhance Transparency of Timing of Issuers' Annual Disclosures on The EMMA Website
- NASAA Seeks Public Comment on Proposed Continuing Education Program for Investment Adviser Representatives

#### Services Spotlight: Planning for 2020

RRS provides comprehensive compliance solutions to help broker-dealers and investment advisers fulfill their regulatory and compliance obligations while controlling costs. Working together with your firm's Chief Compliance Officer and Supervisory Principals, RRS will design the support package that best suits your compliance needs from the full range of our Regulatory Consulting, Registration Consulting, and Financial Reporting services. Whether you are with a small firm that is not ready to hire full time compliance staff or a large firm looking for staff augmentation or support to fill technical knowledge gaps, RRS can structure a package of compliance services customized to suit your needs.

Contact Us: 561-368-2245



# February 2020

Who Needs Luck,  
**I Have Compliance!**

*RRS*  
Compliance Consultants

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2 Annual Reports Due for BDs w/ FYE 12/31/19 SIS Form Filings Due	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24 Monthly Focus Part II/IIA Filings Due	25	26	27 SIS Form Filings Due	28
29	30	31 Annual Reports Due for BDs w/ FYE 1/31/20				

## SEC

### SEC Final Rules:

[33-10757](#) Delegation of Authority to the General Counsel of the Commission

### SEC No Action Letters:

No updates as of 3/2/20

### SEC Upcoming Events:

[03/04/2020](#) Open Meeting at 11:00 AM EST

[03/4/2020](#) Closed Meeting at 2:00 PM EST

[03/10/2020](#) Spotlight on Transparency: A Discussion of Secondary Market Municipal Securities Disclosure Practices

[03/16/2020](#) SXSW: Entrepreneurialism in the Government (Is it Possible?!)

### Antonia Chion, Associate Director of SEC's Enforcement Division, to Retire After 32 Years of Service

The Securities and Exchange Commission announced that Antonia Chion, an Associate Director of the Division of Enforcement in the Home Office, is retiring after 32 years at the agency. ([Link](#))

### SEC Awards More Than \$7 Million to Whistleblower

The Securities and Exchange Commission announced an award of more than \$7 million to a whistleblower whose information and assistance were critically important to the success of an enforcement action. The whistleblower provided extensive and sustained assistance, such as identifying witnesses. ([Link](#))

### Kelly L. Gibson Named Director of SEC's Philadelphia Office

The Securities and Exchange Commission announced that Kelly L. Gibson has been named Director of the Philadelphia Regional Office. ([Link](#))

### SEC Charges South Carolina Energy Companies, Former Executives with Defrauding Investors

The Securities and Exchange Commission charged South Carolina energy companies and two of its former top executives with defrauding investors by making false and misleading statements about a nuclear power plant expansion that was ultimately abandoned. ([Link](#))

### SEC Charges a Financial Institution in Connection with Investment Recommendation Practices

The Securities and Exchange Commission announced settled charges against a financial institution's clearing services and its financial network for failing reasonably to supervise investment advisers and registered representatives who recommended single-inverse ETF investments to retail investors, and for lacking adequate compliance policies and procedures with respect to the suitability of those recommendations. The SEC ordered the firm to pay a \$35 million penalty, which will be distributed to harmed investors. ([Link](#))

### Actor Charged with Unlawfully Touting Digital Asset Offering

The Securities and Exchange Commission announced settled charges against an actor for failing to disclose payments he received for promoting an investment in an initial coin offering (ICO) conducted by Bitcoin2Gen (B2G). ([Link](#))

### G. Jeffrey Boujoukos, Director of the Philadelphia Regional Office to Leave the SEC

The Securities and Exchange Commission announced that G. Jeffrey Boujoukos, the Director of its Philadelphia Regional Office, will leave the agency at the end of the month after nearly 11 years of service. ([Link](#))

### SEC to Hold National Compliance Outreach Seminar for Investment Companies and Investment Advisers

The Securities and Exchange Commission announced the opening of registration for its compliance outreach program's national seminar for investment companies and investment advisers. The event is intended to help Chief Compliance Officers (CCOs) and other senior personnel at investment companies and investment advisory firms enhance their compliance programs for the protection of investors. ([Link](#))

### SEC Updates List of Firms Using Inaccurate Information to Solicit Investors

The Securities and Exchange Commission announced that it updated its Public Alert: Unregistered Soliciting Entities (PAUSE) list by adding 25 soliciting entities and four fictitious regulators. Additionally, the SEC is announcing enhancements to the PAUSE website, where the SEC provides the list of entities that falsely claim to be registered, licensed, and/or located in the United States, as well as entities that impersonate genuine U.S. registered securities firms and fictitious regulators, governmental agencies, or international organizations. This will allow Main Street investors to better inform themselves and avoid being victims of fraud. ([Link](#))

### Financial Institution to Pay \$500 Million for Misleading Investors About the Success of Its Largest Business Unit

The Securities and Exchange Commission charged a California-based financial institution for misleading investors about the success of its core business strategy at a time when it was opening fake accounts for unknowing customers and selling unnecessary products that went unused. The firm has agreed to pay \$500 million to settle the charges, which will be returned to investors. The \$500 million payment is part of a combined \$3 billion settlement with the SEC and the Department of Justice. ([Link](#))

### ICO Issuer Settles SEC Registration Charges, Agrees to Return Funds and Register Tokens as Securities

The Securities and Exchange Commission announced settled charges against a blockchain technology startup for conducting an unregistered offering of securities in the form of an initial coin offering (ICO). The startup based in San Francisco and Israel has agreed to return funds to harmed investors via a claims process, register its tokens as securities, file periodic reports with the SEC, and pay a \$500,000 penalty. ([Link](#))

### SEC Charges Global Alcohol Producer with Disclosure Failures

The Securities and Exchange Commission announced charges against an alcohol producer for failing to make required disclosures of known trends relating to the shipments of unneeded products by its North American subsidiary to distributors. The company has agreed to pay \$5 million to settle the action. ([Link](#))

### SEC Charges Real Estate Company and Executives with Defrauding Retail Investors, Obtains Emergency Relief

The Securities and Exchange Commission announced an emergency enforcement action and a temporary restraining order and asset freeze against a Florida-based private real estate firm, its CEO and its Managing Director in connection with an allegedly fraudulent unregistered securities offering that raised more than \$170 million from at least 1,100 investors, a number of whom invested their retirement funds. ([Link](#))

### SEC Proposes to Modernize Key Market Infrastructure Responsible for Collecting, Consolidating, and Disseminating Securities Market Data

The Securities and Exchange Commission proposed to modernize the infrastructure for the collection, consolidation, and dissemination of market data for exchange-listed national market system (NMS) stocks. The proposal would update and expand the content of NMS market data to better meet the diverse needs of investors in today's equity markets. ([Link](#))

### SEC Announces Nancy Sumption as Senior Advisor to the Chairman for Cybersecurity Policy

The Securities and Exchange Commission announced that Nancy Sumption will serve as Chairman Jay Clayton's Senior Advisor for Cybersecurity Policy. In this role, Ms. Sumption will coordinate efforts across the agency to address cybersecurity policy, engage with external stakeholders on matters related to cybersecurity, and help enhance the SEC's mechanisms for assessing and responding to cyber-related risks. She succeeds Kevin Zerrusen who recently returned to the private sector. ([Link](#))

### SEC Charges Orchestrator of Cryptocurrency Scheme Ensnaring Physicians

The Securities and Exchange Commission filed charges against an Ohio-based businessman who allegedly orchestrated a digital asset scheme that defrauded approximately 150 investors, including many physicians. ([Link](#))

### Paul A. Montoya Named Associate Regional Director in Chicago Office

The Securities and Exchange Commission announced that Paul A. Montoya has been named Associate Regional Director for Enforcement in the Chicago Regional Office. Mr. Montoya succeeds Robert J. Burson, who retired from the agency in October 2019. ([Link](#))

### SEC Investor Advisory Committee Met on Feb. 27

The Securities and Exchange Commission's Investor Advisory Committee held a public meeting on Feb. 27. The meeting was open to the public. The meeting was webcast live and archived on the committee's website for later viewing. ([Link](#))

### A Clearing Firm Was Charged with Improper Handling of ADRs

The Securities and Exchange Commission announced that a clearing firm will pay more than \$586,000 to settle charges of improper handling of "pre-released" American Depositary Receipts (ADRs). ([Link](#))

### SEC Issued Agenda for February 10 Meeting of the Fixed Income Market Structure Advisory Committee

The Securities and Exchange Commission released the agenda for the Feb. 10 meeting of the Fixed Income Market Structure Advisory Committee (FIMSAC). The Commission established the FIMSAC to provide a formal mechanism through which the Commission can receive advice and recommendations on fixed income market structure issues. ([Link](#))

### SEC Wins Jury Trial Against Massachusetts Man Charged in Multi-Year Insider Trading Scheme

Jurors in Boston federal court returned a verdict finding that Lexington, Massachusetts restaurateur engaged in illegal insider trading in advance of five earnings announcements of a Lexington-based company. ([Link](#))

## FINRA

### Regulatory Notices:

[20-07](#) FINRA Reminds Member Firms of Their Responsibilities for Supervising UTMA and UGMA Accounts

[20-06](#) FINRA Announces Update of the Interpretations of Financial and Operational Rules

[20-05](#) FINRA Requests Comment on a Proposal to Implement the Recommendations of the CE Council Regarding Enhancements to the Continuing Education Program for Securities Industry Professionals

[Special Notice - 2/14/20](#) 2020 Involvement and Election Process Overview

### Information Notices:

[02/03/20](#) New Rate for Fees Paid Under Section 31 of the Exchange Act. Effective Date: February 18, 2020

### Trade Reporting Notices:

No update as of 3/2/20

### Upcoming Events:

[03/26/20](#) 2020 West Region Member Forum

## MSRB

### MSRB Information Notices:

[2020-06](#) MSRB Seeks Volunteers for Market Transparency Advisory Group (MTAG)

[2020-05](#) Designation Information Regarding Mandatory Participation in Business Continuity and Disaster Recovery Testing

[2020-04](#) MSRB to Enhance Transparency of Timing of Issuers' Annual Disclosures on the EMMA Website

### Upcoming Events:

[03/10/20](#) U.S. Securities and Exchange Commission (SEC) Municipal Securities Conference

[03/19/20](#) Understanding How Continuing Disclosures Appear on the EMMA® Website

## NASAA

[NASAA Reminds Investors to Beware of Con Artists Looking to Profit from Fear and Uncertainty](#)



In light of the ongoing developments related to the current coronavirus (COVID-19) situation, and its impact on financial markets, state and provincial securities regulators are reminding investors to beware of con artists seeking to capitalize on fear and uncertainty. ([Link](#))

### NASAA Seeks Public Comment on Proposed Continuing Education Program for Investment Adviser Representatives

The North American Securities Administrators Association (NASAA) released for public comment a proposal to create a continuing education program for investment adviser representatives. ([Link](#))

### State Report and Hold Laws Show Positive Impact in Fight Against Senior Financial Exploitation

The North American Securities Administrators Association (NASAA) said reports of suspected senior financial exploitation are increasing in jurisdictions that have enacted legislation or regulations based on NASAA's Model Act to Protect Vulnerable Adults from Financial Exploitation. ([Link](#))

## NASDAQ/NASDAQ TRADER/OTCBB

### Equity Corporate Actions Alert:

[2020-41](#) Information Regarding the Tender Offer of Wright Medical Group N.V. (WMGI)

[2020-40](#) Information Regarding the Potential Suspension of Sanofi Contingent Value Rights (GCVRZ)

[2020-39](#) Information Regarding the Reverse Stock Split and CUSIP Number Change for Sigma Labs, Inc. (SGLB)

[2020-38](#) Distribution Information for Spherix Incorporated (SPEX)

[2020-37](#) (UPDATED: Merger Effective) Information Regarding the Merger of Diversified Restaurant Holdings, Inc. (SAUC)

[2020-36](#) Information Regarding the Reverse Stock Split for AVEO Pharmaceuticals, Inc. (AVEO)

[2020-35](#) Information Regarding the Business Combination of TTK Symphony Acquisition Corporation (TKKS/U/W/R)

[2020-34](#) Information Regarding the Tender Offer for the Shares of Dermira, Inc. (DERM)

[2020-33](#) (UPDATED: Merger Effective) Information Regarding the Business Combination of Boxwood Merger Corp. (BWMC/W/U) and Atlas Intermediate Holdings LLC

[2020-32](#) Information regarding When Distributed market for XBiotech Inc. (XBIT)

[2020-31](#) Information Regarding the Merger of Tech Data Corporation (TECD)

[2020-30](#) Information Regarding the Reverse Stock Split and CUSIP Number Change for InVivo Therapeutics Holdings Corp. (NVIV)

[2020-29](#) Information Regarding the Business Combination of Gores Holdings III, Inc. (GRSH/U/W)

[2020-28](#) Information Regarding the Reverse Stock Split and CUSIP Number Change for Bellerophon Therapeutics, Inc

[2020-27](#) Information Regarding the Tender Offer of Primo Water Corporation (PRMW)

[2020-26](#) Information Regarding the Reverse Stock Split and CUSIP Number Change for Bellicum Pharmaceuticals, Inc. (BLCM)

[2020-25](#) Information Regarding the Reverse Stock Split and CUSIP Number Change for SG Blocks, Inc. (SGBX)

[2020-24](#) Information Regarding the Reverse Stock Split and CUSIP Number Change for SenesTech, Inc. (SNES)

[2020-23](#) (UPDATED-Merger closed) Information Regarding the Merger of Innophos Holdings, Inc. (IPHS)

### Equity Trader Alert:

[2020-10](#) Nasdaq to Begin Listing 9 New iShares ETFs on Thursday, February 27, 2020

[2020-09](#) Nasdaq to Begin Listing New Alpha Architect ETF on Tuesday, February 25, 2020

[2020-08](#) Nasdaq Test Facility Billing Update

[2020-07](#) Order Functionality Updates on PSX

[2020-06](#) Nasdaq to Begin Listing New iShares ETF on Friday, February 7, 2020

[2020-05](#) U.S. Market Holiday Reminder: President's Day

### Equity Regulatory Alert:

No updates 3/2/20

### Financial Products News:

[2020-06](#) Nasdaq Announces Launch of Three New Indexes Effective Wednesday, February 26, 2020

[2020-05](#) Nasdaq Announces Launch of Two New Indexes Effective Monday, February 24, 2020

[2020-04](#) Nasdaq to Begin Dissemination of New Third Party Indexes on GIDS, Effective Friday, February 21, 2020

[2020-03](#) Nasdaq To Migrate Sector Indexes to New ICB Codes in 2020

[2020-02](#) **\*\*Updated\*\*** Nasdaq Announces Termination of Indexes After Close of Business on Friday, May 29, 2020

### Futures Trader Alert:

[2020-12](#) Product Deletion Notice: NFX Refined, Power, Ferrous, Tanker and Treasury Products

[2020-11](#) Notice of Natural Gas Matching Session Schedule

[2020-10](#) Notice for Power Migration Preparation

### Options Trader Alert:

[2020-5](#) Nasdaq ISE Updated Pricing, Effective March 2, 2020

[2020-3](#) Nasdaq PHLX and Nasdaq ISE to launch NDXP Monday Weekly Expiries

[2020-2](#) Nasdaq GEMX and Nasdaq ISE Updated Pricing Effective February 3, 2020

[2020-1](#) Nasdaq Testing Opportunity: Saturday, February 1, 2020

## NYSE/EURONEXT/AMEX

### NYSE Weekly Program-Trading Data Releases:

### ICE to Recommence Emissions Auctions on Behalf of the UK Government Publishes Auction Calendar for 2020

Intercontinental Exchange (NYSE: ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announces that EU Emissions Trading System (EU ETS) allowance auctions will re-start on ICE Futures Europe on behalf of the UK Government's Department of Business, Energy and Industrial Strategy (BEIS) and publishes the auction calendar for 2020. ([Link](#))

### Intercontinental Exchange Chief Financial Officer Scott Hill to Present at the Raymond James 41st Annual Institutional Investors Conference on March 2, 2020

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced that Scott Hill, ICE's Chief Financial Officer, plans to present at the Raymond James 41st Annual Institutional Investors Conference. The presentation will take place on Monday, March 2 at 10:25 a.m. EST. The presentation will be available live and in replay via webcast and can be accessed in the Investors section of ICE's website. ([Link](#))

### ICE and S&P Global Platts Expand Strategic Relationship in Global Oil Markets

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced plans to launch a new version of its market data platform, ICE Connect, which will be designed specifically for participants in the global oil markets. The new service, which is expected to be available in the second quarter of 2020, will include access to leading oil market analytics from S&P Global Platts and other third parties. ([Link](#))

### Intercontinental Exchange Announces Record Open Interest in Multiple Global Energy Markets

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced record open interest in several of its energy markets on February 13 and 14, 2020. This included total oil, other crude and refined products, and TTF natural gas. ([Link](#))

**Intercontinental Exchange Announces Record Daily Trading Volume for Sugar Futures**

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced record trading volume for its sugar futures contracts. ([Link](#))

**ICE Bonds Completes Integration with BlackRock's Aladdin to Offer Fixed Income Portfolio Auction Functionality to Investment Managers**

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced that ICE Bonds has completed its integration with BlackRock's Aladdin, offering access to ICE Bonds' Portfolio Auction functionality, an automated execution protocol for portfolio trading. Aladdin is a premier portfolio management system for investment managers that combines sophisticated risk analytics with comprehensive trading and position monitoring tools. ([Link](#))

**Intercontinental Exchange Launches FIX Connectivity and Multi-Order Functionality for ICE ETF Hub**

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced the launch of two key enhancements for its ICE ETF Hub platform. ([Link](#))

**Intercontinental Exchange Statement Regarding Management's Q4 Conference Call with Investors**

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, is sharing the following statement: Based on investor conversations following today's ICE earnings call, ICE has decided to cease exploring strategic opportunities with eBay. ([Link](#))

**Intercontinental Exchange Announces 9% Increase to its Quarterly Dividend**

Intercontinental Exchange (NYSE: ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced board authorization of its first quarter 2020 dividend of \$0.30 per share, up 9% from its previous \$0.275 per share quarterly dividend in 2019. ([Link](#))

**Intercontinental Exchange Reports Fourth Quarter & Full Year 2019**

Intercontinental Exchange (NYSE: ICE), a leading operator of global exchanges and clearing houses and provider of data and listing services, reported financial results for the fourth quarter and full year of 2019. For the quarter ended December 31, 2019, consolidated net income attributable to ICE was \$448 million on \$1.3 billion of consolidated revenues less transaction-based expenses. Fourth quarter GAAP diluted earnings per share (EPS) were \$0.80. Adjusted net income attributable to ICE was \$534 million in the fourth quarter and adjusted diluted EPS were \$0.95. ([Link](#))

**Intercontinental Exchange Announces Agreement to Acquire Leading Loyalty Program Provider Bridge2 Solutions**

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced that it has agreed to acquire Bridge2 Solutions, a leading provider of loyalty solutions for merchants and consumers. Following the completion of the transaction, Bakkt, a majority-owned subsidiary of ICE, intends to acquire Bridge2 Solutions from ICE using proceeds from Bakkt's Series B round of funding, which is expected to close later this quarter. ([Link](#))

**Intercontinental Exchange Reports January 2020 Statistics; ADV +27% y/y, OI +11% y/y**

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, reported January 2020 trading volume and related revenue statistics, which can be viewed on the company's investor relations website. ([Link](#))

**Intercontinental Exchange Statement on News Reports Suggesting Possible Transaction with eBay**

Intercontinental Exchange (NYSE: ICE) is a Fortune 500 company formed in the year 2000 to modernize markets. ICE serves customers by operating the exchanges, clearing houses and information services they rely upon to invest, trade and manage risk across global financial and commodity markets. A leader in market data, ICE Data Services serves the information and connectivity needs across virtually all asset classes. As the parent company of the New York Stock Exchange, the company is the premier



venue for raising capital in the world, driving economic growth and transforming markets. ([Link](#))

### Intercontinental Exchange Announces Record Trading of NYSE FANG+ Index Futures Contract

Intercontinental Exchange, Inc. (NYSE:ICE), a leading operator of global exchanges and clearing houses and provider of data and listings services, announced a record trading day for the NYSE FANG+ Index futures contract. On Monday, February 3, a record 8,067 contracts were traded, compared to the last record of 7,884 contracts on February 2, 2018. ([Link](#))

## FINCEN

### FinCEN Welcomes Michael Mosier as Deputy Director and Digital Innovation Officer

The Financial Crimes Enforcement Network (FinCEN) welcomes Michael Mosier as its new Deputy Director and Digital Innovation Officer. As Deputy Director, Mr. Mosier oversees FinCEN's wide-ranging work to protect the financial integrity and national security of the United States. As FinCEN's first Digital Innovation Officer, Mr. Mosier will advance FinCEN's engagement with emerging technology and financial innovation. ([Link](#))

### Financial Intelligence Units Meet to Discuss Global Issues Surrounding Virtual Assets

On February 16, 2020, fifty senior officials and experts of Financial Intelligence Units (FIUs) from FATF countries and the Egmont Group Secretariat met in Paris to discuss the international ramifications of virtual assets from FIUs' perspectives. MS. Lucie Castets, Head of International Affairs Department, of France's FIU, the Traitement du reassignement et action contre les circuits financiers clandestins (Tracfin), hosted the meeting. Mr. Kenneth A. Blanco, Director of the U.S. Treasury Department's Financial Crimes Enforcement Network (FinCEN), the FIU of the United States, Mr. Marko Stolle, Deputy Director of the Financial Intelligence Unit Germany, and Ms. Lucie Castets, co-chaired the meeting. ([Link](#))

## PRA

### COP 26 Private Finance Agenda Launched

The COP 26 agenda has been launched to help private finance support the whole economy transition to net zero. The objective is that every professional financial decision will need to take climate change into account. The right

framework for reporting, risk management and returns will embed these considerations and help finance a whole economy transition. To achieve net zero, every company, bank, insurer and investor will need to adjust their business models for a low carbon world. ([Link](#))

### Statistical Notice 2020/01

Statistical Notices update the definitions and guidance contained in the Banking Statistics Yellow Folder. ([Link](#))

### Turner £20 enters circulation

The new polymer £20 note featuring artist JMW Turner has entered circulation for the first time. The new note will start appearing in ATMs and tills throughout the country and we expect half of all ATMs across the UK to be dispensing polymer £20s two weeks after issue. ([Link](#))

### Celebrating our charity partnerships

In January, the Governor invited representatives from our charities of the year since 2013 into the Bank of England. This celebrated the £1.1mn that we have raised during the Governor's tenure through staff fundraising; matched funding from the Bank; and our charity banknote auctions. These charities were all nominated by staff and chosen by a Bank-wide vote. ([Link](#))

### Time to Talk Day

February 6<sup>th</sup> is Time to Talk Day, a national campaign that encourages everyone to have a conversation about mental health. Breaking down the stigma around mental health is a core part of our Inclusion agenda and the Bank has embraced this initiative. ([Link](#))

### PRA issues two bans and three public censures following failure of Enterprise the Business Credit Union Ltd

The Prudential Regulation Authority (PRA) has banned non-approved person Mr. Michael Graeme Grimsdale and former director Mr. Richard Charles Nichols from the financial services industry on the grounds of lack of integrity (and dishonesty on the part of Mr. Grimsdale). It has also issued public censures to Mr. Nichols and former directors Ms. Gillian Birkett and Mr. Phil Neale. All were involved in the failure of Enterprise the Business Credit Union Ltd (EBCU) in 2015, which had 1,900 members and £7m in savings. ([Link](#))

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**Asset Purchase Facility: Gilt Purchases**

Operations to make these gilt purchases will commence in the week beginning 9 March 2020. The range of gilts eligible for purchase will remain unchanged from previous operations. The Bank will continue, normally, to conduct three auctions a week. Gilts with a residual maturity of 3-7 years will be purchased on Mondays; those with a residual maturity of over 15 years will be purchased on Tuesdays; and those with a residual maturity of 7-15 years will be purchased on Wednesdays. ([Link](#))

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**FCA**

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**FCA bans motor finance firm's range of online adverts**

The Financial Conduct Authority (FCA) has banned a number of online adverts issued by Rix Motor Company Ltd (Rix). ([Link](#))

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**FCA highlights its areas of concern in financial services markets**

The Sector Views look at the impact of macroeconomic developments and common drivers of change emerging across financial markets. They also outline areas where there may be a negative impact on consumers or the integrity of the financial system in that sector. The report sets out what factors are driving harm, as well as considering how the harm may develop over time. ([Link](#))

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**The FCA fines Moneybarn £2.77m for unfair treatment of customers in arrears**

The Financial Conduct Authority (FCA) has imposed a fine of £2.77 million on car finance provider, Moneybarn Ltd (Moneybarn), for not treating customers fairly when they fell behind with loan repayments while in financial difficulties, between 1 April 2014 and 4 October 2017. ([Link](#))

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**FCA appoints Sheldon Mills as Interim Executive Director of Strategy and Competition**

Currently the FCA's Director of Competition, Sheldon will replace Christopher Woolard as he steps into the role of

Interim Chief Executive. He will become a member of the FCA's Executive Committee. ([Link](#))

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**New appointments to the FCA Board announced**

Jeannette Lichner and Bernadette Conroy will each serve three-year terms beginning on 1 April 2020 and 1 August 2020 respectively. They will join the Board as Amelia Fletcher OBE and Catherine Bradley CBE step down following the end of their terms as Non-Executive Directors, having served since April 2013 and August 2014 respectively. ([Link](#))

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**FCA tells credit card firms to review their approach to persistent debt customers**

The Financial Conduct Authority (FCA) has written to credit card firms telling them to review their approach to borrowers who are stuck in persistent debt, where they are paying more in interest, fees and charges than they are paying of their balance. ([Link](#))

Resource Links	
<p><b>Government</b></p> <ul style="list-style-type: none"> <li>• U.S. Securities &amp; Exchange Commission – <a href="http://WWW.SEC.GOV">WWW.SEC.GOV</a></li> <li>• North American Securities Administrators Association - <a href="http://WWW.NASAA.ORG">WWW.NASAA.ORG</a></li> <li>• FINCEN - <a href="http://WWW.FINCEN.GOV">WWW.FINCEN.GOV</a></li> <li>• Commodity Futures Trading Commission – <a href="http://WWW.CFTC.GOV">WWW.CFTC.GOV</a></li> <li>• Financial Conduct Authority - <a href="http://WWW.FCA.ORG.UK">WWW.FCA.ORG.UK</a></li> <li>• Prudential Regulatory Authority – <a href="http://WWW.BANKOFENGLAND.CO.UK">WWW.BANKOFENGLAND.CO.UK</a></li> </ul>	<p><b>SRO</b></p> <ul style="list-style-type: none"> <li>• FINRA - <a href="http://WWW.FINRA.ORG">WWW.FINRA.ORG</a></li> <li>• NASDAQ - <a href="http://WWW.NASDAQ.COM">WWW.NASDAQ.COM</a></li> <li>• New York Stock Exchange - <a href="http://WWW.NYSE.COM">WWW.NYSE.COM</a></li> <li>• Municipal Securities Rulemaking Board - <a href="http://WWW.MSRB.ORG">WWW.MSRB.ORG</a></li> <li>• National Futures Association <a href="http://WWW.NFA.FUTURES.ORG">WWW.NFA.FUTURES.ORG</a></li> </ul>
<p><b>Industry</b></p> <ul style="list-style-type: none"> <li>• Alternative Investment Management Association “AIMA” – <a href="http://WWW.AIMA.ORG">WWW.AIMA.ORG</a></li> <li>• Bank Insurance &amp; Securities Association “BISA” – <a href="http://WWW.BISANET.ORG">WWW.BISANET.ORG</a></li> <li>• Florida Securities Dealers Association “FSDA” — <a href="http://WWW.FLORIDASECURITIES.COM">WWW.FLORIDASECURITIES.COM</a></li> <li>• Financial Market Association “FMA” – <a href="http://WWW.FMAWEB.ORG">WWW.FMAWEB.ORG</a></li> <li>• Financial Services Institute “FSI” – <a href="http://WWW.FINANCIALSERVICES.ORG">WWW.FINANCIALSERVICES.ORG</a></li> <li>• Investment Adviser Association “IAA” – <a href="http://WWW.INVESTMENTADVISER.ORG">WWW.INVESTMENTADVISER.ORG</a></li> <li>• Investment Company Institute “ICI” — <a href="http://WWW.ICI.ORG">WWW.ICI.ORG</a></li> <li>• Managed Funds Association “MFA” – <a href="http://WWW.MANAGEDFUNDS.ORG">WWW.MANAGEDFUNDS.ORG</a></li> <li>• National Society of Compliance Professionals “NSCP” – <a href="http://WWW.NSCP.ORG">WWW.NSCP.ORG</a></li> <li>• Securities Industry and Financial Markets Association “SIFMA” – <a href="http://WWW.SIFMA.ORG">WWW.SIFMA.ORG</a></li> </ul>	

\*This list is provided for information purposes only. RRS does not specifically endorse any group noted.

## Reader Survey

### "Find It - Before the Regulators"

The RRS staff continually strives to ensure that the services and support we provide to our clients is the most up to date and comprehensive available. We can forecast regulatory trends based on our extensive regulatory experience and the information our clients provide regarding new products, services and/or marketing trends. This "Find It - Before the Regulators" insight enables us to develop customized compliance solutions so that our clients can address any regulatory deficiencies before the regulators do. If you have any questions or suggestions, please speak with your account representative or call us at (561) 368-2245.

### Reader Survey Fax Response Form

To: Louis Dempsey  
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[LouisDempsey@RRSCompliance.com](mailto:LouisDempsey@RRSCompliance.com)

Name:				
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For us to improve this publication, we ask that you please provide us with feedback by answering the following questions:

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- What do you find most useful?
- What would you like to see in future editions?
- Are you a current client of RRS?
- Are you interested in receiving information or a call from our Staff to discuss the products and services offered by RRS?

(Please include your phone number or E-mail address to schedule a meeting)

**Thank you for your time and effort!**

Bottom line - we want to know!

We want to know how we are doing. If you have any comments, complaints or suggestions then please do not hesitate to call (561) 368-2245 or email:

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