

**Developments in the Regulation of Financial Products**

September 29, 2023

9:00 am – 5:00 pm ET

**Commodity Futures and Derivatives**

4:15pm to 5:15pm

**Panelists**

* Patrick J. McCarty, (Moderator) Of Counsel, Ruddy Gregory PLLC
* Ms. Kalkadin Ezra, Student Presenter, CUA Law School
* Eric Juzenas, Assistant Director, SEC Division of Trading & Markets
* Dan Waldman, Former Partner, Arnold & Porter
* Peter Malyshev, Partner, Cadwalader, Wickersham & Taft

**Program description**: **Discussion regarding current developments with respect to the Commodity Futures and Derivatives. Presentations on: Ether is a Commodity; SEC Rulemakings with respect to Security-Based Swaps; CFTC consideration of Political Election Event Contracts; Discussion of CFTC Insider Trading Actions under Sec. 6(c)(1) and Part 180**

**Agenda**

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| **Time** | **Segment** |
| 4:15 to 4:20  4:20 to 4:25 | Moderator Introduction of Panelists  Topic 1 – Ether is a Commodity  Student Panelist Kalkidan Ezra |
| 4:25 to 4:35 | Topic 2 – Security-Based Swaps Developments at SEC (10 min)   * SBSDR Rule * SBSEF Rule   Panelist Eric Juzenas SEC |
| 4:35 to 4:45 | Topic 3 – Event Contracts – Political Elections (10 min)   * Event Contracts – CEA * State Law on wagering on Elections * CFTC consideration   Panelist Dan Waldman – Retired Arnold & Porter |
| 4:45 to 4:55  4:55 to 5:15 | Topic 4 – CFTC Insider Trading Actions under Sec. 6(c)(1) and Part 180 (10 Min)   * CFTC Authority to pursue Insider Trading under Sec. 6(c)(1) and Part 180 * SEC precedent on “material nonpublic information” and CFTC views * Recent Actions by CFTC   Panelist Peter Malyshev – Cadwalader, Wickersham & Taft  Panel discussion on Topics   * Ether is a Commodity – Congressional action? * Security-Based Swaps - Next steps by SEC * CFTC Order on Political Contracts – Comments on Order * CFTC and Material Nonpublic Information developments – Litigation? |

**Resource Materials:**

1. Ether is a Commodity - Panelist Kalkidan Ezra – Student Panelist
2. Recent SEC Security Based Swaps Rulemakings – Panelist Eric Juzenas SEC Assistant Director, Division of Trading and Markets
3. Political Election Contracts – CFTC Event Contracts – Panelist Dan Waldman retired Arnold & Porter
4. CFTC Insider Trading Developments under Sec. 6(c)(1) and Part 180 – Panelist Peter Malyshev – Partner Cadwalader, Wickersham and Taft