HINSHAW

Banking & Finance

Hinshaw attorneys have decades of experience counseling banks, insurance companies and other financial institutions. Individually and collectively, they help tackle complex and general transactional, regulatory and dispute resolution activities.

Many Hinshaw attorneys have served in business and public service positions. Our ranks include a former Chief Counsel for the Illinois Department of Financial and Professional Regulation's Division of Banking; former general and in-house corporate counsel to, and board members of, financial institutions; a founder of community banks, venture capital firms and other financial institutions; CPAs; and former business persons engaged in various industries. Our legal and non-legal experience, in combination with the personal, partnerlevel attention that we provide, allows us to forge enduring relationships with our clients that add value to their businesses.

Business and Regulatory Assistance

We help financial services companies with the full range of business activities. Specifically, we:

- Advise on the full range of securities-related issues
- · Aide with a wide variety of collection and loan workout matters
- Assist with all types of commercial lending issues, including preparing all forms of commercial lending documentation
- Assist with federal and state law compliance issues, including providing representation before agencies; develop regulatory and statutorily compliant forms, procedures, products and advertising for traditional and non-traditional products and services; and draft legally compliant documents
- Counsel on bankruptcy issues
- Develop compliance-related activities
- Draft offering documents
- Organize and secure regulatory approval for bank holding companies

In addition to representing businesses before the full range of federal and state regulatory agencies, we also assist our clients with the examination process concerning various applications. Subjects that we routinely assist with in this regard include: electronic funds transfer, equal credit opportunity, funds availability, truth-in-lending and usury.

Corporate Organization and Expansion Assistance

We comprehensively represent clients in the establishment of new banks and other financial institutions. Our assistance includes handling all regulatory

Industry Area Contact

Timothy M. Sullivan 312-704-3852 tsullivan@hinshawlaw.com

Attorneys

Heather LaSalle Alexis Dustin C. Alonzo Robert D. Bailey Mark D. Belongia Samuel C. Bodurtha Bryan T. Brown Natalie Burris Kali E. Campbell Lauren Campisi Elaine M. Carey Mark A. Carter Margaret J. Cascino Mitchel C. Chargo Laurence P. Chirch Ralph W. Confreda, Jr. Michael Danon Emma Elizabeth "Bessie" Antin Daschbach Israel M. Del Mundo Bonnie E. Dye Hayden B. Farmer Eric J. Giglio Siobhan E. P. Grant Sarah J. Greenberg **Taylor Hennington** Angela M. Hess Anthony J. Jacob Sabrina Janeiro



applications, preparing private offering circulars and helping draft bank policies.

We also have broad experience assisting financial institutions with expansionary activities. Specifically, we:

- Help with the formation of operating subsidiaries and prepare applications to obtain regulatory approval
- Develop forms and other documentation for conducting these activities and provide advice regarding relevant regulatory compliance requirements
- Help clients with the sale and purchase of loan pools, and whole loan pools and whole loan transactions

News

Hinshaw Makes Waves—and the Airwaves—at the Recent General Counsel Conference Midwest 2024 April 29, 2024

Hinshaw Boosts West Coast Capabilities With Addition of Two Partners in Los Angeles

April 25, 2024

David Schultz Analyzes in ARM Compliance Digest: State Appeals Court Affirms Ruling for Defendant in FDCPA Class Action April 3, 2024

Gregg Stevens Joins Hinshaw as a Consumer Financial Services Partner in Dallas March 7, 2024

Hinshaw Adds Experienced Financial Services Litigator in New York January 31, 2024

David Schultz and Justin Penn Re-Elected as CRC 2024 Legal Advisory Board Members

January 23, 2024

David Schultz Analyzes in ARM Compliance Digest: Appeals Court Reverses Ruling on FCRA Damages November 27, 2023

Hinshaw Recognized as "Distinguished in Litigation" in BTI Consulting's Litigation Outlook 2024 Survey November 16, 2023

Hinshaw Receives Recognition in 2024 "Best Law Firms" Directory November 2, 2023

Three Hinshaw Partners Recognized by New Orleans Magazine as 2023 Top Lawyers November 1, 2023

101 Hinshaw Lawyers Recognized in 2024 Editions of Best Lawyers in America and Ones to Watch August 17, 2023

Alexandria A. Kaminski Adair L. Kingsmill Mitchell S. Kurtz Leah R. Lenz Matthew Lindsey Carol A. Lockwood Ahmad H. Mango Gabrielle Mannuzza Stephen T. Masley Liam McGing Walter McInnis Michael J. McKleroy Concepcion A. Montoya Helen G. Mosothoane **Omar Mulamekic** Cathy Mulrow-Peattie John Alexander Nader Emilio Onolfi Brian A. Paino J. Michael Paulino Justin M. Penn Nicholas A. Ponzo Ben Z. Raindorf Alfredo "Fred" Ramos Jessica A. Riley Emilia Rubin Megan E. Ryan Anthony P. Scali Kate Scolaro Eric J. Simonson Gary D. Sonnenfeld Evan N. Soyer Stewart Spielman **Claire Standish** Ryan R. Stanley Margaret S. Stefandl Gregg D. Stevens Stephen P. Strohschein Mohamed F. Sweify



Samuel Bodurtha and April Villaverde Recognized as 2023 Client Service All-Stars by BTI Consulting June 13, 2023

Hinshaw Expands Texas Presence with New Dallas Office and a Team of Financial Services Attorneys February 1, 2023

Hinshaw Adds Consumer Financial Services Partner in Chicago May 26, 2022

Hinshaw Adds Consumer Financial Services Partner Bonnie Dye in New Orleans

April 11, 2022

Hinshaw Opens DC office, Adds Consumer Financial Services Partner March 25, 2022

Hinshaw Adds Experienced Cyber and Privacy Partner in New York December 21, 2021

Hinshaw Recognized in 2022 U.S. News – Best Lawyers "Best Law Firms" Directory

November 4, 2021

Hinshaw Expands in Northeast Adding New Jersey Office and Eight Lawyers August 26, 2021

Sixty-Seven Hinshaw Lawyers Recognized in 2022 Edition of Best Lawyers August 19, 2021

Hinshaw Continues Expansion of Gulf Coast Presence with Financial Services Partner in New Orleans July 15, 2021

Hinshaw Expands Financial Services Regulatory and Compliance Practice February 16, 2021

Kimco Realty Corp. Law Firm Partnership Project Selected Among Finalists for ALM Industry Awards in Best Provider Collaboration Category January 13, 2021

Hinshaw Bolsters Gulf Coast Presence with Two Houston Partners December 17, 2020

Client Success: Development Site in Fort Lauderdale's Flagler Village Sold for \$14 Million October 1, 2020

Hinshaw Adds Five-Partner Group with Consumer Financial Services, Bankruptcy, and Commercial Litigation Experience, and Extends Southern Roots with Louisiana Presence July 20, 2020

Mark Carter Joins Hinshaw's Commercial Transactions Practice in Chicago October 15, 2019

Aimee G. Szygenda Julia H. Terry Stephanie Laird Tolson C. Charles Townsend Whitney Uicker Akeela M. White Vanessa L. Williams Brandon M. Wrazen S. Sherry Xia Todd M. Young Anthony J. Zeoli Mitchell E. Zipkin

Related Services

Antitrust & Trade Regulation

Business & Commercial Transactions

Business Formation

Corporate Governance Structure

Employee Stock Ownership Plans (ESOPs)

Family-Owned Businesses

Mergers & Acquisitions

Privacy, Security & Artificial Intelligence

Securities

Sustainability & ESG

Tax



Hinshaw Adds Jennifer L. Gray to Consumer Financial Services Practice in California August 20, 2019

Deal Spotlight: Midwest Medical Center Refinances Outstanding Tax Exempt Debt May 6, 2019

Timothy Sullivan and Michael Morehead Explain New Fed Revision of Small Bank Holding Company Policy Statement July 21, 2015

Eliot Abbott Quoted in Miami Today Article on Startup Funding October 8, 2014

Events

Hinshaw Attorneys Present at Firm-Sponsored Mortgage Bankers Association's Legal Issues and Regulatory Compliance Conference 2024 May 5-8, 2024 Manchester Grand Hyatt, San Diego, California

Jim Keeling Teams Up with Greenlink Energy Solutions to Present a Webinar on Making Solar Projects Cost-Efficient and Timely for Businesses and Higher Education Institutions May 1, 2024 Webinar

Stewart Spielman and Stephanie Tolson to Co-Present at a Risk Management Association Gulf Coast Chapter's Virtual Event on Navigating Lender Liability April 10, 2024 Virtual Event

Alexandria Kaminski to Present on New York's "Anti-Kessler Bill" at a New York Mortgage Bankers Association Webinar March 5, 2024 Webinar

Mark Belongia and William Cook to Speak on Debt Collection Compliance January 26, 2024 Webinar

Vaishali Rao and Sarah King Present on The Supreme Court's Decision on Student Loan Forgiveness November 15, 2023 Virtual Event

Brian McGrath to Speak on Loan Servicing Best Practices and Risks in New York at NYMBA's Annual Convention October 5, 2023 Turning Stone Resort & Casino, Verona, New York

Akeela White to Present at the 2023 ACA International Convention & Expo July 28, 2023

Chicago, Illinois

Deal Maker: 2023 Mid-Year Deal Analysis and Outlook May 24, 2023 Hinshaw's Chicago Office

Private Equity Market Forecast: Trends to Watch in 2022 December 1, 2021 | 12:00 p.m. Central Virtual Event



RAEDC Webinar: Understanding the Main Street Lending Program June 30, 2020 Webinar

RAEDC Webinar: How Small Businesses Can Navigate the Pandemic May 27, 2020 Webinar

Tim Sullivan to Present on Capital Raising at the IESBGA Conference May 20, 2015

Tim Sullivan to Present at Crowe Horwath LLP 2014 Annual Financial Institutions Conference December 2, 2014

Publications

New York Governor Hochul Signs Anti-Deed Theft Bill into Law: What Mortgage Lenders and Servicers Need to Know December 6, 2023 Hinshaw Alert

Restaurant Revitalization Grant Program Provides Grants to a Wide Range of Eligible Entities April 28, 2021 Hinshaw Alert

PPP Deadline Extended, Preparing for Restaurant Revitalization Grants April 2, 2021 Hinshaw Alert

American Rescue Plan Revises Paycheck Protection Program and Shuttered Venue Operator Grant Program, Establishes Restaurant Revitalization Grant Program March 23, 2021 Hinshaw Alert

PPP Updates: Calculation of the Loan Amount and Use of Loan Proceeds for Individuals Who File IRS Form 1040, Schedule C and Revisions to Eligibility Rules March 12, 2021 Hinshaw Alert

Biden Administration Issues PPP Loan Revisions Focused on Small Businesses February 26, 2021 Hinshaw Alert

SBA and U.S. Treasury Issue Interim Final Rule on Paycheck Protection Program Loan Forgiveness February 24, 2021 Hinshaw Alert

FINRA Releases Annual Report Addressing Areas of Examination Focus for 2021 February 18, 2021 Hinshaw Alert

Lender Obligations Under the Revived Paycheck Protection Program February 16, 2021 Hinshaw Alert

COVID-19 Relief Bill Creates Second Paycheck Protection Program

January 5, 2021 Hinshaw Alert



SBA Issues FAQ on Questionnaires for PPP Loans in Excess of \$2 Million December 14, 2020 Hinshaw Alert

SEC Adopts Exempt Offering Rule Changes That Increase Offering Limits and Harmonize Exempt Offerings November 18, 2020 Hinshaw Alert

SBA Questionnaires Increase Scrutiny for PPP Loans Over \$2M November 13, 2020 Hinshaw Alert

SBA Provides Guidance on Rules for M&A Transactions Involving PPP Loans October 8, 2020 Hinshaw Alert

IRS Issues Guidance on Presidential Memorandum Payroll Tax Deferral Opportunity September 11, 2020 Hinshaw Alert

Community Banks and the COVID-19 Crisis: CBLR and CECL September 10, 2020 Hinshaw Alert

New Interim PPP Rules Address Owner-Employee Compensation, Sub-Tenants, and Rent Payments to a Related Party September 10, 2020 Hinshaw Alert

PPP Loans and M&A Transactions: Considerations for Lenders and Buyers September 3, 2020 Hinshaw Alert

New Supplemental Guidance Issued for PPP Loan Program August 11, 2020 Hinshaw Alert

Main Street Lending Program Expanded for Nonprofit Organizations July 29, 2020 Hinshaw Alert

SBA and Treasury Provide PPP Loan Forgiveness Applications July 16, 2020 Hinshaw Alert

A Summary of PPP Updates, Including Early Filing of Forgiveness Application July 13, 2020 Hinshaw Alert

Federal Reserve Expands Scope of Loan Options and Size of Eligible Businesses Under Main Street Lending Program June 15, 2020 Hinshaw Alert

Legislative Fix for PPP Loan Forgiveness Problems June 4, 2020 | Updated June 9, 2020 Hinshaw Alert

SBA Issues Interim Final Rule on PPP Loan Forgiveness May 27, 2020



Hinshaw Alert

SBA Releases PPP Loan Forgiveness Application May 18, 2020 Hinshaw Alert

SBA Provides Additional Guidance on Review of Economic Uncertainty Certifications Made by PPP Loan Applicants May 13, 2020 | Updated May 14, 2020 Hinshaw Alert

Federal Reserve Board Expands Scope and Eligibility of Main Street Lending Program May 8, 2020 Hinshaw Alert

PPP Loan Proceeds Return Date Extended, Tips on Preparing for a PPP Loan Audit May 6, 2020 Hinshaw Alert

IRS Position on the Deductibility of Expenses Paid with PPP Loan Proceeds May 1, 2020 Hinshaw Alert

Borrowers Beware: Audits of PPP Loans in Excess of \$2 Million and Economic Uncertainty Certification April 30, 2020 Hinshaw Alert

SBA May Review Economic Uncertainty Certifications as Criticism Mounts Over PPP Loan Requests by Large Businesses with Adequate Sources of Liquidity and PPP Loan Forgiveness April 24, 2020 Hinshaw Alert

A Funding and Business Viability Checklist for Companies Contending with Effects of the COVID-19 Crisis March 27, 2020 Hinshaw Alert

Capital Simplification for Community Banking Organizations October 29, 2019 Hinshaw Alert

SEC Adopts JOBS Act Crowdfunding Rules November 18, 2015 Corporate / Financial Institutions Alert

Federal Reserve Revises Small Bank Holding Company Policy Statement by Increasing Asset Limit and Including Savings & Loan April 15, 2015

Corporate / Financial Institutions Alert

SEC Adopts Rules to Increase Access to Capital for Smaller Companies March 30, 2015

Corporate / Financial Institutions Alert

SEC Adopts Rules to Facilitate Smaller Companies' Access to Capital March 26, 2015 Corporate / Financial Institutions Alert

Illinois Appellate Court Reviews the Rights of a Lender as a Mortgage Holder Under a Standard Mortgage Clause in an Insurance Policy



March 25, 2015 Corporate / Financial Institutions Alert

Accumulated Other Comprehensive Income (AOCI) Opt-Out Election

March 25, 2015 Corporate / Financial Institutions Alert

Fed proposes rules to increase the asset limit under the Small Bank Holding Company Policy from \$500 million to \$1 billion February 3, 2015 Corporate / Financial Institutions Alert

U.S. Supreme Court Confirms Truth In Lending Act Rescission Notice Requirements January 21, 2015 Corporate / Financial Institutions Alert

AOCI Opt-Out Election Must be Made on Call Report or FR Y-9C (if applicable) for the Quarter Ending March 31, 2015 January 20, 2015 Corporate / Financial Institutions Alert

FDIC Clarifies Bank Brokered Deposit Expectations and Requirements January 15, 2015 Corporate / Financial Institutions Alert

Good News for Community Banks — Legislation Enacted Which Doubles Threshold for Small Bank Holding Company Policy Statement December 19, 2014 Corporate / Financial Institutions Alert

Consumer & Class Action Litigation Newsletter - August 2013 August 5, 2013

Consumer & Class Action Litigation Newsletter - June 2013 June 12, 2013

Illinois Supreme Court Adopts Rules Relating to the Home Foreclosure Process March 5, 2013 Corporate / Financial Institutions Alert

CFPB Adopts Mortgage Servicing Rules February 11, 2013 Corporate / Financial Institutions Alert

Consumer Financial Protection Bureau Adopts Loan Originator Compensation and Qualification Rules February 4, 2013 Corporate / Financial Institutions Alert

SEC Approves NYSE and Nasdaq Rules on Independence of Compensation Committee Members and Advisers January 31, 2013 Corporate / Financial Institutions Alert

Consumer Financial Protection Bureau Adopts Ability to Repay and Qualified Mortgage Rules January 24, 2013 Corporate / Financial Institutions Alert

SEC Proposes to Eliminate the Prohibition Against General Solicitation and Advertising in Certain Private Offerings September 20, 2012 Corporate / Financial Institutions Alert

Listing Standards for Compensation Committees



July 19, 2012 Corporate / Financial Institutions Alert

FRB, FDIC and OCC Issue Proposals Revising Bank Regulatory Capital Requirements and the Risk-Weighted Asset Rules

July 5, 2012 Corporate / Financial Institutions Alert

JOBS Act—SEC Guidance on Scaled Disclosure and Other EGC Issues May 23, 2012 Corporate / Financial Institutions Alert

JOBS Act – SEC Guidance on Scaled Disclosure and Other Emerging Growth Company Issues May 3, 2012 Corporate / Financial Institutions Alert

Central District of Illinois Bankruptcy Rulings Present New Challenges to Perfection of Security Interests April 24, 2012 Corporate / Financial Institutions Alert