SpencerFane®

Bitcoin, Blockchain, and Digital Assets

From mining to policy making, we know the crypto industry.

The Spencer Fane Bitcoin, Blockchain, and Digital Assets team brings clients – from sophisticated multinational institutions to pre-launch startups – safely through the most significant legal and business issues shaping the future of the financial sector and digital assets.

Overview

A cross-disciplinary team that covers a wide range of the most significant areas of the growing digital assets sector

We represent clients who mine, hold, trade, bank, and custody cryptocurrencies. As thought leaders in the industry, our attorneys have actively engaged in policy making and advocating on behalf of clients through meeting with legislators and assisting with the drafting of bills and serving on the boards of organizations committed to education and adoption of blockchain technologies.

Members of our Bitcoin, Blockchain, and Digital Assets team advise on:

Banking compliance, we consult and advise on legal permissibility determinations and assist clients to implement the needed enterprise risk management and compliance programs to support digital asset banking services.

Business and financing, our team advises emerging fintech developers and platforms on entity formation, capital raising transactions, general board and fiduciary duties, and other corporate counseling needs.

Cybersecurity and digital asset theft incident response, we proactively counsel companies on how to understand and assess cyber risk related to digital asset ecosystems and working with law enforcement following events of fraud, hacking, and cybersecurity breaches.

Estate planning and succession, we routinely support clients in the generation, capture, and preservation of generational wealth in the form of digital assets.

Mining operations, we represent dedicated Bitcoin mining operations through formation, fundraising, hosting agreements, compliance, and all aspects of operations.

Political law, we provide legal advice related to federal and state political activities, including formation of PACs, trade associations, and lobbying compliance.

Regulatory compliance and investigations, our team assists clients with internal and externally prompted investigations and enforcement actions, and often advise proactively on compliance programs and risk management infrastructure.

Regulatory relations and government affairs, we advocate on behalf of clients to draft and inform pending state and federal legislation relating to regulation of stablecoins, Bitcoin, altcoins, smart contracts, tokens, and other digital assets.

Securities regulation, we represent private investment funds focused on digital assets and NYSE-listed public companies in conducting internal investigations and in successfully negotiating resolutions of investigations and enforcement actions with the SEC.

Tax, our team advises on all aspects of federal, state, and international tax law, providing strategic tax planning guidance and resolving tax matters before the IRS and the U.S. Tax Court.