CONTENTS

ARTICLES

The Future of Community Banking........................................Anthony Gaeta, Jr. 1

De Novo Banks: Viable Business Model Or Quaint Relic From the Past?.........................Ray Grace 7

New Wine Into Old Bottles: Fintech Meets the Bank Regulatory World.................................John L. Douglas 17

Chapter 2 in the History of CMBS: Coming to Terms with the New Rules..............................Alan Kronovet

Chris van Heerden 67

Leveraged Lending Guidance and Enforcement: Moving the Fulcrum.................................PETER WEBB 91

The Dodd-Frank Act is Working and Will Protect the American People If It is Not Killed Before Fully Implemented..............................................................Dennis M. Kelleher

Stephen W. Hall

Frank Medina 127

NOTES & COMMENTS

I. Bank Compliance

Customer Due Diligence: FinCEN and the Beneficial Ownership Requirement for Legal Entity Customers.................................................Adam S. Coto 145
II. Bank Director Liability

FDIC v. Rippy:
Due Care and the Business Judgment Rule in the Fourth Circuit and the Potential Implications for the Banking Industry................................. \textit{Cory A. McKenna} 189

III. Consumer Financial Protection Bureau

Pre-Dispute Mandatory Arbitration Clauses in Consumer Financial Products:
The CFPB’s Proposed Regulation and Its Consistency with the Arbitration Study................................. \textit{Brenna A. Sheffield} 219

The Banking Shuffle:
Barring the Reordering of Consumer Transactions and Other Recommendations.............. \textit{Tanisha M. Edwards} 253

IV. Cybersecurity and Financial Institutions

Cybersecurity for Financial Institutions:
The Integral Role of Information Sharing in Cyber Attack Mitigation................................. \textit{Ariana L. Johnson} 277

Less is NOT More:
The Need to Regulate Apple Pay........................................ \textit{Maxwell L. Gregson} 311

V. Dodd-Frank Wall Street Reform Act

Section 622 of the Dodd-Frank Act:
Self-Defeating Liability Concentration Limits................................. \textit{S. Kenneth Lee} 339
Stress Testing Under Dodd-Frank:
Easing the Regulatory Burden for
Midsize Financial Companies............JAMES F. POWERS III  361

The Volcker Rule:
Clarifying the Anti-Evasion
Provision to Facilitate
Compliance.............................................VINITA TANDON  385

VI. Securities Regulation

Judge, Jury, and Executioner:
SEC Administrative Law Judges
Post- Dodd Frank.................................GILES D. BEAL IV  413

The So-Called Democratization
of Capital Markets:
Why Title III of the JOBS Act
Fails to Fulfill the Promise
of Crowdfunding......................................MAX E. ISAACSON  439