



Andrew Grant

Associate

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Andrew W. Grant advises on the full spectrum of regulatory compliance matters related to the use of electronic signatures, records and identity management to enable digital transactions (including smart contracts) in the online and mobile environment in compliance with the federal Electronic Signature in Global and National Commerce Act (ESIGN Act) and state adoption of the Uniform Electronic Transactions Act (UETA) across multiple sectors including financial services, insurance, healthcare, retail, real estate and human resources.

Further, Mr. Grant advises financial institutions, such as banks, non-bank lenders, loan servicers, money transmitters, blockchain and digital currency companies, and other related entities on regulatory compliance matters related to consumer financial services. Specifically, Mr. Grant advises both bank and non-bank financial services companies on a wide range of matters including the Truth-in-Lending Act (TILA); the Equal Credit Opportunity Act (ECOA); Unfair, Deceptive, or Abusive Acts or Practices (UDAAP); the Fair Debt Collection Practices Act (FDCPA); the Fair Credit Reporting Act (FCRA); the Consumer Leasing Act (CLA); the Electronic Fund Transfer Act (EFTA); various articles of the Uniform Commercial Code (UCC), including Articles 2A, 3, 4A, and 9; and state money transmitter laws, including their applicability to digital currency companies.

Mr. Grant also advises both bank and non-bank financial services companies (FinTech companies) on regulatory issues involved with structured finance and securitization transactions, including issues related to Madden and True Lender concerns as well as overall regulatory due diligence. Mr. Grant's practice also including counseling entities on privacy and data security related matters, including compliance with the Gramm-Leach-Bliley Act (GLBA), the California Consumer Protection Act (CCPA), the Telephone Consumer Protection Act (TCPA), and the CAN-SPAM Act.

Mr. Grant has an active pro bono practice, with a particular focus on immigration and asylum matters.

RELATED SERVICES

- Intellectual Property and Technology

EXPERIENCE

As part of his practice, Andrew regularly:

- Analyzes electronic signature and record platforms to ensure delivery, presentation, management and execution of electronic signatures and records comply with all applicable laws, regulations and industry standards, including ESIGN, UETA, eNotary

laws and Fannie Mae and Freddie Mac eMortgage requirements

- Advises on compliance with the TCPA, CAN-SPAM and other federal and state laws when communicating with customers
- Advises on matters involving digital currencies, blockchain technologies and smart contracts
- Counsels on federal and state law issues related to credit cards, prepaid cards, retail installment plans (RISAs) and other methods of payment, including mobile payments and gift cards, throughout the life-cycle of the product, including the Truth-in-Lending Act (TILA); the Equal Credit Opportunity Act (ECOA); Unfair, Deceptive, or Abusive Acts or Practices (UDAAP); the Fair Debt Collection Practices Act (FDCPA); and the Electronic Fund Transfer Act (EFTA)
- Evaluates business plans to identify licensing and regulatory requirements and assist clients in securing state licenses necessary to engage in consumer lending and loan brokering

CREDENTIALS

Admissions

- District of Columbia
- Maryland

Recognitions

- *Super Lawyers*: Rising Star, Banking, Consumer Law 2016
- *Super Lawyers*: Rising Star, Banking, Consumer Law 2015
- *Super Lawyers*: Rising Star, Banking 2014

Education

- J.D., Washington College of Law
magna cum laude
- B.A., American University
cum laude

INSIGHTS

Publications

Legislators and regulators continue to support digital transformation

26 February 2021

Endorsing the movement towards digital transformation.

eSignature and ePayment News and Trends

26 February 2021

eSignature and ePayment News and Trends

How legislatures and regulators endorse the movement towards digital transformation.

[UPDATED] Coronavirus: Federal and state governments work quickly to enable remote online notarization to meet global crisis

11 February 2021

Federal and state governments are moving quickly to enable fully electronic processes to keep businesses operating.

CFPB Taskforce on Federal Consumer Financial Law proposes changes to ESIGN

5 February 2021

The CFPB looks at the consumer consent requirements triggered when information must be provided or made available to a consumer "in writing."

eSignature and ePayment News and Trends

5 February 2021

eSignature and ePayment News and Trends

The CFPB looks at "in writing" consumer consent requirements; plus reports on new federal and state laws and regulatory activities and fresh judicial precedent.

Consumer Finance Regulatory News and Trends

12 January 2021

Consumer Finance Regulatory News and Trends

CFPB's Taskforce on Federal Consumer Financial Law publishes report and recommendations.

eSignature and ePayment News and Trends

30 December 2020

eSignature and ePayment News and Trends

CFPB finalizes additional requirements regarding debt collection – plus latest legal, regulatory and case law developments.

Consumer Finance Regulatory News and Trends

15 December 2020

Consumer Finance Regulatory News and Trends

The OCC has issued a final rule that determines when a national bank or federal savings association makes a loan and is the "true lender," including in the context of a partnership between a bank and a third party.

eSignature and ePayment News and Trends

3 December 2020

eSignature and ePayment News and Trends

CFPB finalizes debt collection rules, addressing use of electronic communications; court finds no private right of action under ESIGN; plus latest legal, regulatory and case law developments.

Consumer Finance Regulatory News and Trends

18 November 2020
Consumer Finance Regulatory News and Trends
CFPB issues rule implementing the Fair Debt Collection Practices Act.

Electronic signature hygiene – taking steps to help ensure that your electronic signature process allows you to enforce a disputed signature

2 November 2020
Two recent cases show the importance of developing a clear, enforceable electronic signature process.

eSignature and ePayment News and Trends

2 November 2020
eSignature and ePayment News and Trends
Electronic signature hygiene – does your electronic signature process allow you to enforce a disputed signature? Plus latest legal, regulatory and case law developments.

Consumer Finance Regulatory News and Trends

13 October 2020
Consumer Finance Regulatory News and Trends
CFPB seeks comments on potential changes to Regulation B.

Regulator strategies for encouraging innovation may be more relevant as firms move to digital offerings

30 September 2020
Seeking to promote innovation by giving financial firms more opportunities and compliance flexibility to try new technologies, practices and methods.

eSignature and ePayment News and Trends

30 September 2020
eSignature and ePayment News and Trends
CFPB seeks to promote innovation by giving financial firms more opportunities and compliance flexibility to try new technologies, practices and methods – plus latest legal, regulatory and case law developments.

Want to receive 4506-T documents electronically? Ensure you are addressing recent changes

2 September 2020
Two substantive changes to the way lenders can receive signed 4506-T documents.

eSignature and ePayment News and Trends

2 September 2020
eSignature and ePayment News and Trends

Want to receive 4506-T documents electronically? Ensure you are addressing recent changes - plus latest legal, regulatory and case law developments.

Consumer Finance Regulatory News and Trends

28 August 2020

Consumer Finance Regulatory News and Trends

CFPB issues RFI on Equal Credit Opportunity Act and Regulation B.

CCPA regulations take effect with a few minor changes

19 August 2020

The final approved CCPA regulations take effect immediately.

National banks may provide cryptocurrency custody services – exchanges will soon face competition

30 July 2020

The OCC issues Interpretive Letter #1170.

eSignature and ePayment News and Trends

30 July 2020

eSignature and ePayment News and Trends

OCC says national banks may provide cryptocurrency custody services – plus latest legal, regulatory and case law developments

Bank partnership updates: FDIC finalizes "valid when made" rule; Colorado court says privilege of interest-rate exportation does not apply to third-party assignees; OCC to propose "true lender" rule

2 July 2020

Updates about three recent events related to the bank partnership model.

eSignature and ePayment News and Trends

2 July 2020

eSignature and ePayment News and Trends

Honoring National E-SIGN Day – plus latest legal, regulatory and case law developments

CFPB provides COVID-19 temporary supervisory and enforcement flexibility for E-SIGN compliance for certain credit card transactions

5 June 2020

However, the CFPB statement limits this flexibility to certain circumstances.

COVID-19 spurs digital transformation and electronic use and acceptance

3 June 2020

Steps to help to ensure enforceability and meet compliance obligations.

eSignature and ePayment News and Trends

3 June 2020

eSignature and ePayment News and Trends

COVID-19 spurs digital transformation and electronic use and acceptance, plus latest legal, regulatory and case law developments.

Coronavirus: the federal government is working quickly to fund the efforts of small business to recover from the global crisis: electronic signatures are permitted

13 May 2020

Electronic signatures are permitted as part of the Paycheck Protection Program and Main Street Lending Program.

eSignature and ePayment News and Trends

30 April 2020

eSignature and ePayment News and Trends

Some key considerations for lenders looking to close loans electronically, either in person or remotely, plus latest regulatory, legal and case law developments around eSignatures and ePayments.

eSignature and ePayment News and Trends

March/April 2020

eSignature and ePayment News and Trends

COVID-19 special edition

Task Force on Artificial Intelligence hearing: Equitable Algorithms: Examining Ways to Reduce AI Bias in Financial Services – key testimony on challenges and opportunities

28 February 2020

What does it mean to design ethical algorithms that are transparent and fair, and how do we program fairness? Testimony before the House Task Force on Artificial Intelligence.

eSignature and ePayment News and Trends

28 February 2020

eSignature and ePayment News and Trends

What does it mean to design ethical algorithms that are transparent and fair? Testimony from the latest House Task Force on AI hearing; plus latest legal, regulatory and case law developments.

eSignature and ePayment News and Trends

30 January 2020

eSignature and ePayment News and Trends

The impact of the newly effective California Consumer Privacy Act on commercial websites and mobile applications, plus latest legal, regulatory and case law developments.

Artificial intelligence software tools tested for demographic impact

20 December 2019

A NIST report quantifying demographic differences in nearly 200 face recognition algorithms found “empirical evidence for the existence of a wide range of accuracy.”

eSignature and ePayment News and Trends

20 December 2019

eSignature and ePayment News and Trends

In this issue, a NIST report examines the demographic accuracy of nearly 200 facial recognition algorithms; plus latest developments from the legislatures, the regulators and the courts.

Financial institutions and technology vendors: requirements and expectations when safeguarding customer information

25 November 2019

Guidance from the FDIC contains valuable advice for any business contracting with a technology vendor, and it alerts vendors to what their financial institution customers will be asking of them.

eSignature and ePayment News and Trends

25 November 2019

eSignature and ePayment News and Trends

In this issue, requirements and expectations for financial institutions and tech vendors striving to safeguard customer information, plus the latest developments from the legislatures, the regulators and the courts.

eSignature and ePayment News and Trends

31 October 2019

eSignature and ePayment News and Trends

In this issue, the potential risks in relying on a data processing system that may contain a programming or processing error, plus latest developments from the legislatures, the regulators and the courts.

Testing and protecting key data processing systems

31 October 2019

Protecting the integrity of key systems through regular evaluation and testing is important to every business that relies on system outputs to process transactions or to make, or help make, transaction decisions.

US Supreme Court denies review of *Robles v. Domino's Pizza*, opening door to more lawsuits on website and mobile app accessibility claims

16 October 2019

Does the ADA apply to websites and mobile apps?

eSignature and ePayment News and Trends

27 September 2019

eSignature and ePayment News and Trends

In this issue, the future of identity in financial services, plus latest developments from the legislatures, the regulators and the courts.

eSignature and ePayment News and Trends

30 August 2019

eSignature and ePayment News and Trends

In this issue, an analysis on the requirements for receiving an electronically signed 4506-T form, plus latest developments from the legislatures, the regulators and the courts.

eSignature and ePayment News and Trends

31 July 2019

eSignature and ePayment News and Trends

In this issue: without proper consideration of the NACHA rule change and the CFPB consent order, banks processing ACH debits may be exposed to unnecessary risk; plus latest developments from the legislatures, the regulators and the courts.

eSignature and ePayment News and Trends

28 June 2019

eSignature and ePayment News and Trends

In this issue, an analysis of California's recent law regarding chatbots, plus the latest developments from the legislatures, the

regulators and the courts.

Website accessibility – not just about complying with the ADA

31 MAY 2019

Both regulatory and litigation risks related to website accessibility are on the rise.

eSignature and ePayment News and Trends

31 MAY 2019

eSignature and ePayment News and Trends

In this issue, website accessibility – the growing regulatory and litigation risk, plus latest developments from the legislatures, the regulators and the courts.

eSignature and ePayment News and Trends

30 APR 2019

eSignature and ePayment News and Trends

In this issue, Washington state moves closer to E-SIGN, plus the latest developments from the legislatures, the regulators and the courts.

As new prepaid rule takes effect, virtual currency wallet providers need to take notice

29 MAR 2019

While much focus has been on how the new rule impacts traditional prepaid card issuers, the Prepaid Rule is sufficiently broad that it could apply to virtual currency wallets.

eSignature and ePayment News and Trends

29 MAR 2019

eSignature and ePayment News and Trends

In this issue, the new prepaid rule may affect virtual currency wallet providers, plus the latest developments from the legislatures, the regulators and the courts.

- ["Task Force on Artificial Intelligence – hearing to discuss use of AI in contact tracing,"](#) *Technology's Legal Edge*, July 29, 2020
 - "Task Force on Artificial Intelligence hearing: the future of identity in financial services – key testimony on threats, challenges, opportunities," *DLA Piper*, September 17, 2019
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- "Remote Online Notarization is Here to Stay," *American Bar Association*, July 23, 2019
- "eSignature and ePayment News and Trends," May 2, 2018
- "2 Litigation Trends Offer Guidance On TCPA Compliance," *Law360*, September 7, 2017
- *Consumer Financial Services Answer Book 2016*, Chapter on Credit Cards and Short-Term Lending
- "FCC's Order for TCPA 'Clarity' May Raise More Questions Than It Answers," *Bloomberg BNA*, August 25, 2015
- *Consumer Financial Services Answer Book 2015* - Chapter on Credit Cards
- "The Future of Social Media Use by Financial Institutions," *Westlaw Journal Bank & Lender Liability*, December 2, 2013
- "NACHA's Guidelines for Bill Payments Via QR Codes" *E-Finance & Payments Law & Policy*, April 16, 2013

Events

- Speaker, "2018 B2B Media Success Conference and Azbee Awards of Excellence Banquet – Website Accessibility under the American with Disabilities Act," American Society of Business Publication Editors (ASBPE), May 2018

NEWS

DLA Piper advises APA in investment from Ron Burkle's Yucaipa Companies

9 September 2020

DLA Piper represented Beverly Hills-based talent agency APA in a major non-equity financial investment from The Yucaipa Companies firm.
