**I. Welcome and Introduction (5 mins)**

* Brief introduction of the presenters
* Overview of the presentation's objectives and topics to set context

**II. Shifting Priorities in Washington 10 mins**

* Anticipate a focus on deregulation by the Trump administration; may impact the following:
  + AI
  + Cryptocurrency
  + Fintech
  + Credit cards
* Reduced role of administrative state generally across federal agencies
  + Examples include reduction in FBI, DOE, USAID, and others
* In Congress, potential areas of bipartisan alignment on various topics:
  + Late fees
  + Interest rates
  + Data protection and security
  + Call blocking + text blocking protections
  + Additional Consumer protections in medical, student loan, and EWA/other emerging financial products,
  + A focus on previously unregulated commercial debt, especially as is applies to small businesses, my fall in this area

**III. What is the Future of the CFPB? 10 mins**

* A quick look back at first Trump term and Director Kraninger tenure for guidance
* DOGE approach
  + CFPB is a duplicative agency and should be abolished
* Congressional approach
  + Nearly impossible to abolish entirely with current thin margins
  + Bi-partisan commission similar to FCC?
  + HFSC already considering bill to subject CFPB to appropriations process
  + Potential CRA efforts to overturn CFPB rules finalized in fall/winter 2024 prior to new administration and status of same
* Acting Director’s approach
  + Current status of freeze on CFPB enforcement, rulemaking, and litigation stayed to align with new Administration’s priorities
  + Status of supervisory activities
  + Consumer complaint management
* Forecasting future activities and priorities
  + Reduced enforcement: volume of actions may not decrease, but fines and penalties likely will based on past precedent.
  + Anticipated rulemaking activities to amend existing rules/proposed rules
  + More traditional approach to defining and enforcing fair lending
  + Supervisions to likely continue in full force as they always have

**IV. Judicial Deference in a Post-*Chevron* world - 10 mins**

* Why this matters?
  + Basis on which to challenge existing and future rulemaking efforts
  + Courts no longer have to defer to such rules but can engage in own, independent analysis to decide whether to apply the rule
* Discussion of *Chevron* Deference
  + Overview and implications
* What *Loper Bright* changed
  + Case study and impact
  + Options in litigation and/or challenging existing rules
* Other strategies to challenge rules
  + Auer Deference
  + Major Questions Doctrine

**VII. Anticipated Industry Impacts – 15 mins**

* Anticipate variety of challenges and potential changes to various final rules
  + E.g., overdraft fees, late fees, 1071 rule, medical debt credit reporting rule, BNPL/TILA rule; Repeat Offender Database
* States likely to legislate and enforce in areas perceived as lacking adequate oversight/regulation at the federal level
  + Medical debt collections
  + Student loan servicing and collections
  + Small business collections (*See* CA SB1286 and otherwise)
  + AI use and disclosure in collections and traditional business
  + Credit reporting limitations, including data aggregation
  + Coerced debt statutes
  + EWA statutes limiting collection activities
  + Increase licensing and related monitoring
* How adjust compliance and operations to ensure compliance across ever-shifting landscape of legal and regulatory requirements
* Discuss potential risk management strategies
* Importance of staying informed about regulatory changes

**IX. Conclusion – 10 mins**

* **Final Thoughts**
  + The importance of adaptability and preparedness
* **Q&A Session**
  + Open floor for questions and discussion