Overview

Dykema is recognized by industry leaders, leading industry publications, and peers as having one of the leading Financial Industry Groups in the United States. With a national presence and top-tier practitioners, Dykema provides legal representation and strategic counsel to all types of financial services companies. Our clients benefit from the combination of first-rate courtroom advocacy and an informed understanding of the regulatory landscape, which together form the foundation from which Dykema's Financial Industry Group serves many of the most preeminent financial organizations in the country.

Bank Regulatory

We represent banks and other regulated financial service companies on a full range of regulatory and corporate matters, including formation, trust activities, bank powers, money-laundering compliance and a wide-range of related federal and state laws. Read more.

Representation of Financial Institutions in Bankruptcy & Workout Matters

The Firm's skilled bankruptcy practitioners, transactional attorneys, and seasoned litigators come together to provide strategic solutions for clients involved in or dealing with distressed or nonperforming loan situations. Our team has vast experience in all aspects of law surrounding financially troubled companies, applying an interdisciplinary approach to best represent lenders, mutual funds, hedge funds, insurance companies and middle market businesses facing restructuring of existing credit facilities, in- and out-of-court workouts, and insolvency-related litigation. Read more.

Commercial Lending

Dykema's team of transactional, tax and regulatory attorneys provides sophisticated, effective advisement on complex loan transactions, from asset-based loans, club deals and syndicated loans to ESOP loans, Euro-based financing and subordination agreements, to a diverse group of lenders and borrowers. Backed by an uncommon level of knowledge and experience in all aspects of lending, Dykema counsels lenders and borrowers on the full spectrum of loan transactions. Read more.

Commercial Mortgage-Backed Securities

Dykema's cross-departmental team of attorneys collaborate to provide its CMBS special servicer clients creative, aggressive, and cost-effective solutions to assist with enforcing their rights. Our team is trained in the areas of workout, litigation, foreclosure, real estate, tax, bankruptcy, front-end loan documentation and leasing. Clients understand our deep commitment and dedication to providing the highest quality of work, and appreciate our responsiveness and laser focus on obtaining the most efficient and effective results. Read more.
Consumer Financial Services

Dykema provides ongoing counseling and litigation services to credit providers on federal consumer lending laws regarding disclosure requirements, credit reporting, collection practices and other related federal laws. We counsel and defend clients, primarily in putative class actions, on various federal and state laws affecting consumer lending. A recognized leader in the field, Dykema publishes the NextGen Financial Services Report (www.nextgenfinancialservicesreport.com), a blog that provide news and thoughtful analysis of the most pertinent issues in the consumer and commercial financial services industry. Read more.

Debt Acquisition Counseling

Dykema has one of the largest and most diverse litigation and counseling practices in the nation representing the debt acquisition industry. Our cross-disciplinary team brings together experienced attorneys from Dykema’s national consumer financial services, class action defense, government policy, tax, employment and business services practices to serve some of the largest companies in the debt acquisition and collection industry. Read more.

Financial Services Litigation – Commercial and Consumer

Dykema’s Financial Services Litigation – Commercial and Financial Services Litigation – Consumer teams are nationally known for their vigorous and efficient representation in financial services disputes. We represent many of the largest financial services companies throughout the United States, including banks, mortgage and auto finance companies, retailers, credit card issuers, and many others. Among our institutional clients are nine of the ten largest banks and seven of the ten largest mortgage servicers. We also represent large, mid-sized, regional and community banks, large CMBS (commercial mortgage-backed securities) special servicers, C&I (commercial and industrial) debt investors, private equity investors and funds, REITs (real estate investment trusts), and REMIC (real estate mortgage investment conduit) trustees. Read more and read more.

Financial Services Regulatory & Compliance

We represent financial services clients, including creditors, servicers, secondary market participants, vendors and technology service providers, in a wide variety of compliance and regulatory matters. We provide industry-specific and product-specific advice and counsel regarding a wide range of retail and consumer financial products and services. We also have extensive experience in electronic delivery of financial products and services, a significant space in which we represent some of the nation’s leading banks, non-depositories, service providers and vendors. Read more.

Structured Finance

Our lawyers represent issuers, underwriters, and special purpose entities in all phases of asset- and mortgage-backed debt financings, whether structured as a secured commercial loan or an issuance of asset or mortgage-backed securities. Read more.

Automotive Finance

Our Firm has grown and evolved alongside the automotive industry. Our decades of knowledge and experience in this field inform our representation of automotive financial services clients. Read more.

Publications

"TCPA Protection Against Robocalls Upheld. Did the Supreme Court Sacrifice the Right of Free Speech For the Sake of Rescuing a Bad Statute?"  
July 6, 2020  
NextGen Financial Services Report

"The Battle Over the Constitutionality of the CFPB Is Finally Settled… So What Now?"  
July 2, 2020
NextGen Financial Services Report

"Church and State: Determining Ownership of Church Property After Schism"
June 30, 2020

Texas Lawyer

"HEROES Act Includes Potentially Disastrous FCRA Amendments"
May 28, 2020

NextGen Financial Services Report

Credit Reporting Agencies Are Not Required to Determine What Is a “Legally” Valid Debt
May 19, 2020

NextGen Financial Services Report

"Bankruptcy On Ice III – The Freeze Extends Temporary Suspensions of Chapter 11 Cases"
May 11, 2020

NextGen Financial Services Report

"Are Debtors Eligible to Receive PPP Loans? Bankrupt Companies and the SBA Wage War Over Critical CARES Act Program Eligibility"
May 5, 2020

NextGen Financial Services Report

Escaping Paper and Going Digital
May 2020

MReport

"Bankruptcy on Ice II – an Early Spring Thaw for Bankruptcy Courts?"
April 23, 2020

NextGen Financial Services Report

"Credit Reporting During the COVID-19 Pandemic: What You Need to Know"
April 20, 2020

NextGen Financial Services Report

"Bankruptcy on Ice – Retail Debtors Taking Steps to Freeze Chapter 11 Bankruptcy Proceedings Based on COVID-19 Issues"
April 16, 2020

NextGen Financial Services Report

"Illinois Courts May Increasingly Embrace Equity Receiverships"
April 16, 2020

Law360

"How The CARES Act Will Impact Small Business Bankruptcies"
March 26, 2020

NextGen Financial Services Report

"Bankruptcy Courts Remain 'Open For Business'"
March 20, 2020

NextGen Financial Services Report

"Federal Financial Institutions Examination Council Issues Statement on Pandemic Planning"
March 12, 2020

NextGen Financial Services Report

"Bankers: Are you having the right conversations with your customers around COVID-19?"
March 5, 2020

NextGen Financial Services Report

"On Compliance: Should Your Credit Union Be A Plaintiff In A Data Breach Class Action Suit?"
July 25, 2019

Credit Union Management
"Interpreting RESPA’s Regulation X"
January 2019
DSNews Black Book

"What’s Past is Prologue: Applying lessons from the financial crisis to the future of eMortgage and eNote litigation"
November 2018
National Mortgage Professional Magazine, Vol. 10, No. 11

"Treating ICOs and Cryptocurrencies the Same Way is an Expensive Mistake"
September 11, 2018
PaymentsSource

"High Court Could Settle Preemption Questions For Banks"
September 6, 2018
Law360

"Mobile Wallets/Mobile Payments and Peer-to-Peer Payments," Chapter 4
January 2018
Electronic Payment Systems: Law and Emerging Technologies

"Nonbank Money Transmitters," Chapter 3, Co-Author
January 2018
Electronic Payment Systems: Law and Emerging Technologies

"How & Why Smart Systems Present New Legal Challenges"
December 2, 2017
Texas CEO Magazine

"What’s Next After Calif. Homeowner Bill Of Rights Sunsets"
November 22, 2017
Law360

"EU-U.S. Privacy Shield – Recent Challenges: Impact on the U.S. and What Businesses Need to Know"
December 29, 2016
World Data Protection Report

"Looking Ahead to the US FinTech Regulatory Landscape for 2017"
December 2016
Payments & FinTech Lawyer

"BNA Insights: OCC Takes the Lead in Regulating Fintech"
August 1, 2016
Bloomberg BNA’s Banking Report

"The US OCC holds forum on innovation in banking system"
July 6, 2016
E-Finance & Payments Law & Policy

"Why 'Compliance by Design' Must Be on Fintech's Roadmap"
May 16, 2016
Bloomberg BNA Insights

"CFPB Rule Is Keen On Restricting Arbitration Clauses"
May 11, 2016
Law360

"Policy Voices: The Data Security Threat in the Mirror"
May 5, 2016
Chicagoland Chamber of Commerce

"Resurgence Of 'Negligent Loan Servicing' Theory In Calif."
September 17, 2014
Law360
"Five Big Questions on Innovation"
August 2014
_BPI Network_

“Sixth Circuit Broadens FDCPA Verification Requirements for Debt Collectors”
July 24, 2014
_InsideARM.com_

**Speaking Engagements**

Webinar: Answering Your Loan Modification, Loan Workout, and Loan Enforcement Questions in the COVID-19 Era
April 16, 2020

Dykema’s 14th Annual M&A Outlook Survey
October 30, 2018

The Future of Home Loans: eNotes and eMortgages
July 17, 2018

*Regtech Fintech Track: Update on eNotes and eMortgages*, Speaker, Mortgage Bankers Association’s Legal Issues & Regulatory Compliance Conference 2018, Los Angeles, California
May 1, 2018

The New Successor in Interest Rules: What Mortgage Servicers Need to Know
February 27, 2018

_The Internet of Things – Key Legal Considerations_, American Bar Association Business Law Section,
October 6, 2016

_Integrated TILA/RESPA Disclosures_, Austin Bar Association Financial Institutions Section, Austin, Texas
May 29, 2015

_RESPA Sec. 8 Enforcement: CFPB Scrutiny of Settlement Fees, AFBAs and Marketing Service Agreements_, " Strafford Live CLE Webinar
March 4, 2015

_Current Credit Reporting Issues for Debt Buyers_, 18th Annual Debt Buyer’s Association (DBA) International Annual Conference, Las Vegas, Nevada
February 3-5, 2015

_State Compliance Developments_, General Session, Mortgage Bankers Association Regulatory Compliance Conference, Washington, DC
September 2014

September 2014

September 2014

_Navigating Social Media and Advertising Challenges_, American Association of Residential Mortgage Regulators Annual Conference, Seattle, Washington
August 2014

_Public Disclosure of Consumer Complaint Narratives: The CFPB’s Latest Consumer-Protection Initiative_, Financial Institutions Committee of the Business Law Section of the California State Bar
August 12, 2014

_CFPB Impact on the Reverse Mortgage Industry_, American Conference Institute 3rd National Summit on Reverse Mortgage Lending, Dallas, Texas
March 2014
Understanding UDAAP and Emerging Regulations in Compliance, 10th Annual Five Star Conference and Expo, Dallas, Texas September 2013

CFPB Rules Industry Trends for Servicing, The Knowledge Congress Live Webcast Series September 2013

Get to Know CFPB and What’s on the Agenda, 10th Annual Five Star Conference and Expo, Dallas, Texas September 2013


Five Lessons from CFPB Enforcement Activity to Date, 2013 Legal Issues and Regulatory Compliance Conference, Mortgage Bankers Association, Boca Raton, FL May 2013

The Consumer Financial Protection Bureau, panel presentation at The Banking Institute, Charlotte, North Carolina March 2013

Advance Change Notifications, Fifth Annual NMLS User Conference & Training, San Antonio, Texas February 2013

Presentation to American Bar Association’s Consumer Financial Services Committee on so-called Robosigning Issues 2012 Winter Meeting

Pre-Notifications and NMLS, Fourth Annual NMLS User Conference & Training, Scottsdale, Arizona February 2012

An Introduction to Dodd-Frank, National Notary Association 33rd Annual Conference May 2011


NMLS Reports -- how to use them, how to improve them, Third Annual NMLS User Conference & Training, Orlando, Florida February 2011

Explaining the Interim Final Rules on Appraisals, AllRegs Audio Course January 7, 2011

NMLS Application Processing on Steroids (Regulators Only), Second Annual NMLS User Conference & Training, San Diego, California February 2010

How Will FHA Reforms Affect the Mortgage Industry, MortgageDaily.com Webinar October 7, 2009