

# Digital Assets, Cryptocurrencies, and Blockchain

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Wiley has an exceptional track record in navigating some of the most complex and novel legal issues surrounding digital assets, cryptocurrencies, blockchain, and other emerging technologies.

We advise clients across the entire digital assets ecosystem – from innovative startups to established industry leaders – in cryptocurrency, non-fungible tokens (NFTs), stablecoins, blockchain, and distributed ledger technology (DLT). Our clients include developers, miners, data center operators, and one of the world's largest cryptocurrency exchanges.

Our multidisciplinary cryptocurrency team of former regulators, commercial litigators, policy advisors, and transactional lawyers offers sophisticated legal insights and technical fluency in decentralized systems (including DeFi), smart contracts, tokenization, and emerging Web3 platforms.

Wiley's unique position as a Washington, DC powerhouse enables our clients to shape the very frameworks that will govern their business practices and long-term growth. Respected on both sides of the aisle, we keep clients ahead of the curve on game-changing regulatory and political developments across all three branches of the federal government.

## Our Services

### **Regulatory Counseling and Guidance**

Wiley provides comprehensive counseling to help digital assets and blockchain clients maneuver a rapidly evolving regulatory landscape. Our team includes former senior government officials and policy advisors who bring a deep understanding of regulatory priorities and the inner workings of federal and state agencies.

We advise on the full spectrum of laws and regulations applicable to digital assets, including anti-money laundering (AML) and know-your-customer (KYC) regulations, state money transmitter laws, consumer protection statutes, and the GENIUS Act of 2025. In addition, we help clients manage privacy and cybersecurity risks across their decentralized platforms. We provide strategic counsel on compliance with domestic and international privacy laws – including the California Consumer Privacy Act (CCPA), the EU General Data Protection Regulation (GDPR), and sector-specific data protection frameworks – and we advise on incident response planning, data governance, and cross-border data transfers.

## **Litigation, Arbitration, and Enforcement**

Wiley's litigators are trusted advocates in disputes involving digital assets, cryptocurrencies, and blockchain technologies. We represent clients in federal and state courts, before administrative agencies, and in arbitration proceedings. Our team has defended clients in investigations and enforcement actions brought by the U.S. Securities and Exchange Commission (SEC), the Commodity Futures Trading Commission (CFTC), the Federal Trade Commission (FTC), the U.S. Department of Justice (DOJ), and state Attorneys General, as well as in private litigation and arbitrations involving commercial disputes.

Most importantly, when these matters arise, we take a strategic, multidisciplinary approach to every phase of the dispute – from case intake and pre-litigation planning to discovery, trial, and appeal. Our litigators work side-by-side with our regulatory attorneys, policy advisors, and subject-matter experts under one roof, enabling seamless collaboration and real-time insight across disciplines. We leverage this integrated, single-office model to develop tailored defense strategies that support our clients' legal and business goals – an approach that sets us apart from firms with dispersed teams and siloed practices.

## **Corporate Structuring and Transactional Counseling**

Wiley advises clients across the digital asset ecosystem on the full range of corporate and transactional matters. We support startups and established platforms in navigating the legal complexities associated with entity formation, capital raising, corporate governance, and end user and sales channel licensing.

- **Capital Formation/Capital Raising.** We assist founders in the establishment of their companies, including drafting shareholder agreements or operating agreements that provide clear management rights of the entity and plan for possible founder separation and succession planning. We work with AI companies and their founders in raising capital, including through debt financing, strategic investment agreements, SAFE rounds, and Series A and other VC financing.
- **Corporate Governance.** We work with AI companies to establish good corporate governance and policies and procedures. Often these procedures include equity or other incentive programs and protective policies such as nondisclosure agreements, IP assignments, and non-solicitation/noncompete agreements.
- **Licensing.** Wiley often advises AI companies on end user license agreements as well as reseller, distributor, and similar sales channel agreements.

## **Why Wiley?**

**Government Insiders:** As a Washington, DC firm, we stay ahead of policy developments and help clients engage effectively with regulators and lawmakers shaping the future of digital assets.

**Commitment to Innovation:** We take a pro-innovation, pro-industry approach to digital assets and blockchain technologies. We understand the pace of change in this space, and we are committed to helping clients build and scale responsibly.

**Specialization in Emerging Technologies:** Wiley is a thought leader on legal issues involving cutting-edge technologies – from fintech to artificial intelligence. We are skilled at analyzing issues of first impression, quickly spotting patterns, anticipating regulatory trends, and delivering practical, pro-business solutions.

**Proven Track Record:** We have helped clients secure state and federal regulatory licenses and resolve civil enforcement matters favorably. We have also guided clients through criminal investigations that concluded without charges or penalties. Whether advising on compliance or defending against government action, we bring a results-driven mindset to every representation.

**Thought Leaders:** In our CryptoCounsel podcast, we engage with leading voices in the digital assets and blockchain space to explore the latest legal and policy developments shaping this dynamic industry.

## Contact Us

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