



## Brian Nistler

Counsel

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*Admitted only in the District of Columbia and Virginia*

Brian advises clients on legal, regulatory, and compliance matters related to broker-dealers, investment advisers, and cryptocurrency-focused businesses in the firm's emerging practice representing regulated financial technology companies, including brokerage platforms, robo-advisers, crypto exchanges, and money transmitters. He also has experience advising venture capital funds, hedge funds, and private equity funds in various regulatory and compliance matters.

His experience includes serving as a liaison between clients and regulatory agencies regarding the changing regulatory environment concerning broker-dealer formation and changes to business, ICOs, investments in and custody of digital assets, P2P lending, digital asset exchanges, crowdfunding, and other emerging fintech. Brian has also handled regulatory investigations initiated by the SEC, CFTC, DOJ, and self-regulatory organizations. He has drafted a variety of agreements and no-action letters and conducted extensive research, drafting, and advising regarding the Dodd-Frank Act, the Securities Act of 1933, the Securities Exchange Act of 1934, the Commodity Exchange Act, and the JOBS Act.

Prior to joining the firm, Brian worked as a regulatory analyst for the Financial Industry Regulatory Authority (FINRA). While in law school, he interned at the Commonwealth's Attorney's Office in Arlington, Virginia, served as a law clerk for NPR's General Counsel, and clerked for the Fraud and Corruption Section of the U.S. Attorney's Office for the District of Columbia.

## NEWS & INSIGHTS

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### Publications

> February 12, 2020

**"SEC Exam Priorities Highlight Flexible, Holistic Compliance,"** *Law360*

Scott H. Moss, David L. Goret, Brian Nistler

> January 22, 2020

**"FINRA 2020 Risk Monitoring and Examination Priorities Letter,"** *Investment Management Client Alert*

Ethan L. Silver, William Brannan, Brian Nistler, Lauren A. Schwartz, Alexander D. Zozos

> January 16, 2020

**"SEC's OCIE Releases 2020 Examination Priorities for Investment Advisers, Broker-Dealers, and Other Financial Industry Professionals,"** *Investment Management Client Alert*

Ethan L. Silver, Scott H. Moss, David L. Goret, Lauren A. Schwartz, Brian Nistler

> February 4, 2019

**"FINRA 2019 Monitoring and Examination Priorities Letter,"** *Investment Management Client Alert*

Ethan L. Silver, William Brannan, Brian Nistler

### In the Media

> November 3, 2020

**William Brannan** and **Brian Nistler** are quoted in *CoinDesk* exploring the cryptocurrency industry's engagement in the 2020 election and the potential regulatory impact on the industry over the next four years.

> September 18, 2020

**Brian Nistler** comments in *CoinDesk* regarding the "One Company, One Exam" plan proposed by the Conference of State Bank Supervisors, designed to streamline regulations and supervision over the nation's largest financial technology payment firms and cryptocurrency exchanges.

> July 18, 2019

**Brian Nistler** is featured in *Good2bSocial* as a top-5 social media influencer and thought leader of securities and financial services law.

## EDUCATION

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- > American University, Washington College of Law (J.D. 2014); executive board member, *Legislation and Policy Brief*
- > Oklahoma Baptist University (B.A. 2010); Dean's List; Omicron Delta Kappa; Pi Gamma Mu

## **ADMISSIONS**

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- > District of Columbia
- > Virginia