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SEC PUTS SAFT ISSUERS ON NOTICE (AGAIN)

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For the second time this year (see our previous reported here), a judge in the U.S. District Court for the Southern District of New York determined that an initial coin offering ("ICO") involving the Simple Agreement for Future Tokens ("SAFT") framework constituted an unlawful unregistered securities offering, establishing a daunting precedent for both potential and past SAFT issuers. The most recent such ruling came on September 30, 2020, in response to dueling Motions for Summary Judgment in the SEC v. Kik Interactive Inc. case, as profiled further here.

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