

# Paradigm Shift? Mandatory Securities Arbitration and the Impact of the SEC's Recent Policy Statement for Companies and Investors

**Presented by Katten and Gunderson Dettmer**

December 11, 2025

Katten, along with Gunderson Dettmer, will host the "Paradigm Shift? Mandatory Securities Arbitration and the Impact of the SEC's Recent Policy Statement for Companies and Investors" webinar at 11:00 a.m. (PT) on Thursday, December 11. Speakers including Securities Litigation department Partner and Co-Chair Bruce Vanyo, West Coast Securities Litigation Partner and Chair Christina Costley, and Litigation Partner Jonathan Rotenberg will discuss the US Securities and Exchange Commission (SEC)'s recent policy statement on mandatory securities arbitration and whether it represents a meaningful shift for companies and their investors.

The program will examine both the legal viability and the strategic implications of adopting mandatory arbitration provisions for companies that are already public or considering going public, including what the SEC's position changes, how it affects companies incorporated in Delaware, and practical considerations for boards, in-house counsel and investors evaluating how — and whether — to use these provisions going forward.

Key topics will include:

- What the SEC's policy statement does — and does not — mean for public companies
- How mandatory arbitration provisions interact with federal securities laws and the registration process, including which types of claims could be subject to arbitration vs. those that cannot
- Key considerations under Delaware corporate law
- The practical "can we vs. should we" analysis for boards and investors

[Learn more about the "Paradigm Shift? Mandatory Securities Arbitration and the Impact of the SEC's Recent Policy Statement for Companies and Investors" webinar.](#)

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## CONTACTS

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