

JEREMY BACHARACH

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EDUCATION

University of Geneva, Ph.D. candidate Topic: <i>Cryptoactifs et lutte contre le blanchiment d'argent</i> [Cryptoassets and anti-money laundering] Under the supervision of Prof. Christian Bovet and Prof. Ursula Cassani	Since Sept. 2018
University of Geneva, Master of Laws	July 2017
University of Geneva, CAS Legal Professions	July 2016
University of Geneva, Bachelor of Laws	Sept. 2015

EXPERIENCE

Harvard Law School ▪ Visiting Researcher Editor, <i>Harvard Business Law Review</i>	Sept. 2021 – June 2022
University of Geneva Centre for Banking and Financial Law ▪ Research and teaching assistant	Sept. 2018 – Aug. 2021
Poncet Turretini Avocats (Geneva, Switzerland) ▪ Associate ▪ Junior associate	Apr. – Aug. 2018 July 2016 – Jan. 2018
University of Geneva Law School ▪ Research and teaching student assistant	Sept. 2015 – June 2016
FirstLaw – Student-managed micro-enterprise providing tutoring services to law students (Geneva, Switzerland) ▪ Teacher and webmaster	Sept. 2014 – Aug. 2016

BAR ADMISSION

Switzerland (March 2018).

PANEL AND EXPERT ACTIVITIES

UNIDROIT Digital Assets and Private Law Project ▪ Observer	since Sept. 2020
Swiss Federal Department of Finance, State Secretariat for International Finance ▪ External consultant on cryptoassets and anti-money laundering regulation	Apr.– Oct. 2020
Swiss Federal Department of Justice and Police, Federal Office of Justice ▪ External consultant on cryptoassets and bankruptcy law (with Prof. C. Zellweger-Gutknecht)	Aug.–Sept. 2019

TEACHING

University of Geneva, <i>Surveillance des banques et des établissements financiers</i> [Supervision of banks and financial institutions] (MLaw course)	2019 – 2022
Regulation of FinTech and cryptoassets (with Prof. C. Bovet)	
University of Geneva, Certificate of Advanced Studies in Digital Finance Law	
Introduction to blockchain; FinTech and digital banking regulation (with Prof. C. Bovet)	2020 – 2022
University of Geneva, Certificate of Advanced Studies in Compliance in Financial Services	
Introduction to blockchain; FinTech and digital banking regulation (with Prof. C. Bovet)	2020 – 2022
University of Lausanne, <i>Méthodologie, argumentation et rédaction juridique</i> [Legal methodology, arguments and writing]	
Workshop on legal scholarship (with Prof. C. Lombardini, G. Geissbühler and other participants)	2019 – 2021

PUBLICATIONS AND OTHER WORKS

Academic publications

Luc Thévenoz, Jeremy Bacharach & Célian Hirsch, *Les cryptomonnaies et le paiement en droit suisse*, in LA PRATIQUE CONTRACTUELLE 7 (Pascal Pichonnaz & Franz Werro eds., 2022).

Christian Bovet & Jeremy Bacharach, Commentary of articles 2 and 11, in COMMENTAIRE ROMAND, LOI SUR LE BLANCHIMENT D'ARGENT (Ursula Cassani, Christian Bovet & Katia Villard eds., 2021).

Christian Bovet & Jeremy Bacharach, Commentary of article 93, in COMMENTAIRE ROMAND, CONSTITUTION FÉDÉRALE (Jacques Dubey & Vincent Martenet eds., 2021).

Jeremy Bacharach, *Structured Products under FinSA*, CAPLAW–SWISS CAPITAL MARKETS LAW 3/2020 10.

Christian Bovet, Jeremy Bacharach & Valentine Delaloye, *Covid-19 and competition policy: A Swiss perspective*, 2020 CONCURRENCES, no 2, at 27.

Jeremy Bacharach, *Développements récents en matière de réglementation des FinTech*, JUSLETTER, Aug. 19, 2019.

Jeremy Bacharach, *Changement d'étude et conflit d'intérêts*, 2019 REVUE DE L'AVOCAT 213.

Jeremy Bacharach, *Secret professionnel de l'avocat et levée des scellés: commentaire de l'arrêt du Tribunal fédéral 1B_486/2017 du 10 avril 2018*, 2018 REVUE DE L'AVOCAT 303.

Jeremy Bacharach, *Le recours contre les décisions du tribunal relatives à la marche de la procédure*, 2018 PRATIQUE JURIDIQUE ACTUELLE 480.

Cited in : Swiss Supreme Court, opinion 1B_173/2022, May 19, 2022.

Gilles Giacca & Jeremy Bacharach, *Et si le droit suisse affirmait pleinement sa primauté sur le droit international? Implications juridiques et analyse critique d'un éventuel changement de paradigme*, 2017 REVUE DE DROIT INTERNATIONAL ET DE DROIT COMPARÉ 653.

Jeremy Bacharach, *Commentaire de l'arrêt du Tribunal fédéral 6B_466/2015 (ATF 142 IV 329)*, 2017 PRATIQUE JURIDIQUE ACTUELLE 406.

Legal opinions

Corinne Zellweger-Gutknecht & Jeremy Bacharach, *Aussonderung von Kryptowerten: Vergleichende Übersicht zu ausgewählten Rechtsordnungen*, Legal opinion for the Swiss Federal Office of Justice, 35 pages (30 Sep. 2019) (on file with the Swiss Federal Office of Justice).

Cited and summarized in: CONSEIL FÉDÉRAL [SWISS FEDERAL COUNCIL], *Message relatif à la loi fédérale sur l'adaptation du droit fédéral aux développements de la technologie des registres électroniques distribués du 27 novembre 2019* [Report on the Federal Act on the Adaptation of Federal Law to Developments in Distributed Ledger Technology of November 27, 2019], FEUILLE FÉDÉRALE 223 (2020), 246-248.

Web publications

18 online publications on the website of the University of Geneva Centre for Banking and Financial Law: list available at <https://cdbf.ch/author/jeremy-bacharach/>

Verfügt die FINMA Mitteilung 02/19 über eine ausreichende Rechtsgrundlage?, CRYPTO VALLEY JOURNAL, Sept. 25, 2019, <https://cvj.ch/fokus/legal-compliance/verfuegt-die-finma-mitteilung-02-19-ueber-eine-ausreichende-rechtsgrundlage/>.

CONFERENCES, LECTURES, AND PRESENTATIONS

The UNIDROIT Digital Assets and Private Law Project Harvard Law School, HLS Blockchain & FinTech Initiative	22 Nov. 2021
<i>Introduction aux cryptoactifs; Les cryptoactifs dans execution forcée</i> (3h) Bankruptcy and Debt Enforcement Office of Geneva, Switzerland	3 June 2021
<i>Les nouveaux moyens de paiement</i> Money Laundering Reporting Office of Switzerland MROS	24 Nov. 2020
Segregation of cryptoassets in insolvency proceedings (with Prof. C. Zellweger-Gutknecht) Oxford University, Commercial Law Centre, 2020 Digital Assets Conference	25 June 2020
<i>Les cryptoactifs dans l'insolvabilité bancaire</i> University of Geneva, research seminar <i>Mise en œuvre du nouveau droit bancaire</i>	12 Nov. 2019
From Enforcement to Tokenization: a Handful of Problems in Civil Law Swiss Legal Tech Association/Euro-American Lawyers Group, Cyber Currencies – New Legal Challenges	25 Oct. 2019
Cryptoassets from an Anti-Money Laundering Perspective University of Geneva, Geneva Internet Law Research Colloquium	21 June 2019
Smart contracts <i>et applications décentralisées : un défi à la Loi sur le blanchiment d'argent ?</i> University of Geneva, research seminar <i>Le nouveau droit bancaire</i>	9 Oct. 2018

GRANTS AND SCHOLARSHIPS

Swiss National Science Foundation, Doc.Mobility grant n° 199614.
Funding for a one-year stay at Harvard University

Sept. 2021 – June 2022

MEDIA

Quoted: Sébastien Ruche, *La DeFi devra lutter contre le blanchiment en Suisse* [*DeFi will have to fight money laundering in Switzerland*], LE TEMPS, June 25, 2021, at 16.

Quoted: Sébastien Ruche, *Après GameStop, faut-il réglementer les forums de discussion?* [*After GameStop, is it necessary to regulate discussion forums?*], LE TEMPS, Feb. 4, 2021, at 16.

Soundbites: Le 12:30, *Les dirigeants de Facebook émettent des doutes sur le projet de cryptomonnaie Libra* [*Facebook's executives express doubts about the Libra cryptocurrency project*], LA PREMIÈRE (July 31, 2019), <https://www.rts.ch/audio-podcast/2021/audio/les-dirigeants-de-facebook-emettent-des-doutes-sur-le-projet-de-cryptomonnaie-libra-25063441.html>.

Radio discussion: Forum, *Le Conseil fédéral contre une législation spécifique sur la blockchain: débat entre Alexis Roussel et Jeremy Bacharach* [*The Federal Council opposes a specific legislation on blockchain : debate between Alexis Roussel and Jeremy Bacharach*], LA PREMIÈRE (Dec. 21, 2018), <https://www.rts.ch/audio-podcast/2021/audio/le-conseil-federal-contre-une-legislation-specifique-sur-la-blockchain-debat-entre-alexis-roussel-et-jeremy-bacharach-25013972.html>.