

SEC Reporting & Compliance Alert

If you have any questions regarding the matters discussed in this memorandum, please contact the attorneys listed on the next page or call your regular Skadden contact.

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One Manhattan West
New York, NY 10001
212.735.3000

1440 New York Ave., N.W.
Washington, D.C. 20005
202.371.7000

Conflict Minerals Disclosures Due June 1, 2021

As a reminder, conflict minerals disclosures on Forms SD are required to be filed with the Securities and Exchange Commission (SEC) no later than June 1, 2021.

The conflict minerals disclosure rules and related guidance have been at a practical standstill for the past four years, following legal challenges to the rules and a remand to the SEC for further action. As a result, no notable regulatory updates have been implemented since the April 2017 no-action relief statement by the SEC's Division of Corporation Finance (Division). In that statement, the Division indicated it would not recommend enforcement action against companies for not complying with the requirements of Form SD to conduct due diligence and file a "conflict minerals report," although it would expect companies with conflict minerals in their supply chains to file a Form SD. (See our April 11, 2017, client alert "[SEC Staff Provides Relief From Conflict Minerals Rule.](#)")

Even though the no-action relief remains in effect, many companies have continued to conduct due diligence and file full conflict minerals reports with the SEC, given already implemented diligence processes, existing contractual obligations and the expectations of interested stakeholders.

For additional information concerning the conflict minerals rules, please see our other client alerts:

- "[SEC Adopts Conflict Minerals Rules](#)," September 5, 2012;
- "[SEC Staff Issues Conflict Minerals & Resource Extraction Payments Disclosure Guidance](#)," June 3, 2013; and
- "[SEC Staff Issues Statement on Conflict Minerals Ruling](#)," April 30, 2014.

If you have any questions, please contact [Brian Breheny](#) or [Raquel Fox](#).

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Contacts

Brian V. Breheny

Partner / Washington, D.C.
202.371.7180
brian.breheny@skadden.com

Raquel Fox

Partner / Washington, D.C.
202.371.7050
raquel.fox@skadden.com

Andrew J. Brady

Of Counsel / Washington, D.C.
202.371.7513
andrew.brady@skadden.com

Ryan J. Adams

Associate / Washington, D.C.
202.371.7526
ryan.adams@skadden.com

Jeongu Gim

Associate / Washington, D.C.
202.371.7223
jeongu.gim@skadden.com

Blake M. Grady

Associate / Washington, D.C.
202.371.7591
blake.grady@skadden.com

Caroline S. Kim

Associate / Washington, D.C.
202.371.7555
caroline.kim@skadden.com

Khadija Lalani

Associate / Chicago
312.407.0116
khadija.lalani@skadden.com

Leo W. Chomiak

Law Clerk / Washington, D.C.
202.371.7511
leon.chomiak@skadden.com