

NEW YORK STATE BAR ASSOCIATION

Integration and Growth in Europe and the World



NYSBA

International Section

Seasonal Meeting 2012

October 10-13, 2012
Pestana Palace
Lisbon, Portugal

Pre-Meeting

October 8, 2012
Hyatt Regency Hotel
Casablanca, Morocco



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INTRODUCTION

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Neil A. Quartaro, Watson Farley & Williams LLP, New York

Pedro Pais De Almeida, Abreu & Associados - Sociedade de Advogados RL, Lisbon

Important CLE Information

The New York State MCLE Board requirement for Attorneys in practice beyond the first two years after admission to the Bar is 24 credit hours per biennial registration cycle, with four hours of these credit hours earned in the area of ethics and professionalism. *This program will satisfy up to 18.5 MCLE credit hours including up to 2.0 hours in ethics and/or up to 16.5 hours in the general category.* The ethics portion of this program will qualify for MCLE credit for newly admitted attorneys; however, the balance of the program will not qualify since it is not a basic practical skills program.

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Tours

For information on pre and post tours, as well as spouse/guest day tours, please visit www.nysba.org/ilpfallmtg2012.

Discounts and Scholarships

New York State Bar Association members and non-members may receive financial aid to attend this program. Under this policy, anyone who requires financial aid may apply in writing, not later than 20 working days prior to the start of the program, explaining the basis of his/her hardship, and if approved, can receive a discount or scholarship, depending on the circumstances. To apply, please send your request in writing to Tiffany Bardwell at: New York State Bar Association, One Elk Street, Albany, New York 12207.

Travelers Information:

Please review your country's requirements regarding travel to Morocco and Portugal. If you require a letter to obtain a VISA, please contact Tiffany Bardwell at tbardwell@nysba.org.



SCHEDULE OF EVENTS

Monday, October 8

Casablanca Pre-Meeting Program

Hyatt Regency Casablanca

Place des Nations Unies

Casablanca, Morocco



12:30 – 2:15 p.m. Attorney Lunch

Speakers: **Mehdi M. Bennani**, Program Co-Chair, Bennani & Associates LLP, Casablanca, Morocco
Andrew D. Otis, Section Chair, Curtis, Mallet-Prevost, Colt & Mosle, LLP, New York City
Ahmed Chami, Former Minister of Commerce and Industry,
Current member of the Moroccan Parliament
Jane Kitson, US Consulate Regional Commercial Counselor Morocco and Tunisia

Welcome Remarks: **President Maître Driss Chater**, UIA (Union Internationale des Avocats), Fez, Morocco

2:30 - 3:45 p.m. Panel 1: The Investment Climate in North Africa: Now and in the Future

Co-Chair: **Co-Chair: Karim Khoukhi, Esq., Khoukhi At Qwedat PLLC, Algiers, Algeria**

Speakers: **Mehdi Bennani**, Bennani & Associates LLP, Casablanca, Morocco
Mohamed Zaanouni, Zaanouni Law Firm, Tunisia
Hassan Yacine, Thompson & Knight LLP, Algiers

3:45 – 4:00 p.m. Refreshment Break

4:00 – 5:15 p.m. Panel 2: Choice of New York Law and Forum in International Agreements

Co-Chair: **Michael W. Galligan**, Philips Nizer LLP, New York City

Speakers: **Omar T. Mohammedi**, The Law Office of Omar T. Mohammedi, LLC
Neil A. Quartaro, Watson Farley & Williams LLP, New York

5:15 – 5:30 p.m. Closing Remarks

5:30 - 7:30 p.m. Reception

Hotel reservation information: Hyatt Regency Casablanca room block October 7 & 8, 2012.

Go to: www.nysba.org/morocco2012 for more details.

CASABLANCA, MOROCCO



SCHEDULE OF EVENTS

Tuesday, October 9

7:00 p.m. **Dinner** – Executive Committee, the Lisbon Steering Committee, and the leaders of the Lisbon and Portuguese Bar Associations – “A Travessa” Restaurant

Wednesday, October 10

9:30–6:00 p.m. **Registration** – Crioulo Room, The Stables – Pestana Palace Hotel
10:00–12:00 p.m. **Chapter Chair Meeting** – Lusitano II, The Stables – Pestana Palace Hotel
12:00–2:00 p.m. **Chapter Chair and Executive Committee Lunch** – Lusitano I, The Stables – Pestana Palace Hotel
3:00–5:00 p.m. **Executive Committee Meeting** – Alter Real, The Stables – Pestana Palace Hotel
6:45 p.m. **Bus from Pestana Palace Hotel**
7:00–9:30 p.m. **Welcome Cocktail Reception and Dinner at the United States Embassy, Lisbon**
Avenida das Forças Armadas, 1600-081 Lisboa
9:45 p.m. **Bus Transfer to Pestana Palace Hotel**

Thursday, October 11

7:30–8:30 a.m. **Continental Breakfast** – Andaluz e Campolina, The Stables – Pestana Palace Hotel
8:30–9:00 a.m. **Welcoming Remarks** – Lusitano I, The Stables – Pestana Palace Hotel
Andrew D. Otis, *Section Chair, Curtis, Mallet-Prevost, Colt & Mosle, LLP, New York, NY*
Seymour W. James, *President, New York State Bar Association, The Legal Aid Society, New York, NY*
Pedro Pais de Almeida, *Program Co-Chair, Abreu Advogados, Lisbon*
Neil A. Quartaro, *Program Co-Chair, Watson, Farley & Williams (New York) LLP, New York, NY*
9:00–10:15 a.m. **Plenary Session One – The Sovereign Debt Crises in Europe: Where Is it Headed?**
Lusitano I, The Stables – Pestana Palace Hotel
Professor António Borges, *Economic Special Advisor to the Portuguese Government and former Director of the European Department of the International Monetary Fund,*
10:15–10:30 a.m. **Coffee Break** – Andaluz e Campolina, The Stables – Pestana Palace Hotel



SCHEDULE OF EVENTS

Thursday, October 11 — Program Tracks

10:30 a.m. –
11:45 a.m.

TRACK ONE

Corporate

PROGRAM 1

International Opinion Practice

CO-CHAIRS

C. Gregory Chase

Watson Farley & Williams LLP
New York

PANELISTS

Lisa Mantello

Goodmans LLP
Toronto

Ronnen J. Gaito

RJ Gaito Law Firm
Luxemburg

TRACK TWO

Litigation/Arbitration

PROGRAM 2

International Commercial
Mediation: Shaping the Future of
Commercial Dispute Resolution?

CO-CHAIRS

Thomas Gaultier

Miranda Law Firm, Lisbon

Nancy M. Thevenin

Baker & McKenzie LLP, New York

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Jessica Fei

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Ann Ryan Robertson

Locke Lord LLP, Houston

TRACK THREE

General

PROGRAM 3

Cross-Border Investments by
Sovereign Funds

CO-CHAIRS

Alexandra Maia de Loureiro

SRS Advogados
Lisbon

Lutz Hartmann

Buse Heberer Fromm
Germany

PANELISTS

Maria Antónia Cameira

CL@CAMEIRA LEGAL
London

11:50 a.m. –
1:05 p.m.

TRACK ONE

Corporate

PROGRAM 4

Cross-border Finance: A Brave
New World?

CO-CHAIRS

Carlos Mauricio Mirandola

Columbia Law School
Brazil

André Figueiredo

PLMJ e Associados
Portugal

PANELISTS

Narun Papattanachai

Columbia University
New York

Jean-François Adelle

Avocat à la Cour
Paris

TRACK TWO

Litigation/Arbitration

PROGRAM 5

Labor Law and Employment Law
Issues

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New York

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PLMJ Law Firm, Lisbon

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New Delhi, India

Tiffani Lee

Holland & Knight, Miami

Ernesto Velarde-Danache

Ernesto Velarde-Danache, Inc.
Mexico

TRACK THREE

General

PROGRAM 6

Investments Into and from
the Euro Zone in the Current
Economic Climate

CO-CHAIRS

Larry Shoenthal

Weiser Mazars LLP
New York

Miguel Torres

TORRES, MARTÍN & ZARAGOZA
Barcelona

PANELISTS

Salvo Arena

Chiomenti Studio Legale, L.L.C.
New York City

SCHEDULE OF EVENTS

1:15–2:30 p.m. **Lunch** – Lusitano II, The Stables – Pestana Palace Hotel
The Honorable Allan J. Katz, *United States Ambassador to Portugal*

**2:40 p.m. –
3:55 p.m.**

TRACK ONE Corporate

PROGRAM 7
Trade Compliance Issues Affecting Multinationals and Counsel

CO-CHAIRS

Robert J. Leo
Meeks, Sheppard, Leo & Pillsbury
New York

PANELISTS

Gina Hung
Realtek Semiconductor Corp.
Taiwan

Dolores Sancha
Barcelona Bar Council
Barcelona

TRACK TWO Litigation/Arbitration

PROGRAM 8
**Tips, Tricks and Pitfalls:
Commercial Debt Collection in
the European Union**

CO-CHAIRS

David Franklin
Franklin & Franklin, Montreal

PANELISTS

John Rochman
England

Rui Amendoeira
Miranda Law Firm, Lisbon

Max Krasnik
Denmark

Ela Blasco Villanueva
Spain

François Laforgue
France

TRACK THREE General

PROGRAM 9
**Transfer Pricing:
A Multi-jurisdictional Review**

CO-CHAIRS

Miguel Teixeira de Abreu
Abreu Advogados
Lisbon

PANELISTS

Jaime Esteves
PwC, Lisbon

Lourdes Perez-Luque
Salans
Madrid

Michael Merwin
Ernst & Young LLP
New York

**4:05 p.m. –
5:20 p.m.**

TRACK ONE Corporate

PROGRAM 10
**Mergers and Acquisitions: Trends
in Buyer's Protection**

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Advokatfirman Lindahl KB
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Ana Sofia Batista
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New York

Ronaldo C. Veirano
Veirano Advogados, São Paulo

TRACK TWO Litigation/Arbitration

PROGRAM 11
**Litigating With Class: Recent
Developments in the Class Action
Arena**

CO-CHAIRS

Thomas Pieper
Chadbourne & Parke
New York

Miguel Castro Pereira
Abreu Advogados, Lisbon

PANELISTS

Prof. Henrique Antunes
Universidade Católica Portuguesa
Lisbon

Prof. Carlos Alberto Carmona
Marques Rosado Toledo Cesar e
Carmona Advogados, São Paulo

Calvin Hamilton
Hamilton Advogados, Madrid

TRACK THREE General

PROGRAM 12
**International Tax Planning for
Investment in the European
Union**

CO-CHAIRS

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Shorter Law Offices, New York

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Abreu Advogados, Lisbon

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Sánchez Devanny Eserverri
Mexico City

Josep Marsal
Cuatrecasas, Gonçalves Pereira
Barcelona

Peter Utterström
Advokatfirman Delphi, Stockholm
Jochem van der Wal
Loyens & Loeff NV, Amsterdam

6:00 p.m.

Bus Transfer to Luso-American Development Foundation

6:30 – 8:30 p.m.

Cocktail Reception and Dinner – Luso-American Development Foundation

8:30 p.m.

Bus transfer from Luso-American Foundation to Pestana Palace Hotel

SCHEDULE OF EVENTS

Friday, October 12

8:00–8:30 a.m. **Continental Breakfast** – Andaluz e Campolina, The Stables – Pestana Palace Hotel

8:30–10:00 a.m. **Plenary Session Two** – Lusitano I, The Stables – Pestana Palace Hotel

Privacy Law: Primer and Update

Co-Chair: **Gerald Ferguson**, Chair, Baker Hostetler, New York

Co-Chair: **Jonathan P. Armstrong**, Duane Morris LLP, London

Panelists: **Ben Beeson**, Cyber Risks, Lockton
David Evans, Information Commissioner's Office, Wilmslow
Christian Hammerl, Wolf Theiss Rae, Austria

10:00–10:15 a.m. **Coffee Break** – Andaluz e Campolina, The Stables – Pestana Palace Hotel

Friday, October 12 — Program Tracks

**10:15 a.m. –
11:30 a.m.**

TRACK ONE

Corporate

PROGRAM 13

**Political Activities of
Corporations and Shareholders**

CO-CHAIRS

William Candelaria
Curtis, Mallet-Prevost,
Colt & Mosle, LLP
New York

Pedro Rebelo de Sousa
SRS Advogados

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AKD Lawyers
Amsterdam

Matteo Tonello
The Conference Board
New York

Javier Villasante
Cuatrecasas, Gonçalves Pereira
Madrid

TRACK TWO

Litigation/Arbitration

PROGRAM 14

**International Insolvency and
Creditor's Rights**

CO-CHAIRS

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Lisbon

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TRACK THREE

General

PROGRAM 15

**Where is the Love? . . . We Can
Work It Out**
**IP/Competition Law/Dominant
Firms**

CO-CHAIRS

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Labaton Sucharow LLP, New York

Prof. Amedeo Arena
University of Naples Federico II, Italy

PANELISTS

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Bergmann Rechtsanwaltskanzlei
Germany

Prof. Ariel Katz
University of Toronto, Toronto

Elai Katz
Cahill Gordon & Reindel LLP
New York

Hill B. Wellford
Bingham McCutchen LLP
Washington, D.C.

SCHEDULE OF EVENTS

11:40 a.m. –
12:55 p.m.

TRACK ONE

Corporate

PROGRAM 16

To Market, To Market: The Pros and Cons of Alternative Methods of Distribution

CO-CHAIRS

Andre R. Jaglom

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New York

Sofia Cerqueira Serra

MLGTS Law Firm
Oporto

PANELISTS

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Pacheco Coto Attorneys At Law
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TRACK TWO

Litigation/Arbitration

PROGRAM 17

Stolen Masters: The Sale of Stolen and Plundered Art

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TRACK THREE

General

PROGRAM 18

Just Whose Asset Is On The Line? Intellectual Property Licensing in International Bankruptcies

CO-CHAIRS

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New York

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VdA Law Firm
Lisbon

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Robert Loef

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New York

1:00 – 2:20 p.m.

Lunch – Lusitano II, The Stables – Pestana Palace Hotel

2:25 p.m. –
3:40 p.m.

TRACK ONE

Corporate

PROGRAM 19

Anti-Corruption Legislation: Developments in the International Anti-Corruption Regime

CO-CHAIRS

Isabel Franco

KLA Advogados, Brazil
Sao Paolo

Carlos Almeida Lemos

Abreu Advogados
Lisbon

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TRACK TWO

Litigation/Arbitration

PROGRAM 20

Hot Topics in International Dispute Resolution

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PROGRAM 21

The Role of the Madrid System in International Trademark Protection

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Mexico City

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SCHEDULE OF EVENTS

3:50 p.m. –
5:05 p.m.

TRACK ONE

Corporate

PROGRAM 22

Centers of Excellence: The Legal Aspects of Attracting Research and Development Investment

CO-CHAIRS

Peter Utterström
Delphi, Stockholm

Tiago Marreiros Moreira

VdA Law Firm, Lisbon

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RJ Gaito Law Firm, Luxembourg

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James Shorter
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Manuel Duraes Rocha
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Rocha & Associados, Lisbon

TRACK TWO

Litigation/Arbitration

PROGRAM 23

Securing Your Claim: Pre- and Post-Judgment Remedies

CO-CHAIRS

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General

PROGRAM 24

International Harmonization of Inheritance, Trust and Family Law

CO-CHAIRS

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João Gama

Universidade Católica Portuguesa
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Denver | Punta del Este, Uruguay

Michael Stegman
Kohnen & Patton, LLP
Cincinnati, Ohio

Antonio Frada
Universidade Católica Portuguesa
Porto and Lisbon

5:15 p.m. –
6:30 p.m.

TRACK ONE

Corporate

PROGRAM 25

Energy: How to Develop Projects

CO-CHAIRS

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PANELISTS

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Rodrigo Ferreira Rocha
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Maputo, Mozambique

TRACK TWO

Litigation/Arbitration

PROGRAM 26

International Capital Markets and Securities Regulations: Current Cross-Border Legal Issues and Legislation

CO-CHAIRS

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Arendt & Medernach LLC
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TRACK THREE

General

PROGRAM 27

Treatment of Trusts in Europe and US Taxation of Foreign Trusts

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VdA Law Firm
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SCHEDULE OF EVENTS

- 6:45 p.m. Bus Transfer to Law Firm Dinners
 7:00 p.m. Dinner Reception at local Law Firms
 9:00 p.m. Bus Transfer to Pestana Palace Hotel

Saturday, October 13

- 8:00–8:30 a.m. Bus Transfer to the Portuguese Bar Association
 Portuguese Bar Association (Ordem dos Advogados)
 Largo de São Domingos, 14, Salão Nobre
- 8:50–9:00 a.m. Welcoming Remarks
António Albergaria Samara,
 Vice-President of the General Council of the Portuguese Bar Association
- 9:00–11:00 a.m. Plenary Session Three
Alternative Law Firm Structures: Around the World
Chair: Kenneth G. Standard, Epstein Becker & Green, P.C., New York
- Panelists:**
Vasco Marques Correia,
 President of the Lisbon District Council of the Portuguese Bar Association
Junlu Jiang, King & Wood Mallesons, Beijing
Steven Younger, Patterson Belknap Webb & Tyler LLP, New York
- 11:00–5:00 p.m. Free Time
- 11:15 a.m. Bus Transfer to Pestana Palace Hotel
- 5:00 p.m. Bus Transfer to S/V PRINCIPE PERFIETO
- 5:30–7:30 p.m. Lisbon Harbor Cruise Aboard S/V PRINCIPE PERFIETO
 Reception onboard
- 7:30 p.m. Bus Transfer to Gala Dinner - Portuguese National Pavillion
- 8:00–10:00 p.m. Gala Dinner - Portuguese National Pavillion
- 10:15 p.m. Bus Transfer to Pestana Palace Hotel



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Program 13, Co-Chair
Political Activities of Corporations and
Shareholders

Eric Stenshoel, Counsel (New York)
Program 18, Co-Chair
Just Whose Asset is On The Line? Intellectual
Property Licensing in International Bankruptcies

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