

UIA 10th Winter Seminar
CROSS BORDER BUSINESS PARTNERING 2015:
Corporate, Business, Regulatory and Litigation Aspects

February 21 – 28, 2015

EXPERIENCE THE MAGIC!



Exceptional room rates in a top ski resort!

BRECKENRIDGE, COLORADO
USA



 #UIAWS

Seminar organised by the UIA
with the support of the ABA – Section of Litigation

PROGRAMME

All the information relative to our seminars is available on our Website www.uanet.org
"UIA events – seminars" section

SATURDAY, FEBRUARY 21, 2015

7:30 pm Informal Get-Together at the Beaver Run Resort

SUNDAY, FEBRUARY 22, 2015

7:00 pm Opening Reception & Opening Remarks
at the Beaver Run Resort
Bradley RICHARDS, *Member of the Organising Committee*
Delos N. LUTTON, *UIA President of Honour*
Franz SCHUBIGER, *Member of the Organising Committee*

MONDAY, FEBRUARY 23, 2015

MODERATOR: Winfried F. SCHMITZ, *SCHMITZ Law Offices, New York, N.Y., USA*

am General Welcome
Bradley RICHARDS, *Haynes and Boones LLP, Houston, TX, USA*

Business case for partnering internationally: "All the world's a stage"
Delos N. LUTTON, *Reinhart, Boerner, Van Deuren S.C., Milwaukee, WI, USA*
Enrico FADANI, *Corplegal Großmann Fadani & Partner, Munich, Germany*

pm **Cross Border Partnering Corporate Structures: "To thine own self be true"**
Jacob STEIN, *Kluger & Stein Firm, Los Angeles, CA, USA*
Caroline BERUBE, *HJM Asia Law & Co. LLC, China*
David SCHNEIDER-ADDAE-MENSAH, *Law Offices Schneider-Addae-Mensah, Karlsruhe, Germany, and Strasbourg, France*
Franz SCHUBIGER, *Pestalozzi Attorneys at Law, Zurich, Switzerland*

TUESDAY, FEBRUARY 24, 2015

MODERATOR: Bradley RICHARDS, *Haynes and Boones LLP, Houston, TX, USA*

am **Comparison of Laws affecting Partnering: "To be or not to be a partner"**
Ouafya SIDHOUM, *President of the Bouira Bar Association, Bouira, Algeria*

Creating business partnerships under Nigerian Law – an overview of issues and prospects in the Nigerian Energy Sector
Olufemi SUNMONU, *Femi Sunmonu & Associates Qais Conrad Laureate, Lagos, Nigeria*

pm **Regulatory Environment Affecting Partnering: "Nothing either good or bad"**
David M. SIEGAL, *Haynes and Boone, New York, NY, USA*

WEDNESDAY, FEBRUARY 25, 2015

MODERATOR: Franz SCHUBIGER, *Pestalozzi Attorneys at Law Ltd, Zurich, Switzerland*

am **Litigation and Liability Issues – Jurisprudence Affecting Partnering (Part I):**

“Doubt truth to be a liar”

Robert K. KRY, *MoloLamken L.L.P, Washington, D.C., USA*

Daniele DE BENEDETTI, *Studio Legale Associato D&M Legal, Turino, Italy*

The extra-contractual liability of Transnational Mining Companies in Peru and the Challenge of Andean Peoples to defend their Water and their Territories

TBC - Lima, Peru

pm **Ethical Issues Facing Partners and Participants in Cross Border Business Structures: “Some rise by sin, and some by virtue fall”**

Caroline BERUBE, *HJM Asia Law & Co. LLC, China*

Ryan REETZ, *Bryan Cave, Miami, Florida, United States*

THURSDAY, FEBRUARY 26, 2015

MODERATOR: Enrico FADANI, *Corplegal Großmann Fadani & Partner, Munich, Germany*

am **When a Business Arrangement Fails – Litigation/Arbitration and Other Legal Solutions to Termination of a Cross-Border Partnership: “Now is the winter of our discontent”**

Bradley D. SIMON, *Simon & Partners LLP, New York, NY, USA*

TBC – Lima, Peru

IP Enforcement Rules and Cases in China

Christopher SHAOWEI, *NTD Patent and Trademark Agency, Beijing, China*

pm **Litigation Issues – Jurisprudence Affecting Partnerships (Part II): “When sorrows come, they come in...battalions”**

Yoshihisa HAYAKAWA, *Uryu & Itoga, Tokyo, Japan*

US Litigation in Foreign Jurisdictions – Discovery Needs and Blocking Statutes

Jeremy WALLISON, *Wallison & Wallison LLP, New York, NY, USA*

Claire BIJON, *Wallison & Wallison LLP, New York, NY, USA*

FRIDAY, FEBRUARY 27, 2015

MODERATOR: Francisco RAMOS ROMEU, *Ramos & Arroyo, Barcelona, Spain*

am **Labor, Immigration and Other Ancillary Issues Affecting Partnering Arrangements – “The better part of valor is discretion”**

Massimo LUPI, *Studio Legale Lupi & Associati, Milan, Italy*

Francesca FERRARIO, *Studio Legale Lupi & Associati, Milan, Italy*

Legal Issues in Appointing Officers in Foreign Subsidiaries – Case Studies Under UK, Indian, Italian and German Law

Enrico FADANI, *Corplegal Großmann Fadani & Partner, Munich, Germany*

Review of the Seminar, Concluding Remarks

7:30 pm Closing Dinner

SATURDAY, FEBRUARY 28, 2015

Informal interaction on the slopes

Organizing Committee

| | |
|---|--|
| Bradley RICHARDS, Esq. <i>Haynes and Boone LLP</i> 1221 McKinney Street 77010-2007 Houston, TX, USA T +1 (713) 547 2028 / F +1 (713) 236 5568 E brad.richards@haynesboone.com | Winfried F. SCHMITZ, Esq. <i>SCHMITZ Law Offices</i> 405 Lexington Avenue New York, NY 10172, USA T +1 (917) 257 1537 E winfried.schmitz@schmitzlaw.de |
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| Louis F. BURKE, Esq. <i>Louis F. Burke PC</i> 460 Park Avenue New York, NY 10022, USA T +1 (212) 682 1700 / F +1 (212) 808 4280 E lburke@fblaw.com | Enrico FADANI, Esq. <i>Corplegal Großmann Fadani & Partner Rechtsanwälte Partnerschaft mbB</i> Prinzregentenstrasse 22 D-80538 Munich, Germany T +49 (0)89 54 80 186-0 / F +49 (0)89 54 80 186-99 E fadani@corplegal.de.com |

GENERAL INFORMATION

SEMINAR VENUE

BEAVER RUN Resort & Conference Center

620 Village Road, P.O. Box 2115, Breckenridge, CO 80424, USA

T +1 970 453 6000 • F +1 970 453 4284 • E stay@beaverrun.com • www.beaverrun.com

Breckenridge Ski Resort is one of the most visited ski resorts in the western hemisphere. It boasts 2908 acres (11.7 square kilometers) of trails on five interconnected peaks and the highest ski lift in North America (the Imperial Chair). In 2013, the resort expanded by 23% by adding Peak 6; it was the largest ski area terrain expansion in the world in the past decade. For 2014, a new restaurant opened on Peak 9 and a new 6 person high speed lift was added on Peak 8. Breckenridge is located in an authentic ski town and Beaver Run Resort is in easy walking distance of the town.

This seminar, organised by the UIA, with the support of the ABA, Section of Litigation, is open to all lawyers, whether or not they are members of the UIA or the ABA. Accompanying persons, children and friends are most welcome to join as well. The Organizers will try to arrange attractive rates with respect to ski passes.



REGISTRATION FEES

| | Early Bird <= 12.01.2015 | Standard > 13.01.2015 | Speaker fees |
|----------------------------|-----------------------------|--------------------------|--------------|
| Full Course | € 710 | € 760 | € 650 |
| Young Lawyers (under 35)* | € 650 | € 710 | € 595 |
| Accompanying Person** | € 200 | € 220 | € 180 |
| Monday to Wednesday | € 520 | € 570 | € 465 |
| Young Lawyers (under 35)* | € 465 | € 505 | € 415 |
| Accompanying Person** | € 120 | € 140 | € 100 |
| Wednesday to Friday | € 550 | € 600 | € 495 |
| Young Lawyers (under 35)* | € 495 | € 555 | € 445 |
| Accompanying Person** | € 140 | € 160 | € 120 |

** Please attach proof of age to the registration form to benefit from the young lawyer fee.*

*** Children under 18 are free of charge.*

Registration fees include the participation to the seminar, online access to the seminar presentations available on the seminar Website, fruits, juice and coffee in the morning and refreshments in the evening, as well as an opening reception on February 22 (full course and Monday to Wednesday registrations only) and the Closing Dinner on February 28 (full course and Wednesday to Friday registrations only).

Dress Code: Extremely casual (jeans and even cowboy boots, ski suits etc. allowed). Closing dinner: Coat & tie, evening dress.

CONTINUING LEGAL EDUCATION

Every participant attending the seminar will receive a "Certificate of Participation" at the end of the event that may be used for obtaining "Credits" for "Continuing Legal Education" - "Continuing Professional Development" purposes, depending on national rules. For more information, please contact the UIA.

LANGUAGE

The working language will be **English**.

EXCLUSION OF LIABILITY, RELEASE AND ASSUMPTION OF RISK

The Organisers may at any time, with or without giving notice, in their absolute discretion and without giving any reason, cancel or postpone the training session, change its venue or any other published details. The Organizers are not responsible for information, pricing, and related data furnished by the Hotel. Accommodation is to be booked directly with the Hotel indicating the reference: "UIA Winter Seminar". The Organizers are not a tour operator or agent. Note that skiing is a dangerous sport, and accidents causing serious harm or death may happen. The Organizers, their respective officers, representatives and agents are not responsible for death, personal injury, psychological trauma, loss or damage (including property damage) howsoever arising from the participation in or attendance at the event, except to the extent prohibited by law. All participants attend at their own risk and expressly release the Organizers, their respective officers, representatives and agents from any liability.

HOTEL RESERVATION

A limited number of rooms has been pre-booked at a preferential rate. Reservations should be made directly through the hotel. **Please note that the preferential rates expire in any case on January 12, 2015.** Credit card details must be given in order to secure your reservation. Two nights will be charged upon making the reservation. Please note that the **number of rooms is limited.**

A **two-night deposit per reservation is required within five (5) days of booking the reservation.** Reservation will automatically be cancelled if deposit is not received by due date. The remaining balance will be charged to individuals' credit card thirty (30) days prior to the arrival, unless otherwise instructed. Full payment will include tax, resort fee, plus any additional purchases such as lift tickets, ground transportation, etc.

| Hotel | Rates |
|---|--|
| BEAVER RUN Resort & Conference Center 620 Village Road Breckenridge, CO 80424-2115, USA T +1 970 453 6000 • F +1 970 453 4284 E stay@beaverrun.com • www.beaverrun.com | Hotel* USD 174.37 Studio* USD 192.05 Colorado Suite* USD 229.75 One Bedroom Suite - Building 4* USD 359.35 Two Bedroom Suite* USD 414.73 Two Bedroom Suite – Building 4* USD 545.51 |
| Participants of the Seminar make reservation individually and by calling +1 800 5252253 or +1 970 453 6000 and identifying themselves as part of the Union Internationale des Avocats group. | All prices include Sales Tax and Resort Lodging Fees which totals 17.82% (subject to change) |

DESCRIPTION OF ROOMS*

- **Hotel Room** features two beds, full bath, small sitting area
- **Studio** features queen bed, sleeper sofa, mini-kitchen, spa tub
- **Colorado Suite** features queen bed, sleeper sofa, mini-kitchen, spa tub, fireplace, private balcony
- **One Bedroom Suite** features queen bed, sleeper sofa, full kitchen, fireplace, private balcony
- **One Bedroom Suite, Building 4** features queen bed, sleeper sofa, full kitchen, fireplace, spa tub, private balcony
- **Two Bedroom Suite** features three queen beds, sleeper sofa, full kitchen, fireplace, private balcony
- **Two Bedroom Suite, Building 4** features two queen beds, sleeper sofa, full kitchen, fireplace, spa tub, private balcony
- **Three Bedroom Suite** features various bedding, sleeper sofa, full kitchen, fireplace, private balcony
- **Four Bedroom Suite** features various bedding, sleeper sofa, full kitchen, fireplace, private balcony

HOTEL CANCELLATION POLICY

For cancellations made more than thirty (30) days prior to scheduled arrival, the member will be charged a processing fee of One Hundred Dollars (\$100) per reservation. For cancellations made within thirty (30) days of scheduled arrival, member will forfeit all monies paid, unless the resort can resell the room. No-shows, early departures and/or late arrivals are non-refundable. Beaver Run reserved this right to cancel the reservation, if the credit card is declined for final payment. In case of cancellations, no-shows, early departures and/ or Late arrivals, the resort will undertake its best efforts to resell the respective room



Delos N. LUTTON

UIA Winter Seminars

EXPERIENCE THE MAGIC!

You may well think that October is a strange time to talk about snow (unless you live in the southern hemisphere), but this may be the perfect time to tell you about a wonderful UIA event that happened in late February. The perfect time, because you will be reading this either just before or just after another wonderful event, the annual Congress of the UIA, held this year in Salvador, Brazil. What better time to reflect on the attractions of congresses and seminars sponsored by the UIA?

Sometimes, a certain magic descends on seminars that bring together people from widely varying backgrounds, a magic that can transform a humdrum meeting room into an unforgettable experience. That magic descended on Breckenridge, Colorado (USA) in late February and early March, when 40 highly experienced lawyers from 25 countries gathered together to study cross-border litigation. We structured the seminar in such a way that we could study in the morning and in the evening, leaving the middle of the day available for skiing or sightseeing or shopping.

I admit that in the beginning I was skeptical that participants would be eager to arise early and meet over breakfast for 2 hours; and that they would then return in the evening after a tiring day, for another 2 hours of presentations and exchanges over complex, difficult subjects. But that is what happened. Every day for 5 days, our meeting room filled to capacity even before the starting time, and every day for 5 days, the participants stayed until the end of each session, and sometimes even beyond. Why? Because we all discovered in those sessions a fascinating mix of law and culture. We experienced in a direct and

personal way the sheer intellectual fun of exchanging ideas with fellow professionals whose insight and experience brought to vivid life the dry stuff of textbooks.

The subject matter varied widely, from how to win arguments before a judge, to how to obtain pretrial disclosures in other countries, to how mediation might sidestep some of the expense and uncertainty of litigation. But in every case, the presentations were lively, the participants were eager, the questions and subsequent discussions were fascinating. But even more importantly, those of us who were there felt that we came away with 40 new friends.

Perhaps it was the informal atmosphere, where the formality of jackets and ties was replaced by sweaters and après ski wear. Perhaps it was the incredibly beautiful surroundings of the Rocky Mountains. Perhaps it was the smooth organization (primarily the work of our colleague Winfried Schmitz and his team) or the high quality of the presentations. Perhaps it was the laughter and the stories exchanged among new friends over a good dinner at the end of a long day. Perhaps it was simply magic.

Whatever it was, those of us who were there will never forget those five days with colleagues from around the world. An experience like that is priceless, just as much as the experience of a grand and busy congress with 30 times the number of people and a far wider variety of subjects, with some great sightseeing crowning the event. A small seminar where a few dozen professionals come together to learn from each other can be like a tiny jewel whose beauty lasts and lasts, whose value increases over the course of years

as the lessons learned there are put into practice and the friendships begun there become the friends of a lifetime.

We organize or sponsor 10-12 opportunities every year for you to experience some of the magic that descended on Breckenridge. Our seminars take place all over the world, and I encourage you to try one out in the coming months. We will be repeating the ski seminar format, next year in Sestriere, Italy, a major site for the Turin Olympics. We expect this one to be even better than before, so watch for our announcements.

Or, choose a different event on any subject that pleases you. I am certain that you will cherish the experience, as have thousands of your colleagues before you. I and my successors look forward to welcoming you at a future UIA seminar.

Let the magic begin!

Delos N. LUTTON
President of UIA 2006/2007

CANCELLATION CONDITIONS

All cancellations will be subject to a 50% deduction and will have to be sent in writing, to be received by the Union Internationale des Avocats **no later than January 22, 2015**. No refund will be made for cancellations received after this date.

VISAS: Anyone who requires a visa invitation letter in order to attend the seminar should register and pay their registration fees **no later than January 22, 2015** to ensure there is enough time to obtain a visa.

All cancellations will be refunded in full, minus €50 to cover administrative costs, provided that the UIA has received the registration documents and **total registration fees no later than January 22, 2015**.

If you register after this date, only 50% of the amount paid minus €50 to cover administrative costs will be refunded for cancellations due to visa refusals.

All cancellations due to a visa refusal must be sent in writing and reach the UIA **before the seminar**. Cancellations must be accompanied by a **proof of visa refusal**.

If your visa is issued after the seminar date or if you do not have proof of visa refusal, you will not be entitled to a refund.

GENERAL CONDITIONS

All registrations received by the Union Internationale des Avocats (UIA) along with the full payment of fees corresponding to the events selected will be confirmed in writing.

The UIA reserves the right to cancel or postpone the seminar to a later date, change the seminar venue and/or programme, make any corrections or modifications in the information published in the seminar programme and cancel any invitation to participate in the seminar, at any time and at their entire discretion, without having to provide any reasons for the same.

Neither the UIA, nor any of its managers, employees, agents, members or representatives shall be held responsible for any loss or damage, of any nature, suffered (directly or indirectly) by a delegate, accompanying person or a third party following any cancellations, changes, postponements or modifications.

The UIA strongly advises participants to subscribe to modifiable and/or refundable services, as well as to take out a cancellation insurance.

Neither the UIA, nor any of its managers, employees, agents, members or representatives shall be held responsible for any loss or damage, of any nature whatever, suffered (directly or indirectly) by a delegate or accompanying person, except in case of death or personal injury due to gross negligence by the UIA.

The contractual relations between the UIA and each participant (delegate or accompanying person) in relation to the seminar are subject to French law and jurisdiction, to the exclusion of any other law. Paris is the city of jurisdiction.

FORMALITIES

It is the responsibility of participants to ensure compliance with police, customs and health formalities for their journey. Participants unable to take part in the seminar because of their inability to take a flight or any other means of transportation due to being unable to provide the documents required (passport, visa, vaccination certificate, etc.) cannot claim any reimbursement.

UIA 10th Winter Seminar

CROSS BORDER BUSINESS PARTNERING 2015: Corporate, Business, Regulatory and Litigation Aspects

February 21 – 28, 2015

BRECKENRIDGE, COLORADO, USA

REGISTRATION FORM

Register online at www.uianet.org
or please complete and return this form **before February 16, 2015**, by email, fax or post, to:
UNION INTERNATIONALE DES AVOCATS
25 rue du Jour, 75001 Paris, FRANCE
Tel: +33 1 44 88 55 66 / Fax: +33 1 44 88 55 77 / Email: uiacentre@uianet.org



UIA INDIVIDUAL MEMBERS

Please specify your membership number (Please check your membership card or membership fees):

MI _ _ _ _ _

Family Name:

First Name:

Firm:

Address:

Post Code: City:

Country:

Tel: Fax:

Email:

Date of Birth:

EU VAT ID-number:

Special requests (special diet, allergies, handicap...):

A. SEMINAR REGISTRATION FEES

| | Early Bird <= 12.01.2015 | Please tick | Standard > 13.01.2015 | Please tick | Speaker fees | Please tick |
|----------------------------|-----------------------------|----------------|--------------------------|----------------|--------------|----------------|
| Full Course | € 710* | | € 760* | | € 650* | |
| Young Lawyers (under 35)* | € 650* | | € 710* | | € 595* | |
| Accompanying Person** | € 200* | | € 220* | | € 180* | |
| Monday to Wednesday | € 520* | | € 570* | | € 465* | |
| Young Lawyers (under 35)* | € 465* | | € 505* | | € 415* | |
| Accompanying Person** | € 120* | | € 140* | | € 100* | |
| Wednesday to Friday | € 550* | | € 600* | | € 495* | |
| Young Lawyers (under 35)* | € 495* | | € 555* | | € 445* | |
| Accompanying Person** | € 140* | | € 160* | | € 120* | |

* Please attach proof of age to the registration form to benefit from young lawyer fee. ** Children under 18 are free of charge

B. SEMINAR SOCIAL ACTIVITIES

Please indicate below whether you plan to attend the following events included in the cost of your registration:

- Welcome Cocktail – Sunday, February 22, 2015
- Closing Dinner – Friday, February 27, 2015

C. ACCOMPANYING PERSON ACTIVITIES

Please indicate below whether you plan to attend the following events included in the cost of the accompanying person registration:

- Welcome Cocktail – Sunday, February 22, 2015 x __ person(s)
- Closing Dinner – Friday, February 27, 2015 x __ person(s)

D. TOTAL

| | |
|--------------------------------------|---------|
| Total (A) – Registration Fees | € |
|--------------------------------------|---------|

E. CANCELLATION CONDITIONS AND GENERAL CONDITIONS

I, the Undersigned, confirm that I have read and accepted the **cancellation conditions** as well as the **general conditions** given on **page 8** of the registration programme. My registration will only be taken into account on receipt of the payment.

Participants are aware that their image and/or voice may be photographed, recorded or filmed throughout the duration of the seminar. They hereby assign to the UIA, with the signature of this form, the right to exploit, reproduce and disseminate the images and recordings by all means, both known and unknown, using all media, for an unlimited term and free of charge.

F. METHOD OF PAYMENT

- By cheque in € payable to the UIA, addressed to: UIA - 25 rue du Jour - 75001 Paris - France
- By bank transfer in €, without charges to the payee, in favour of the Union Internationale des Avocats, quoting "2015 Breckenridge Seminar", to the following bank and account:

Société Générale – Paris Elysées Entreprise
91, avenue des Champs Elysées – 75008 Paris - France
BIC / SWIFT N°: SOGEFRPP
IBAN: FR76 3000 3033 9200 0503 4165 164

- By credit card: Visa Mastercard

Card N°: _ _ _ _ _

3 digits: _ _ _

Expiry date: _ _ / _ _

Name of card holder:.....

I authorise the Union Internationale des Avocats to debit the above mentioned credit card in the amount of € (EUR)

Date:/...../.....

Signature: