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A conference presented by the IBA Litigation Committee and the IBA Corporate Counsel Forum with the support of the IBA European Regional Forum

UP TO 9 CPD
HOURS AVAILABLE*

IBA Annual Litigation Forum

Managing Litigation Risk: The View from Inside the Corporation

Collegium Novum, Jagiellonian University, Kraków, Poland
19–20 May 2011

Following last year's highly successful forum between internal and external counsel, this year's forum moves to Kraków where we will focus on the key issue of managing litigation risk. This is an area in which internal and external counsel can combine their strengths to add value to their businesses by reducing the risk of litigation occurring and managing it successfully when it does.

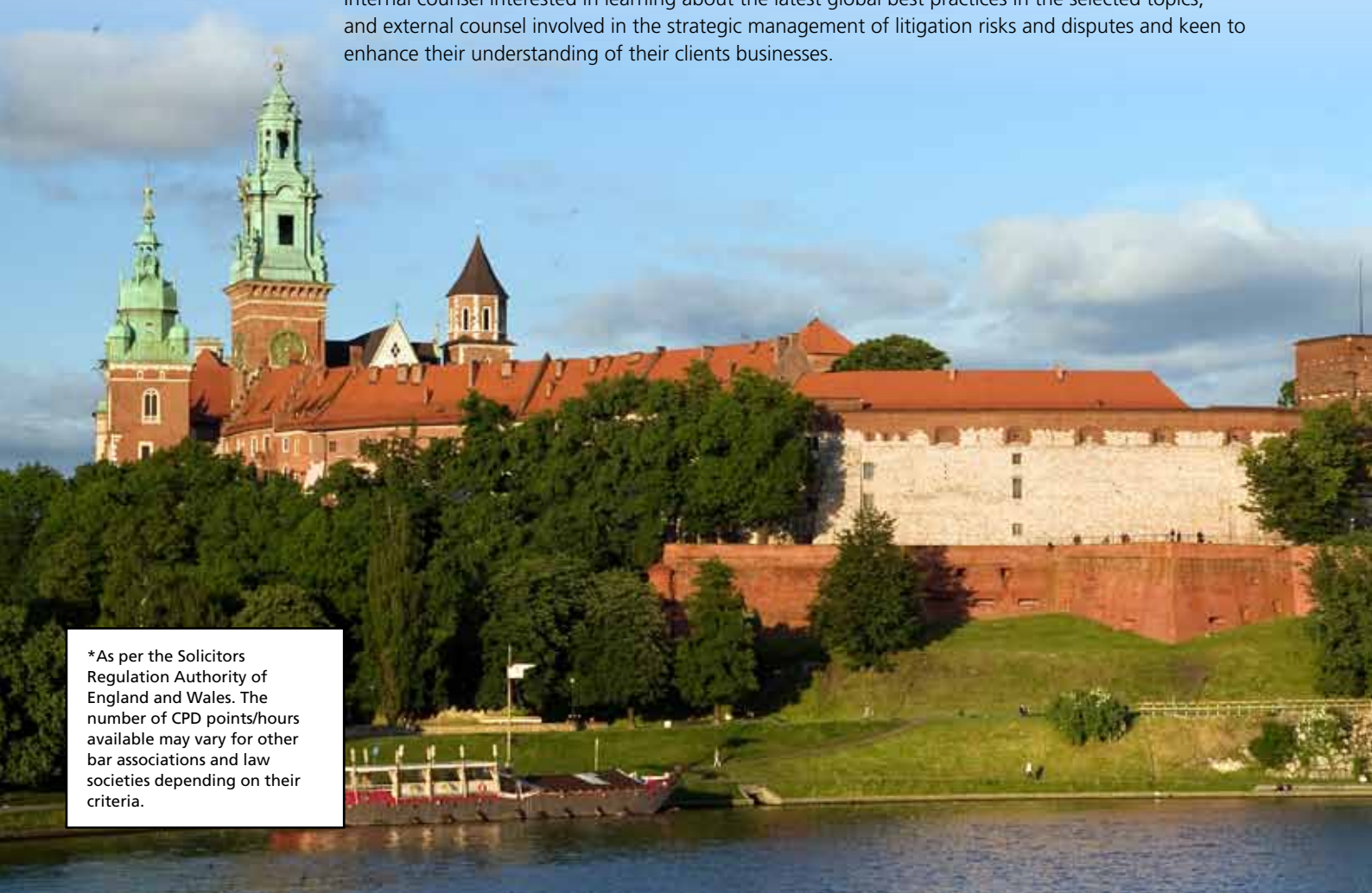
Topics include:

- Current best practice in risk management
- Data protection
- Corruption

Who should attend?

Internal counsel interested in learning about the latest global best practices in the selected topics, and external counsel involved in the strategic management of litigation risks and disputes and keen to enhance their understanding of their clients businesses.

*As per the Solicitors Regulation Authority of England and Wales. The number of CPD points/hours available may vary for other bar associations and law societies depending on their criteria.



Programme

Organising Committee

Conference Co-Chairs

Michael Hales *Nabarro LLP, London; Senior Vice-Chair, IBA Litigation Committee*

Marcin Radwan-Röhrenscheff *Röhrenscheff, Warsaw; Membership Officer, IBA Litigation Committee*

Committee Members

Antonio Bravo Taberné *Eversheds, Madrid; Co-Chair, IBA Litigation Committee*

Markus Koehnen *McMillan LLP, Toronto; immediate past Chair, IBA Litigation Committee*

Michael Novicoff *Liner Grode Stein LLP, Los Angeles; Co-Chair, IBA Litigation Committee*

1400 – 1730 **SESSION ONE**

Litigation risk management – current best practice

Risk management is a fundamental part of any business. Internal counsel play an essential role in it and external counsel can increase the value that they provide to internal counsel by assisting them in the task.

This session will address the following:

- Current best practice
- Identifying and understanding high risk areas of work and jurisdictions
- Risk management within international businesses and learning from past experiences
- Risk management before and after the commencement of proceedings, contractual protection and document control

The session will be an interactive workshop, designed to enable delegates to share knowledge about the current best practice in risk management and their practical experience of the issues that arise.

Moderator

Michael Hales *Nabarro LLP, London; Senior Vice-Chair, IBA Litigation Committee*

Speakers

Chris Charman *Deputy Chairman, Institute of Risk Management, London*

Peter R Chaffetz *Chaffetz Lindsey LLP, New York*

Martin Henrich *Head of Litigation, Novartis, Basel*

Sylvia Khatcherian *Morgan Stanley, New York; Chair, IBA Legal Practice Division*

Philippe Prouvost *Pernod Ricard, Paris*

1800 – 2000 **Welcome cocktail reception**

Venue to be confirmed

Thursday 19 May

1200 – 1330 **Corporate Counsel Forum**
Sheraton Hotel

The session will be open to in-house counsel only. It will provide an opportunity for an open exchange of ideas on how internal counsel can add value to their businesses and increase the strategic roles that they play in them. Research will be presented on the topic.

Facilitator

Jonathan Warne *Nabarro LLP, London*

The Sheraton hotel is a short walk from Collegium Novum. Please indicate your interest in attending on the registration form.

1200 **Registration at Collegium Novum,**
Jagiellonian University

1345 **Conference opening**

Michael Novicoff *Liner Grode Stein LLP, Los Angeles; Co-Chair, IBA Litigation Committee*

Antonio Bravo Taberné *Eversheds, Madrid; Co-Chair, IBA Litigation Committee*

Continuing Professional Development /Continuing Legal Education

For delegates from countries where CPD/CLE is mandatory, the International Bar Association will be pleased to provide a Conference Certificate of Attendance which, subject to the exact CPD/CLE requirements, may be used to obtain the equivalent accreditation in your jurisdiction.

Associate social event sponsor



Kubas
Kos
Gaertner

Luncheon and refreshment break sponsors

CLS COMMUNICATION

Leite, Tosto e Barros
A D V O G A D O S

Friday 20 May

0900 – 1200 **SESSION TWO**

Data protection

The risks and problems surrounding data protection are ever-increasing as technology advances and businesses become more international. This session will be split into two parts to explore the following key issues:

- International differences in data protection laws
- Transporting data across borders
- Use of data protection as a tactical weapon in litigation – exploiting rights of access
- Can data protection cope with cloud computing?

The first part of the session will involve a panel of experts addressing these issues, particularly from the litigator's perspective. The second part will provide an interactive forum during which members of the audience will be able to share their own experiences of the practical problems that arise with international data protection.

Moderator

Wade Wright *General Counsel & Vice-President, Japan Tobacco International SA, Zurich*

Speakers

Sam Aiboni *Shell Nigeria, Port Harcourt*

Charles W Cohen *Hughes Hubbard & Reed LLP, New York*

Cynthia O'Donoghue *Reed Smith LLP, London*

Urs Feller *Prager Dreifuss, Zurich*

Vilija Vaitkute Pavan *Head of Dispute Resolution, LAWIN, Vilnius*

Prof Gizbert Studnicki *SPCG, Krakow*

Giles Watkins *CEO, Concentium, London*

1200 – 1400 **Lunch**

The organisers may at any time, with or without giving notice, in their absolute discretion and without giving any reason, cancel or postpone the conference, change its venue or any of the other published particulars, or withdraw any invitation to attend. In any case, neither the organisers nor any of their officers, employees, agents, members or representatives shall be liable for any loss, liability, damage or expense suffered or incurred by any person, nor will they return any money paid to them in connection with the conference unless they are satisfied not only that the money in question remains under their control but also that the person who paid it has been unfairly prejudiced (as to which, decision shall be in their sole and unfettered discretion and, when announced, final and conclusive).

1400 – 1700 **SESSION THREE**

Corruption

Following the well publicised introduction of new corruption legislation in the UK, the first part of the session will be a cross-jurisdictional discussion of the following:

- Designing and maintaining effective compliance programmes
- Managing a corruption investigation – views from the client and external counsel
- Self reporting – is it ever a good idea?
- Managing corruption exposure internationally.

The second part will be an open question and answer discussion session in which delegates will be actively encouraged to participate.

Moderator

Marcin Radwan-Röhrenschef *Röhrenschef, Warsaw; Membership Officer, IBA Litigation Committee*

Speakers

Paul A von Hehn *WilmerHale, Brussels*

William Jacobson *Weatherford International Ltd, Houston*

Waldemar Koper *General Counsel, SB Miller, Warsaw; President, Polish Association for Corporate Counsel*

Rafal Kos *KKG, Krakow*

Konstantine Kryazhevskikh *General Counsel, ARMZ, Moscow*

Peter J Rees QC *General Counsel, Royal Dutch Shell, The Hague*

Evening **Conference Dinner**

Wieliczka Salt Mine

Entry by ticket. Price £70 per person.

A UNESCO world heritage site, Wieliczka Salt Mine reaches a depth of 327 metres and is over 300 km in length. Commercial mining discontinued in 1996. Attractions include dozens of statues and an underground chapel carved out of rock salt. The Conference dinner will take place in one of the mine's unique chambers. Dinner will be preceded by an hour's tour of the mines.

Keynote speaker

Lech Walesa *former President of Poland (1990-5) and Nobel Peace Prize Winner (1983)*

Conference kindly supported by



Exhibitors



Information

Date

19 – 20 May 2011

Venue

Collegium Novum
Jagiellonian University
24 Gołębia Street
Kraków 31007
Poland
Tel/Fax: +48 (12) 663 3858
www.konferencje.uj.edu.pl

Language

All working sessions and conference materials will be in English.

How to register

Register online by 13 May at www.int-bar.org/conferences/conf374 and make payment by credit card, to avail of the ten per cent online registration discount or complete the attached registration form and return it to Annie Dunster at the IBA together with your payment. You should receive e-mailed confirmation of your registration within two days; if you do not then please contact Annie Dunster at annie.dunster@int-bar.org.

Fees

Online registrations received:

	on or before 8 April	until 13 May
IBA member	£540	£630
Non-member *	£675	£765
Young lawyers (under 30 years)	£405	£765
Academics/judges (full time)	£405	£765
Public lawyers	£405	£765
Corporate counsel	£485	£765
Conference dinner	£70	£70
Guest fee	£50	£50

After **13 May** registrations must be received in hard copy at the IBA office.

Hard copy registration forms and fees received:

	on or before 8 April	after 8 April
IBA member	£600	£700
Non-member *	£750	£850
Young lawyers (under 30 years)	£450	£850
Academics/judges (full time)	£450	£850
Public Lawyers	£450	£850
Corporate counsel	£540	£850
Conference Dinner	£70	£70
Guest fee	£50	£50

* By paying the non-member fee, we welcome you as a delegate member of the IBA for the year in which this conference is held, which entitles you to the following benefits:

- 1) Password access to certain parts of the IBA website.
- 2) Receipt of IBA E-news and access to online versions of International Bar News.
- 3) Pay the member rate for any subsequent conference registrations for this calendar year.
- 4) Take advantage of IBA Special Offers.

If you would like to become a full or general member of the IBA, which includes membership of one or more committees – and inclusion in and access to our membership directory – we encourage you to do so now in order to register for this conference at the member rate. Full details of how to join can be found at www.ibanet.org.

The IBA offers senior lawyers a discounted registration fee. Please contact the IBA office for further information.

Full payment must be received in order to process your registration.

Fees include:

- Attendance at all working sessions
- Conference materials, including any available speakers' papers submitted to the IBA before 2 May
- Access to the above conference working materials from the IBA website (www.ibanet.org) approximately seven days prior to the conference
- Lunch on Friday 20 May
- Tea and coffee during breaks
- Invitation to welcome reception on Thursday 19 May

Please note that registrations are not transferable.

Guest fees include:

- Invitation to welcome reception on Thursday 19 May

Guests are not entitled to attend the working sessions. No member of the legal profession may be registered as a guest.

List of participants

In order for your name to appear in the list of participants, which will be distributed at the conference, your registration form must be received by 13 May at the latest.

Registration confirmation

All documentation regarding your attendance at the conference can now be obtained from the IBA website. Upon receipt of your payment for the conference a confirmation e-mail will be sent containing instructions on how to download the documents. Registration confirmation will not be distributed by post.

Promotional literature

Please note that no individual or organisation may display or distribute publicity material or other printed matter during the conference, unless by prior arrangement with the IBA. Organisations and companies wishing to discuss promotional opportunities should contact the Sponsorship Department at the IBA (sponsorship@int-bar.org).

Payment of registration fees

Pounds sterling: by cheque drawn on a UK bank and in favour of the International Bar Association. Please send to: 10th Floor, 1 Stephen Street, London W1T 1AT, United Kingdom.

OR by bank transfer to the IBA account number: 13270222 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom or SWIFT address NWBKGB2L, IBAN GB05NWBK56000313270222. **Please ensure that a copy of the bank transfer details is attached to your registration form.**

Use the exchange rate prevailing at the time of registration.

Euro: by cheque or bank draft, drawn on a euro zone bank and converted at the current rate of exchange and in favour of the International Bar Association.

OR by bank transfer to the IBA bank account number 550/00/06570631 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom or SWIFT address NWBKGB2L, IBAN GB58NWBK60721106570631. **Please ensure that a copy of the bank transfer details is attached to your registration form.**

Use the exchange rate prevailing at the time of registration.

US dollars: by cheque converted at the current rate of exchange and drawn on a US bank and in favour of the International Bar Association. Please send to: 10th Floor, 1 Stephen Street, London W1T 1AT, United Kingdom.

OR by bank transfer to the IBA account number: 01286498 (Sort Code 56-00-03) at the National Westminster Bank, St James's & Piccadilly Branch, 208 Piccadilly, London W1A 2DG, United Kingdom. SWIFT address NWBKGB2L, IBAN GB55NWBK60730101286498. **Please ensure that a copy of the bank transfer details is attached to your registration form.**

Credit card payments: by Visa, MasterCard or American Express. **No other cards are accepted.**

PLEASE ENSURE THAT YOUR NAME AND 'CON374KRAKOW' APPEAR ON ANY TRANSFER OR DRAFT.

No Deductions or Withholdings

All fees payable to us by you in accordance with the terms contained in this 'information' section shall be paid free and clear of all deductions or withholdings whatsoever.

If any deductions or withholdings are required by law to be made from any fees payable to us by you under the terms contained in this 'information' section you shall pay such sum as will, after the deduction or withholding has been made, leave us with the same amount as we would have been entitled to receive in the absence of any such requirement to make a deduction or withholding.

If we obtain the benefit of any tax credit or other relief by reference to any such deductions or withholdings, then we shall repay to you such amount as, after such repayment has been made, will leave us in no worse position than we would have been had no such deductions or withholdings been required.

Cancellation of registration

If cancellation is received in writing at the IBA office by **22 April 2011**, fees will be refunded less a 25 per cent administration charge. We regret that no refunds can be made after this date.

Travel arrangements and visas

Participants are responsible for making their own travel arrangements. It is recommended that you check your visa requirements with your local embassy or consulate. We are unable to dispatch visa invitation letters to support your visa application prior to receipt of your registration form and full payment of registration fees.

Please apply for your visa in good time.

Hotel accommodation

A limited number of rooms have been reserved at the following hotels for the nights of 18–21 May:

Grand Hotel

ul Sławkowska 5 / 7, Kraków 31014

Tel: +48 (12) 421 7255

Fax: +48 (12) 421 8360

E-mail: hotel@grand.pl

www.grand.pl

Single room: €138 Double room: €154

The above rates are per room, per night and include buffet breakfast and VAT (seven per cent). The rates exclude the local city tax (currently 1.60 PLN per person per night). Reservations made after 18 April will be subject to availability and cannot be guaranteed at the special IBA rate.

Holiday Inn Kraków City Center

ul Wielopole 4, Kraków 31072

Tel: +48 (0) 12 619 0000

Fax: +48 (0) 12 619 0153

E-mail: reservations@hik.krakow.pl

www.hik.krakow.pl

Single room: €139 Double room: €154

The above rates are per room, per night and include buffet breakfast, entrance to the mini gym and VAT (seven per cent). The rates exclude the local city tax (currently 1.60 PLN per person per night). Reservations made after 8 April will be subject to availability and cannot be guaranteed at the special IBA rate.

How to make a reservation

To make a reservation please contact your chosen hotel quoting **International Bar Association** to ensure you secure the preferential rates. A credit card number will be required to secure your reservation. Reservations for the Holiday Inn Kraków City Center should be made either via email or fax addressed to Anna Dudrak at the address shown.

Cancellation and no-show policy

Please note that in the event of any cancellations or no-shows, rooms will be charged to the individual guest's credit card given at the time of booking.

As a limited number of rooms have been blocked at the hotels, availability cannot be guaranteed once the room block is full.

Delegates are responsible for making accommodation reservations directly with the hotel of their choice and entering into an agreement with the hotel regarding credit card guarantees, cancellation terms and conditions, and room rates (should these differ from the special IBA rate). The IBA cannot accept responsibility for hotel accommodation disputes between a delegate and the hotel.

Disabled access

Please notify us if you require special assistance.

Social programme

Friday 20 May

Conference Dinner

Wieliczka Salt Mine

Entry by ticket. Ticket price: £70 per person.

The cost of the dinner includes return transport, a guided tour of the mines, pre-dinner drinks and a four course dinner.

Ticket reservations cannot be guaranteed unless payment has been received before 12 May 2011, subject to availability. Please indicate your attendance on the registration form.

Please note this event may not be suitable for anyone with a fear of underground and enclosed spaces. Please contact Annie Dunster (annie.dunster@int-bar.org) if you require further information.



International Bar Association

the global voice of the legal profession

The **International Bar Association** (IBA), established in 1947, is the world's leading organisation of international legal practitioners, bar associations and law societies. The IBA influences the development of international law reform and shapes the future of the legal profession throughout the world. It has a membership of over 47,000 individual lawyers and more than 197 bar associations and law societies spanning all continents. It has considerable expertise in providing assistance to the global legal community as well as being a source of distinguished legal commentators for international news outlets.

Grouped into two divisions – the **Legal Practice Division** and the **Public and Professional Interest Division** – the IBA covers all practice areas and professional interests, providing members with access to leading experts and up-to-date information. Through the various committees of the divisions, the IBA enables an interchange of information and views among its members as to laws, practices and professional responsibilities relating to the practice of business law around the globe.

Litigation Committee overview

The Litigation Committee focuses on the legal, practical and procedural issues involved in conducting litigation. Differences and developments in individual jurisdictions are compared. The issues arising in international litigation receive particular attention, including issues such as jurisdiction, choice of law, and the role of international judicial assistance in dispute resolution. Practitioners involved in larger scale or international litigation can debate topical issues and share their experiences of handling and solving the problems arising from such disputes. In particular, the committee seeks to explore the differences of approach between the common law and civil law traditions, and to encourage a dialogue between practitioners from these two systems.

Close links are maintained with various organisations such as the American Bar Association Litigation Section, the British Institute of International and Comparative Law and the Australian Corporate Lawyers Association.

The committee meets at the IBA Annual Conference and also has a specialist litigation conference generally held in May or June each year, together with regular seminars and events organised by the committee's local country chairs. The IBA Annual Conference also provides an occasion for the Young Litigators Forum to offer an opportunity for young lawyers to present papers and exchange ideas.

Corporate Counsel Forum overview

The mission of the Corporate Counsel Forum is to be the pre-eminent forum within the IBA for the discussion, education and spokespersonship by, for and among corporate counsel, respecting the proper role and expectations of the professional acting for a corporation. A comprehensive publications and programme effort furthers this mission.

In particular, the Forum wishes to assist its members in functioning effectively within corporate hierarchies, satisfying business objectives while rendering legal services to the corporation in accordance with the highest professional standards. The Forum seeks to maintain a particular focus on topics and themes of this nature which are currently relevant to its membership. Currently these include:

- selection of, liaison with and supervision of outside counsel;
- professional evaluation, development, privilege and responsibility in the corporate setting;
- globalisation and multi-jurisdictional practice;
- managing the corporate legal function; and
- corporate governance.

European Regional Forum

The European Regional Forum was established in 1989 to provide a focus originally on the work undertaken by the IBA in developing the practice under changing legal systems of lawyers in Eastern and Central Europe. The forum was also intended to act as a channel for IBA communication with the bar associations of these local lawyers.

The goals of the forum include addressing current and long-term needs of professional organisations and individual members within the geographical reach of the forum, as well as increasing membership and participation in the IBA and integrating them within the organisation. The forum will also facilitate cross-border activity between lawyers and bars in different European countries. The forum has a particular focus on cross-disciplinary activities.

The forum seeks to facilitate relevant networking and information/experience sharing opportunities and encompasses the social and collegial interests of both members and potential members with other regional fora, the Corporate Counsel Forum and the Young Lawyers Committee and all LPD committees in general.

At present the forum has 7,700 members.

Contact information:

International Bar Association

10th Floor, 1 Stephen Street, London W1T 1AT, United Kingdom

Tel: +44 (0)20 7691 6868 Fax: +44 (0)20 7691 6544

www.ibanet.org



Registration form

IBA Annual Litigation Forum

Managing Litigation Risk: The View from Inside the Corporation

19–20 May 2011 Collegium Novum, Jagiellonian University, Kraków, Poland

Please read the 'Information' section before completing this form and return it together with your payment to Annie Dunster at the address overleaf.

Personal details *(Please attach your business card or write in block capitals)*

Title _____ Given name _____ Family name _____

Name and country to be shown on badge *(if different from above)* _____

IBA membership number *(if applicable)* _____ Date of birth _____

Firm/company/organisation _____

Address _____

Tel _____ Fax _____

E-mail _____

Guest name _____

Special dietary requirements _____

TO OBTAIN A TEN PER CENT DISCOUNT ON THE FEES BELOW, PLEASE REGISTER BY **13 MAY** ONLINE AT
WWW.INT-BAR.ORG/CONFERENCES/CONF374.

IBA MEMBERS CAN REGISTER ONLINE BY 8 APRIL FOR £540.

PLEASE SEE 'INFORMATION' FOR FURTHER ONLINE REGISTRATION DETAILS.

Registration form and fees received:	On or before 8 April	After 8 April	Amount payable
IBA member	£600	£700	£
Non-member*	£750	£850	£
Young lawyers (under 30 years)	£450	£850	£
Academics/judges (full time)	£450	£850	£
Public lawyers	£450	£850	£
Corporate counsel	£540	£850	£
Guest fee	£50	£50	£

Social functions

Conference dinner Friday 20 May

Number of tickets _____ @ £70 per ticket

£

Dinner ticket reservations are subject to availability and cannot be guaranteed unless payment has been received before **12 May**.

Please tick here if you will participate in the Corporate Counsel only session on Thursday 19 May (see programme for details).

THE IBA OFFERS SENIOR LAWYERS A DISCOUNTED REGISTRATION FEE.

PLEASE CONTACT THE IBA OFFICE FOR FURTHER INFORMATION.

*JOIN THE IBA TODAY AND REGISTER FOR THIS CONFERENCE AT THE IBA MEMBER RATE.

PLEASE FIND THE MEMBERSHIP APPLICATION FORM AT **WWW.IBANET.ORG**.

TOTAL AMOUNT PAYABLE

£

FULL PAYMENT MUST BE RECEIVED IN ORDER TO PROCESS YOUR REGISTRATION.

PLEASE NOTE THAT REGISTRATIONS ARE NOT TRANSFERABLE.

Continued overleaf

Payment details

I enclose a cheque/bank draft made payable to the IBA for the total amount payable.

I have transferred to the IBA bank account the total amount payable and have attached a copy of the bank transfer details.

Please charge the total amount due to my (delete as appropriate) Visa/MasterCard/American Express. *Other cards are not accepted.*

Card number _____ Start date _____ Expiry date _____

Name of cardholder _____

Signature _____ Date _____

Where did you first hear about this conference?

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E-MAIL EDITORIAL RECOMMENDATION OTHER

Please provide further details, quoting code (if applicable)

IBA listings are provided to relevant third parties for marketing purposes. The IBA will treat your personal information with the utmost respect and in accordance with UK data privacy laws.

If you are agreeable to passing on your details, please tick this box

If you do **not** wish to receive IBA information and materials, please tick this box

Your details will however be included in the list of participants.

Please send the completed form to:

International Bar Association**Annie Dunster**

10th Floor, 1 Stephen Street, London W1T 1AT, United Kingdom

Tel: +44 (0)20 7691 6868 Fax: +44 (0)20 7691 6545 Or +44 (0)20 7691 6544

E-mail: annie.dunster@int-bar.org www.ibanet.org

For office use only Payment _____ Banked _____ Processed _____
