

ALFA INTERNATIONAL

THE GLOBAL LEGAL NETWORK



PROTECTING YOUR BUSINESS ASSETS AT HOME AND ABROAD

2011 ANNUAL CLIENT SEMINAR

**Hosted by ALFA International's
INTERNATIONAL LAW PRACTICE GROUP**

November 9-11, 2011
The Hilton Sydney
Sydney, Australia

www.alfainternational.com

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Protecting your business and its assets domestically and internationally is the foundation of commercial success today. As the opportunities for doing business abroad abound, sometimes in the most unexpected of places, it is vital to have a clear strategy as to how to operate across borders while retaining the value and integrity of your tangible and intangible assets.

The programme, to be opened by His Excellency Jeffrey L. Bleich, US Ambassador to Australia, provides expert analysis by leading legal and business authorities from Australia and all over the world on numerous important topics. These include:

- Personal property security legislation—new laws for Australia and the international experience
- Hot topics in intellectual property
- International mergers and acquisitions—what are the latest issues?
- International arbitration—tips and trends
- What sort of insurance should you procure for cross border mergers and acquisitions?
- Corporate class actions around the world and how not to get yourself sued
- Dealing with Australia's largest purchaser, the Department of Defence
- Force majeure impacts on major projects—experiences from Australia and around the world

ALFA International is a network of 145 prominent law firms in 60 countries and as such can provide unrivalled access to local legal counsel and advice. Our International Law Practice Group conference looks at some of the important issues impacting those doing business in Australia and those doing business internationally.

Wednesday, November 9

17:00 – 19:00

WOMEN'S INITIATIVE COCKTAIL RECEPTION

Carmen Pavlovic, CEO and Board Member of Global Creatures, an international entertainment group that develops new and exciting theatrical productions, will be talking about her experiences of producing "Walking With Dinosaurs - The Arena Spectacular" and exporting it around the world and the delights and pitfalls of dealing with different cultures and working practices. The Show is based on the award winning BBC TV series and made Global Creatures No. 1 on the Business Review Weekly Entertainers List for 2010. It has grossed over \$350 million and was the number one tour worldwide in 2010.

Carmen Pavlovic
CEO and Board Member
GLOBAL CREATURES
Sydney, Australia

Thursday, November 10

9:00 – 9:20

REGISTRATION & WELCOME COFFEE

9:20 – 9:30

WELCOME REMARKS

Michael Murphy
*Chair, ALFA International
Board of Directors*
CARTER, CONBOY, CASE,
BLACKMORE, MALONEY
& LAIRD, P.C.
Albany, New York, USA

Edward T. Hayes
*Co-Chair, International Law
Practice Group*
LEAKE & ANDERSSON, L.L.P.
New Orleans, Louisiana, USA

Alfred P. Meijboom
*Co-Chair, International Law
Practice Group*
KENNEDY VAN DER LAAN
Amsterdam, Netherlands

Alistair Little
*Program Chair, International
Law Practice Group*
TRESSCOX LAWYERS
Sydney, Australia

9:30 – 10:05

KEYNOTE SPEAKER

His Excellency Jeffrey L. Bleich
*AMERICAN AMBASSADOR
TO AUSTRALIA*
Canberra, Australia

10:05 – 10:15

BREAK

10:15 – 11:15

BREAKOUT SESSIONS - GROUP 1

A. PERSONAL PROPERTY SECURITY LEGISLATION: NEW LAWS FOR AUSTRALIA

An International Comparison

Australia is about to introduce comprehensive laws dealing with security interests and other interests in personal property. Suppliers, lenders, administrators, receivers, liquidators, and their lawyers will need to be familiar with the new laws. Many other countries already have similar laws. This presentation will provide an opportunity to learn about the new Australian laws and gain an insight into experiences in other jurisdictions.

Nigel Oliver
Moderator
ANTHONY HARPER
Christchurch & Auckland, New Zealand

Frederic Cohen
COURTOIS LABEL
Paris, France

Ian Sinclair
CORNWALL STODART
Melbourne, Australia

Henry Beck
HALLORAN & SAGE LLP
Hartford, Connecticut, USA

B. HOT TOPICS IN INTELLECTUAL PROPERTY

The proliferation of social networking and internet retailing sites has made it easier for IPRs to be used inappropriately both maliciously and by "fan" sites, with the perpetrators frequently acting anonymously. What, if anything, can be done to counteract this? What does the future hold for patent protection, litigation and the negotiation of license fees?

David Moore
Moderator
CORNWALL STODART
Melbourne, Australia

Scott D. Stimpson
SILLS CUMMIS & GROSS PC
New York, New York, USA

Terry Moore
Director, Domestic Policy
IP AUSTRALIA
Woden, Australia

11:15 – 11:45

MORNING TEA

11:45 – 13:00

BREAKOUT SESSIONS – GROUP 2

A. INTERNATIONAL MERGERS & ACQUISITIONS- WHAT'S THE LATEST?

In the midst of global financial turbulence, M&A activity is in an "interesting" period. Equity funded acquisitions have proved somewhat unpredictable. Yet for Australians, with a strong dollar and a (relatively) stable economy, there are some attractive assets available in Australia and in other jurisdictions. Meanwhile, overseas

government-owned entities and companies with their financial houses in order are looking for assets to give them security of supply or to diversify out of their own economies. Australia is a target.

If you are looking to make an acquisition overseas, what should you know about? If you are a target or potential target of an international bidder, what is in its mind?

Our expert panel of presenters will cover Australia, USA, Brazil, India, China and Europe. They will discuss some of the latest deal terms and trends and some key regulatory issues. They will also share what's going on in their markets.

This will be an interactive session. There will be ample opportunity for audience questions and discussion.

Brett M. Cowell

Moderator

COWELL CLARKE
Adelaide, South Australia

Harvey Jay Cohen

DINSMORE & SHOHL LLP
Cincinnati, Ohio, USA

Marta Rodrigues

L.O. BAPTISTA ADVOGADOS
ASSOCIADOS
Sao Paulo, Brazil

Ignacio Lopez-Balcells

BUFETE B. BUIGAS
Barcelona, Spain

Rajarshi Chakrabarti

KOCHHAR & CO
Mumbai, India

Wenjie Sun

GRANDALL LAW GROUP
Shanghai, China

**B. INTERNATIONAL ARBITRATION:
WHAT IS THE BEST WAY TO
RESOLVE CROSS-BORDER
DISPUTES?**

The popularity of arbitration as an alternative dispute resolution mechanism rises and falls based on market trends and financial stability. ADR clauses have remained popular in recent years. However, questions are commonly raised as to the efficiency and effectiveness of arbitration as a dispute resolution process. The focus of this session is to arbitrate or not to arbitrate: arbitrations vs. court proceedings in cross-border deals and disputes. In particular, we will consider which system to choose for efficient and effective dispute resolution and raise issues concerning the enforcement of an arbitral award versus enforcement of a court judgment across borders.

Katherine Payne

Moderator

CORNWALL STODART LAWYERS
Melbourne, Victoria

Peter Murdoch, Q.C.

Queens Counsel
VICTORIAN BAR
Melbourne, Australia

Therese Ryan

Previous Vice President &

General Counsel

GENERAL MOTORS INTERNATIONAL
Melbourne, Australia

Rashda Rana

General Counsel, Australia

Project Management &

Construction Division

LEND LEASE
Sydney, Australia

13:00 – 14:00

STANDING NETWORKING LUNCH

14:00 – 15:15

BREAKOUT SESSIONS – GROUP 3

**A. INSURING CROSS-BORDER
PROJECTS, MERGERS &
ACQUISITIONS**

Warranty and Indemnity insurance is rapidly becoming a corporate risk tool in M&A transactions. It serves as a potential safety net by transferring the risk that may arise as a result of a breach of warranty (or in certain cases for contractual indemnity) in a merger or acquisition transaction to a third party insurer who in turn provides cover for such losses. The analysis will examine:

- What is Warranty and Indemnity Insurance?
- In what circumstances can 'W&I' Insurance be employed to address risk from the perspective of a buyer and a seller?
- What types of transactions may benefit from 'W&I' Insurance?
- What are some of the emerging risks arising from transactions including cross-border deals and national transactions?

Alistair Little

Moderator

TRESSCOX
Sydney, Australia

Eric A. Newsom

MANATT, PHELPS & PHILLIPS, LLP
San Francisco, California, USA

Michael Bracken

TRESSCOX
Sydney, Australia

Andrew Stubbings

Director

RISK CAPITAL ADVISORS
Melbourne, Australia

B. CORPORATE CLASS ACTIONS

Corporate class actions have become a staple feature of jurisdictions around the world. This session will provide the opportunity to hear from a number of experts about the development of corporate class actions throughout the UK, Europe, the United States and Australia and the hurdles which those actions continue to face. Those attending will then enjoy a panel discussion exploring the future of corporate class actions, not only from the perspective of those promoting such actions but also from the perspective of those responding.

Mark Sheller

Moderator
TRESSCOX
Sydney, Australia

David Cibrian

STRASBURGER & PRICE, LLP
Dallas, Texas, USA

Susanna Khouri

Investment Manager
IMF
Sydney, Australia

John Sykes

CHARLES RUSSELL LLP
London, England

15:15 – 15:45

AFTERNOON TEA

15:45 – 16:45

BREAKOUT SESSIONS – GROUP 4

A. DEALING WITH AUSTRALIA'S LARGEST PURCHASER- THE DEPARTMENT OF DEFENCE

With a 2011-2012 budget of more than \$27.5 billion, the Australian Department of Defence is Australia's largest purchaser of products and services from international and local businesses.

This panel discussion will provide an opportunity to hear from representatives of the Australian defence industry and will offer an overview of current and future defence purchasing, defence information and communications technology contracting, construction contracting, and the different approaches of defence to the delivery of capability and infrastructure.

Stephanie Lynch

Moderator
MEYER VANDENBERG LAWYERS
Canberra, Australia

Robert Tonkin

Chair
AUSTRALIAN INDUSTRY AND DEFENCE NETWORK (ACT)
Canberra, Australia

Valentina Josifovski

Legal and Contracts Manager
CEA TECHNOLOGIES PTY LIMITED
Canberra, Australia

Brendan Bilston

Managing Director
PROJECT POINT MANAGEMENT
Canberra, Australia

B. IMPACT OF FORCE MAJEURE EVENTS – MINING & CONSTRUCTION PROJECTS

As the world suffers what appear to be more frequent natural catastrophes, economic crises, and acts of terrorism, more attention becomes focused on force majeure clauses in contracts. What events should be caught by force majeure clauses? What effect should those events have on the contract during the period of the force majeure event and after? How should parties deal with force majeure events as they arise? Our expert panel of presenters (who have dealt with issues arising from Hurricane Katrina, the Christchurch earthquake and the

Pike River Mine disaster) will discuss key issues with the drafting and operation of force majeure clauses, with particular reference to experience in construction and mining projects.

Paul Olivier

Moderator
TALBOT OLIVIER LAWYERS
Perth, Australia

Brendan Taylor

TALBOT OLIVIER LAWYERS
Perth, Australia

Peter Woods

ANTHONY HARPER
Christchurch, New Zealand

Melanie Brown

General Counsel
ALCOA OF AUSTRALIA
Perth, Australia

Edward T. Hayes

LEAKE & ANDERSSON, LLP
New Orleans, Louisiana, USA

17:00 – 18:40

LEISURE TIME

18:40 p.m.

COURTESY SHUTTLE BUS

A courtesy shuttle bus will be available from the Hilton Sydney to the Opera House for the evening event. For those who would prefer, the Opera House is also within a 15-20 minute walk of the Hilton Sydney.

19:00 – 23:00

GALA COCKTAIL EVENT AT THE OPERA HOUSE

The Sydney Opera House is one of the 20th Century's greatest buildings located on the picturesque harbour foreshore. The evening's venue offers stunning expansive harbour views from Sydney Harbour Bridge to Rose Bay and attracts more than 8.2 million visitors a year.

FACULTY BIOS

HENRY M. BECK, JR. is a partner and chairs the International Legal Practice Group, the Mergers and Acquisitions Practice Group and the Securities Law Practice Group at ALFA International's Hartford, Connecticut member firm of Halloran & Sage LLP. Mr. Beck works with clients in a broad array of industries with both a U.S. and non-U.S. presence. His transactional practice includes domestic and international mergers and acquisitions, joint ventures, intellectual property licensing, strategic alliances, agency, distribution and sales representation arrangements, equity and commercial finance, secured transactions (Uniform Commercial Code Article 9), securities law compliance, business governance and general business and contract law. Clients include foreign and domestic enterprises and their subsidiaries and affiliates located in Australia, Austria, Brazil, Canada, France, Germany, Hong Kong, India, Japan, Mexico, New Zealand, Peoples Republic of China, United Kingdom, and United States.

BRENDAN BILSTON is a Principal and Joint Managing Director of Point Project Management. In just 6 years Point has grown to become one of Australia's leading Project Management consultancies. Brendan's experience is founded on time served within the Department of Defence – Army where he fulfilled a number of appointments in various organisations. From managing construction tasks on Military Operations to the delivery of Major Defence Infrastructure, Brendan has had experience in both public and private sector roles and this, combined with his project expertise and communication skills, has enabled him to successfully manage extremely complex capital works programs and major projects. Brendan is currently the Executive Project Director, Defence HMAS Harman Communications Facilities Project and Project Director of the Defence ACT Office Accommodation Block & Stack. He has extensive experience in a number of major Defence infrastructure projects.

JEFFREY BLEICH was confirmed by the U.S. Senate on November 20, 2009, to be the U.S. Ambassador to Australia and presented his credentials in Canberra on November 26, 2009. Mr. Bleich previously served as Special Counsel to the President at the White House. From 1995 to 2009, he was a litigation partner in the San Francisco office of Munger, Tolles & Olson LLP, where he was recognized as one of the nation's top lawyers. Outside of his legal practice, Mr. Bleich has had a long-standing commitment to international law. After clerking for Judge Howard Holtzmann at the Iran-U.S. Claims Tribunal and acting as Special Rapporteur to the International Court of Arbitration, he assisted the Special Prosecutor for the International Tribunal for the Former-Yugoslavia. He has taught international human rights at UC Berkeley's School of Law, and written and lectured extensively on the international criminal court.

In 2008, he served simultaneously as the Chair of the California State University Board of Trustees and as the President of the State Bar of California. Mr. Bleich also represented the ABA before the United States Supreme Court in several matters including the Medellin case concerning the Vienna Convention on Consular Rights. He recently chaired both the ABA's Amicus Curiae Committee and the subcommittee on Corporate Social Responsibility. Mr. Bleich served as an officer or member in numerous foreign policy organizations including the Council on Foreign Relations, the ABA Section on International Law, the Pacific Council on International Policy, the International Law Association, the American Society of International Law, and Human Rights Watch.

Mr. Bleich received his B.A. from Amherst College, his Masters in Public Policy from Harvard University, and his law degree from the University of California at Berkeley School of Law. He received his certificate in Public International Law from The Hague Academy in 1993. Following graduation from law school, he clerked for Chief Justice Rehnquist on the United

States Supreme Court as well as Judge Abner J. Mikva of the D.C. Circuit.

MICHAEL BRACKEN is a Partner at TressCox lawyers, the ALFA International member firm in Sydney and Brisbane, Australia. He specializes in Corporate and Commercial Services with a focus on Financial Services in particular the regulation of venture capital raising, corporate structures, regulatory compliance, financial services licensing and disclosure, prudential regulation, insurance, directors and officers liability and providing corporate/commercial advice to offshore and onshore entities and their directors.

MELANIE BROWN is General Counsel of Alcoa of Australia Limited. Alcoa's Australian operations represent the world's largest integrated bauxite mining, alumina refining, aluminium smelting and rolling system. Also operating the country's largest aluminium recycling plant, Alcoa adds significant value to Australia's local, state and national economies.

RAJARSHI CHAKRABARTI is the Resident Partner in the Mumbai office of the Indian ALFA International member firm of Kochhar & Co. He is a corporate commercial lawyer with emphasis on transactional and regulatory work. His practice includes cross-border acquisitions, mergers, de-mergers, joint ventures, divestments & restructuring, corporate governance issues and commercial contracts. Rajarshi has negotiated, drafted and structured a wide range of business transaction documents on behalf of foreign investors. He regularly assists clients in liaising with various regulatory authorities, government departments and agencies. In addition to his corporate practice Rajarshi is often involved in advising clients on sensitive employee matters such as retrenchments, disciplinary proceedings etc. Rajarshi has handled contentious issues before the Supreme Court of India, High Courts of various states and other judicial/quasi-judicial bodies

on behalf of large public sector and private sector corporations. His litigation experience includes issues pertaining to complex commercial contracts and tenders, shareholders' disputes, corporate restructuring, writ remedies, negligence/unfair practice claims and recovery proceeding. Rajarshi frequently speaks at national and international conferences on Indian law issues, with a focus on doing business in India. He also sits on the Board of a number of Indian subsidiaries of multi-national companies.

DAVID J. CIBRIAN is a partner with the Dallas, Texas ALFA firm of Strasburger & Price LLP. David serves as the Chair of Strasburger's International Practice and has participated in a broad range of domestic and international negotiated transactions, including the representation of U.S., Latin American, European and Asian clients in the planning, structuring, negotiating, and implementing of joint ventures, mergers, acquisitions, divestitures, commercial lending transactions, trade, financing, and contract matters in each of these regions. He has appeared on *FOX Business Network* and been quoted in international business and legal media including *The Wall Street Journal*, *Investor's Business Daily*, *Newsweek* and Mexico's *El Financiero*. He was formerly a certified public accountant. David is a graduate of Georgetown University.

FRÉDÉRIC COHEN is a French qualified attorney and a partner in the Paris ALFA International member firm of Courtois Lebel. He advises both French and international corporate clients, investment funds and entrepreneurs on corporate finance deals, private M&A deals, private equity transactions and restructuring. He has served as a member of ALFA International's board of directors. Before joining Courtois Lebel in 2008, he worked in various French and international law firms, including the UK firm Simmons & Simmons where he was a partner from 1999 to 2004. Frederic Cohen is a graduate from the

University of Paris and holds degrees in business law and management.

HARVEY JAY COHEN is a Partner in the Corporate Department and Chair of the International Practice Group at the Cincinnati, Ohio ALFA International member firm of Dinsmore & Shohl LLP. Mr. Cohen engages in a business and corporate law practice that includes the representation of non U.S.-owned entities; software, Internet, computer, outsourcing and high-tech agreements of all types; acquisitions and mergers; international business transactions, including joint ventures, foreign subsidiaries and entities, European, Mexican, Indian, and Chinese transactions; alliance, licensing, distribution, and agency agreements; general corporate counseling; executive compensation agreements; and private equity and venture capital transactions. He frequently lectures in the U.S. and abroad on high technology, domestic, and international joint ventures, mergers and acquisitions, and other transactions for international organizations and business groups.

BRETT M. COWELL is a founding partner and the chairman of the Adelaide, Australia ALFA International law firm of Cowell Clarke. He also heads the Corporate and IP/IT practice groups of Cowell Clarke. Mr. Cowell advises the firm's corporate and business clients on corporate transactions, takeovers, mergers and acquisitions, securities market issues, capital raisings, debt and equity funding and joint ventures. In connection with these matters, he deals with banks and corporate advisors, private equity and venture capital investors, underwriters, ASX and ASIC. He also consults to Board chairs and CEOs on corporate issues, including strategic matters and governance. Clients range from large publicly listed companies to smaller, fast growing entrepreneurial businesses. Many of the transactions Mr. Cowell advises on involve high value IP assets.

EDWARD T. HAYES is a Partner at the New Orleans, Louisiana ALFA International member firm of Leake & Andersson where he leads the firm's International Trade and Business Practice Group. Mr. Hayes represents and advises clients in all types of international trade and business matters, including import/export transactions, international sales of goods and services, antidumping/countervailing duty proceedings and dispute resolution matters. Mr. Hayes is a member of the Intergovernmental Policy Advisory Committee of the Office of the U.S. Trade Representative, a NAFTA Chapter 19 dispute settlement panelist and serves on the Department of Commerce's Louisiana District Export Council. He also serves as an Adjunct Professor of Law at both Tulane and Loyola University Schools of Law, where he teaches an advanced course on the World Trade Organization.

VALENTINA JOSIFOVSKI is the Legal and Contracts Manager at a leading edge electronic systems design company, CEA Technologies Pty Limited, and is also the Company Secretary. CEA Technologies is based in Canberra and operates in the United States and the Middle East. CEA Technologies specialises in the design, development and manufacture of advanced radar and communications solutions for civil and military applications. Prior to joining CEA Technologies in 2006, Valentina worked in major Australian law firms (Clayton Utz and Gilbert + Tobin), at the Australian Government Solicitor, in the corporate environment as a general counsel at AOL|7 Pty Ltd, an interactive media company and, as a legal, policy and legislative consultant to Primus Telecommunications Pty Ltd and the Internet Industry Association. Valentina has also been a non-executive director of a publicly listed telecommunications company, Orion Telecommunications Ltd. She enjoys working in-house and being close to where the action is, particularly as CEA Technologies consistently punches above its weight. Valentina's areas of expertise include commercial, and contract law, IP and technology

law. While working at CEA Technologies, Valentina has been exposed to the Defence sector and the Department of Defence, both in Australia and overseas, and has been heavily involved in negotiations with the Defence Materiel Organisation and multi-national Defence companies.

SUSANNE KHOURI is an Investment Manager at IMF (Australia) Ltd. She was admitted to practice as a solicitor in December 1989 and has over 18 years commercial litigation experience. Between 1994 and 2000 Susanna was a solicitor in the commercial dispute resolution group of DLA Phillips Fox and then a partner in that team between June 2000 and May 2008. At DLA Phillips Fox, Susanna's areas of experience and expertise included general commercial litigation, corporate and personal insolvency, security enforcement and Corporations Act compliance, investigations and prosecutions. Susanna joined listed litigation funder IMF (Australia) Ltd in June 2008 as an Investment Manager. Her most recent project related to the Federal Court representative proceeding against the Commonwealth of Australia and others in relation to losses caused by the regulatory action against Pan Pharmaceuticals in April 2003 which proceeding was funded by IMF and which has been successfully resolved (subject to Court approval).

ALISTAIR LITTLE is a Partner in the Sydney office of the ALFA International member firm, TressCox Lawyers, and heads up the firm's litigation group. Alistair has extensive experience in litigation, in particular involving general corporate and commercial disputes, insurance, building and construction, intellectual property, defamation and trade practices litigation. Alistair has expertise in all aspects of commercial proceedings in the Federal, New South Wales Supreme and New South Wales District Courts. His broad client base has involved him in all areas of professional indemnity insurance, product liability insurance, credit insurance and directors and officers liability insurance as well as enabling him to utilize his expertise

in construction industry litigation (including advice on variation claims and extension of time claims and issues arising from the operation of retirement villages); copyright, trade mark, patent and passing-off litigation; defamation litigation; and litigation regarding claimed breaches of the Competition and Consumer Act and the Australian Consumer Law.

IGNACIO LOPEZ-BALCELLS is founder and managing partner of the ALFA International Spanish member firm of Bufete B. Buigas. He specializes in directing complex transactions, in particular mergers and acquisitions, alliances and associations, designing and carrying out floats on the stock exchange, financial restructurings, and reorganizing corporate groups. He is a legal advisor to several national and foreign companies, both privates and quoted, which he counsels on an ongoing basis on making strategic decisions, drawing on his knowledge on legal and tax consultancy and his extensive business experience. He is a member of the boards of directors of several companies across a range of sectors of the economy, and serves as secretary of the board in several companies. Education: Central University of Barcelona (Law Faculty): Degree in Law; City of London Polytechnic (London): Degree in Business and Tax English Law and International Contract Law; Barcelona Centre of Tax studies: Degree in Tax and Financial Law.

STEPHANIE LYNCH is a Partner of the Canberra, Australia ALFA International member firm of Meyer Vandenberg. Stephanie advises government agencies on a broad range of commercial, contracting and property projects. She advises on all aspects of tender and procurement processes and has a strong track record in the provision of probity services for government projects. Stephanie has extensive experience in facilitating the delivery of successful, high value information technology and infrastructure projects as well as the effective management of contentious issues. Stephanie advises the Department of Defence, Defence Housing Australia,

the Australian Capital Territory Land Development Agency and the Australian Capital Territory Commissioner for Social Housing on a wide range of issues including probity and procurement. She has undertaken high level procurement and sales work for a number of government agencies, especially in relation to property matters.

ALFRED MEIJBOOM is a partner in the Dutch ALFA International member firm Kennedy Van der Laan, where he chairs the intellectual property and media law department. He handles both contentious and non-contentious matters in the field of IP and IT, and advises clients on strategic company level. Further, Alfred is a sports lawyer who acts as the principal outside counsel for sports marketing matters in EMEA for the world's largest sports brand. Alfred serves as arbitrator and panelist at the WIPO Arbitration and Mediation Centre and the Czech Arbitration Court for domain name disputes, and is arbitrator at an arbitration institute for IT related disputes. He is also assistant professor at the Computer Law Institute of the Vrije Universiteit Amsterdam. Currently, Mr. Meijboom is involved in ALFA International as board member, member of the International Membership Committee and co-chair of the ILPG.

DAVID MOORE is a Special Counsel at Cornwall Stodart, the ALFA International member firm in Melbourne, Australia and is the head of the firm's Intellectual Property Group. His expertise includes advising on and conducting trade mark oppositions, trade mark revocation and trade mark removal actions in multiple jurisdictions, providing strategic advice on trade mark portfolio management and conducting due diligence enquiries on target companies' intellectual property. He also advises on and conducts trade mark litigation matters and negotiates the settlement of disputes, and prepares multijurisdictional coexistence and settlement agreements. His experience in Australia, New Zealand and the Middle East has given him an international perspective on trade mark and copyright

law, passing off, franchising, Trade Practices/Fair Trading Act issues and domain names. He has also been cultivating an interest in the interaction between the protection of geographical indications and trademarks.

PETER MURDOCH Q.C. is a barrister at the Melbourne Bar, where he has practiced since 1973 and as a Queens Counsel since 1990. Among other areas, Peter practices in the areas of Arbitration and International Arbitration.

MICHAEL J. MURPHY is a partner of the Albany, New York ALFA International firm of Carter, Conboy. Mr. Murphy is a trial attorney handling complex litigation with an emphasis on employment law. He maintains an active trial practice in state and federal courts as well as before the EEOC and the New York State Division for Human Rights. He is regularly retained by leaders in business, government and the professions to represent their interests in sensitive, high profile litigation and investigations. Mr. Murphy is currently Chair of ALFA International and Past President of the Northern District of New York Federal Court Bar Association. He is a graduate of the State University of New York at Oswego and Albany Law School.

ERIC A. NEWSOM is Partner and Co-Chair of the Private Equity & Venture Capital Practice Group at Manatt, Phelps & Phillips, LLP, the ALFA International member firm in San Francisco, California. Mr. Newsom practices in the areas of mergers and acquisitions, private equity and venture capital fund formation and investment transactions, and corporate governance and compliance matters. He also specializes in the structuring, formation and financing of complex joint ventures and development stage companies, and counsels private companies in the strategic transitioning of ownership and management to family members, employees or acquirers. Mr. Newsom has represented buyers, sellers, investors and intermediaries in scores of business combination, buyout and investment transactions in the technology, consumer products, healthcare, wine

and industrial sectors. Mr. Newsom also has extensive experience in the planning, structuring and formation of private equity and venture capital funds. In this capacity, Mr. Newsom represents numerous private investment funds, fund sponsors and limited partners in the structuring, formation and operation of domestic and offshore investment vehicles, advising clients on partnership terms and conditions, investor relations, general partner structuring and separation issues and other matters.

NIGEL OLIVER is a Partner and Head of Department (Banking, Finance and Insolvency) at Anthony Harper. Anthony Harper is the ALFA International Member in New Zealand and has offices in Christchurch and Auckland. Anthony Harper acts for a wide range of banking clients, including HSBC, Westpac New Zealand Limited and ASB Bank Limited (New Zealand's division of Commonwealth Bank of Australia). Nigel has advised extensively on personal property securities issues, including precedent document development, priority issues and disputes (including where the debtor is insolvent) and has assisted clients with compliance programs and training. Nigel has spoken on personal property security matters at conferences and client seminars. When the Personal Property Securities Act 1999 (New Zealand) was introduced in New Zealand Nigel peer-reviewed standard form security documents drafted for use by Westpac New Zealand Limited. Recently Nigel has advised Societe Generale Bank and Trust (Singapore and Hong Kong branches) on personal property securities matters in New Zealand.

PAUL OLIVIER is a principal with Talbot Olivier, the ALFA International firm in Perth, Australia. Paul is the lead principal within the insurance and mining and resources practice groups. He is a key figure within the firm, and has practised law at Talbot Olivier for over 40 years. In his lifetime of experience, Paul has developed a profound understanding of insurance law, advising local and national

insurers, self-insurers, institutional clients and government departments. Paul gives advice on all aspects of insurance law, with particular emphasis on business and accident insurance, corporate, commercial, and personal injuries, general property insurance claims, medical negligence, motor vehicle personal insurance claims and professional indemnity. Paul also advises on all key areas of mining, energy and resources, encompassing liability issues, regulatory issues, tenders and contractual agreements, operations, arbitration and dispute resolution, and mine safety.

CARMEN PAVLOVIC is CEO and Board Member of Global Creatures, an international entertainment group that develops new and exciting theatrical productions to take to audiences around the world. Carmen is currently overseeing a live theatre production for DreamWorks of 'How to Train Your Dragon' (incorporating animatronic dragons which fly and breathe fire) together with a production of King Kong that is being developed for Broadway. In addition, Carmen and her team are working with creators Baz Luhrmann and Catherine Martin to stage a production of 'Strictly Ballroom'. Carmen was educated in Melbourne and holds a Bachelor of Arts and an MA in Business Administration. Throughout the 1990s, Carmen's career spanned various theatre companies and in 1998 she joined the Really Useful Company as executive producer. In 2001 she relocated to London as executive producer at Clear Channel Entertainment. Later Carmen became the Director of the International Production Department for Stage Entertainment responsible for establishing new territories (Russia, Italy and France), licensing, programming of 25 theatres across Europe and overseeing all productions in the UK, Germany, Holland, France, Italy, Spain and Russia. For Stage Entertainment Carmen was also the international executive producer of the European premiere of Dirty Dancing in Germany and Holland, the Russian speaking productions of Cats and Mamma Mia! (the first open-ended musicals in Moscow); the French speaking

productions of Sam Mendes' Cabaret at the prestigious Folies Bergeres and The Lion King at the Mogodor Theatre in Paris.

KATHERINE PAYNE is a Senior Associate at Cornwall Stodart, the ALFA firm for Melbourne, Australia. Ms Payne practices in commercial litigation, with an emphasis on insolvency and construction law. She has acted in disputes including representing creditors in complex margin lending schemes, representing liquidators in complicated Group insolvencies and acting in a large scale construction dispute relating to Australia's 3G telecommunications networks. She is also involved in general commercial and contractual litigation for retail and mining entities. She has extensive experience in International Arbitration and has just completed a substantial Arbitration conducted (under ICC rules) which spanned 4 years.

RASHDA RANA is currently the General Counsel for the project management & construction business of Lend Lease, which is one of the world's leading project management, design and construction companies operating in more than 30 countries worldwide and employing over 17,000 employees. She is a former barrister who worked extensively at the Bar in London, Australia and Asia for the past 20 years. Her work has included advising on and conducting major commercial, maritime and construction & infrastructure litigation, arbitration and mediation involving wide ranging issues. Rashda is Adjunct Professor teaching international commercial arbitration at Sydney University Law School. She devised the course and it was the first of its kind in Australia. She has recently published a textbook to complement the course. Rashda is an active member of a number of significant industry associations, including the Founding Member and the current Secretary of the newly formed Society of Construction Law Australia, a Fellow and Director of the Australian Centre for International Commercial Arbitration (ACICA), Fellow of Institute of Arbitrators & Mediators Australia (IAMA), Fellow of Chartered Institute of Arbitrators (CI Arb), Fellow of

Commercial Law Association of Australia (CLAA) and Treasurer of Arbitral Women. Rashda is a trained mediator and has been appointed as arbitrator in a number of arbitrations.

MARTA RODRIGUES is a partner in the Corporate Law and Commercial Law practice groups of L.O. Baptista Advogados, the ALFA International member for Brazil. Marta has expertise in both domestic and international negotiations of international contracts and M&A transactions. Marta is also the partner in charge of foreign investment issues, advising clients in offshore and onshore investments. She received her law degree from the Pontifical Catholic University of São Paulo in 1993 and is fluent in Portuguese and English. E-mail: mar@baptista.com.br

THERESE RYAN is a lawyer by profession and recently retired from General Motors, where she was Vice President, General Counsel and member of the Executive leadership team for General Motors International Operations, comprising Asia Pacific (including China, Korea and India), Latin America, Africa, the Middle East and Russia and Eastern Europe. Prior to that, she held similar positions in GM's Asia Pacific Operations and its Australian arm, GM Holden. She was also an executive director of a number of GM's entities around the globe, and Assistant Secretary of General Motors Corp and other US entities. Before joining GM, Therese was General Counsel for Qenos Pty Ltd, a petrochemical manufacturer and a JV of ExxonMobil and Orica Ltd. Prior to pursuing a corporate career, Therese was a partner in a boutique law firm specialising in gaming, liquor and hospitality and non bank financial institutions, where she had a broad commercial and property practice, and was an accredited family law specialist.

MARK SELLER is a Partner at TressCox Lawyers. He is an expert in a number of areas including professional indemnity insurance and commercial litigation and is also an expert in the area of accountants' liability. Mark regularly

gives presentations to accountants and insurers on developments on accountants' professional liability and has presented regularly on insurance topics. He also jointly authors the Audit Chapter of Australian Corporation Law. In 2011 Mark was recognised as a Best Lawyer for insurance in the Best Lawyers@ Australia Peer Review.

IAN SINCLAIR is a Partner in the Corporate and Commercial team at Cornwall Stodart, the ALFA International Member from Melbourne. He has over 25 years' experience in corporate and commercial law, including acting as in-house counsel with a private investment bank. Ian advises publicly listed and private companies in general corporate law, corporate governance, M&A, initial public offers, capital raisings and cross border transactions across a diverse range of industries, from energy and resources to media, financial services, biotechnology and transport. He is experienced in many forms of commercial contracts, including trading and supply agreements, joint ventures and in dealing with foreign investment and competition and consumer issues.

SCOTT D. STIMPSON is Co-Chair of the Firm's Intellectual Property Practice Group and is resident in our New York office. Mr. Stimpson has practiced intellectual property litigation and counseling for more than 20 years. He has successfully litigated many patent infringement cases, serving as lead litigation counsel in numerous cases, and he has trial (jury and nonjury), arbitration and mediation experience. Mr. Stimpson's litigation experience has involved technologies such as medical and other mechanical devices, semiconductors, cameras, biotechnology and computer science. His licensing and counseling work has similarly involved a wide range of technical disciplines and clients. Mr. Stimpson also has significant experience in general commercial litigation, including causes of action such as a breach of contract, unjust enrichment, and other state and federal claims. Prior to joining Sills Cummis & Gross, Mr. Stimpson was a partner in Morgan Lewis' Litigation

and Intellectual Property Practices. He has often lectured on American patent litigation, giving presentations both in the United States and in Asia. Apart from his experience representing American clients, Mr. Stimpson has also served as lead counsel for clients in Japan, China and Korea.

ANDREW STUBBINGS, Director: Andrew joined Risk Capital Advisors on 1 July 2011. Prior to joining Andrew had 5 years experience as the Regional Manager for Asia Pacific of the Chartis (formerly AIG) M&A group. Prior to joining Chartis Andrew was a senior associate at Mallesons Stephen Jaques. Andrew has also worked as an M&A lawyer in New Zealand (Russell McVeagh) and the United Kingdom. In total Andrew has 11 years post qualification experience as an M&A lawyer and is qualified in Victoria and New Zealand. Andrew holds an LLM (Hons) (Canterbury, NZ).

WENJIE SUN is with the Grandall Law Firm, the ALFA International member from China, where he heads the international practice department which includes attorneys from Canada, Italy, Spain and Malaysia. He also leads the firm's international IP practice and was one of the pioneer batch of lawyers admitted to start his own private practice in China in the early 1990s. Wenjie founded one of the earliest private law firms in Qingdao, Shandong province in China. With 20 years legal practice in China, Wenjie has wide experience in various corporate & commercial areas. Wenjie is active in advising foreign clients on their corporate ventures in China, including cross-border investment, joint ventures, M&A, investment strategy, offshore arrangements, arbitration and litigation. The range of his clients is from top 500 multinational companies to small and medium size enterprises.

JOHN SYKES is a Partner at the London, England ALFA International member firm of Charles Russell where he leads the Commercial Dispute Resolution Group, has 20 years of experience as a litigator and is recognised as a leading individual in both Chambers & Partners and Legal 500. John specialises in commercial

litigation and mediation with an emphasis on international disputes in the technology and communications industries and in fraud and asset recovery. John's recent work has included acting for Arqiva, the UK provider of telecommunications services to mobile telephone network operators in a high value dispute with T Mobile and Orange, undertaking litigation in 7 jurisdictions worldwide as Administrator of Awal Bank, Bahrain, conducting the English proceedings of litigation in five jurisdictions concerning a fund of over £250 million alleged to have been obtained by fraud and acting for Atos Origin in a multimillion pound dispute with De Beers in the Technology and Construction Court. John continues to be a recognised name in mediation (acting for clients in mediations rather than as mediator).

BRENDAN TAYLOR is Managing Principal at the Perth, Australia ALFA International member firm of Talbot Olivier. Mr. Taylor is a commercial litigator specialising in construction, mining and corporate disputes. He appears as counsel in the state and federal courts of Australia, performing both interlocutory and trial work. His work in the last 3 years has seen him principally advise on cross-border construction, mining and corporate disputes for a number of Australian and international companies. Mr. Taylor is also a leading media and defamation lawyer representing various media organisations.

ROBERT TONKIN is the Chair of the Australian Industry and Defence Network and is a former Deputy Secretary in the Department of Defence. As a Deputy Secretary in the Department of Defence Robert was concurrently CFO and CIO, and had oversight of a number of divisions including corporate planning, government relations, estate management, corporate support and audit and lead the Department's successful implementation of major reform and efficiency initiatives. Robert is a former Chief Executive of the Australian Capital Territory Chief Minister's Department and Associate Secretary in the Department of the Prime Minister and Cabinet. Within the Department of the Prime Minister and Cabinet, Robert led the Australian Government's Taskforce on

Offshore Maritime Security, and headed the Secretariat of the National Enquiry on Bushfire Mitigation and Management. In the ACT he led reform initiatives in the Australian Capital Territory Public Service, led the Service's response to Canberra's 2003 bushfires and served on the Bushfire Recovery Taskforce. Robert also has extensive high-level experience in public sector governance, strategic policy and resource management, and in national security and risk management. Robert has chaired a number of Australian Government department audit committees and has been a board member of the Defence Housing Authority. He has previously been a member of the Council of the Order of Australia and of the Australian Bravery Decorations Council, and was Deputy Chair of the Defence Reserves Support Council of the ACT. Robert has an Honours degree in urban geography and is a Fellow of the Australian Institute of Management.

PETER WOODS is the head of the Dispute Resolution Team at Anthony Harper, ALFA International's member firm in New Zealand. Mr Woods advises clients on a wide range of commercial disputes, including representation in Court (at all levels), Arbitration and Mediation. Currently he is representing a US public company in respect of the Pike River Coal Mine tragedy (where 29 lives were lost) which is the subject of a Royal Commission. Anthony Harper's clients own commercial property in Christchurch valued in excess of \$1 billion. Mr Woods is representing many of those clients in respect of contractual, insurance and regulatory issues arising from the series of devastating earthquakes in Christchurch since September 2010. He was a partner in a London specialist media law firm before returning to New Zealand in 2000. Mr Woods earned his BSc/LLB from the University of Canterbury and his LL.M (advanced litigation) from the University of Nottingham. He is co-author of the New Zealand Chapter in "International Guide to Money Laundering Law and Practice" (3rd Edition, published by Bloomsbury Professional Limited).

GENERAL INFORMATION

MEETING LOCATION:

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REGISTRATION:

Please contact your ALFA International attorney to register for this seminar.

HOTEL:

The ALFA International Room Block Rate is \$320.00 AUD per night, with breakfast for one person. Hotel reservations are requested by completing the seminar registration process. Please contact your ALFA International attorney to register for this seminar.

CPD/CLE CREDIT:

For Australian lawyers this program will attract CPD/CLE units in accordance with local Law Society and/or Institute guidelines should attendees wish to claim them. For U.S. attendees, please consult your state bar for CLE guidelines.

ATTENDANCE IS OPEN ONLY TO MEMBERS OF ALFA INTERNATIONAL AND THEIR INVITED GUESTS.

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