



International Insolvency Institute Presents the Eighth Annual International Insolvency Conference

June 9–10, 2008
Humboldt University
Berlin, Germany

Information

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International Insolvency Institute 8th Annual Conference, June 9-10, 2008

Please note speakers and topics are subject to change, the following is current as of April 8, 2008

Monday, June 9, 2008

KEYNOTE ADDRESS: Managing the Future Through Pro-Active Change: Challenges and Opportunities for European Business

9:00-10:00 **Special Keynote Speaker: Dr. Roland Berger**

Professor Dr. Roland Berger is the Chairman of the Roland Berger Strategy Consultants of Munich, one of the world's leading strategy consulting firms with 32 offices in 23 countries employing over 1700 people. Dr. Berger is the Vice-Chair of the Association of Management Consulting firms and has served several terms as President of the European Federation of Management Consultants. Dr. Berger is a renowned and pre-eminent European expert on management consulting and brings enormous experience and authority to our Conference as its Keynote Speaker.

10:00-10:20 **Refreshment Break**

10:20-11:30 **The European Scene: The Latest in European Insolvency (III and Insol Europe)**

(Presented by the III Committee on European Union Developments in conjunction with Insol Europe)

Panel Co-Chairs: Professor Christoph Paulus, Humboldt-Universität zu Berlin, Berlin and International Affairs Counsel, Schultze & Braun, Berlin and Dr. Eberhard Braun, Schultze & Braun, Achern

Speakers •Mr. Justice Yves Merlat, Evry Commercial Court, Paris

•Reinhard Dammann, White & Case LLP, Paris

Christopher D.W. Mallon, Skadden, Arps, Slate, Meagher & Flom LLP, London

- Professor Bob Wessels, Leiden University, Leiden

11:30-12:30 **The Criminalization of Directors and Officers: Personal Risk and Liabilities in Insolvencies**

(Presented by the Committee on Corporate and Professional Responsibilities in Insolvencies)

Panel Chair: Michael Thierhoff, Thierhoff Illy & Partner, Leipzig, Germany

Speakers:

- Ronald DeKoven 3-4 South Square, London
- Robert B. Millner, Sonnenschein, Nath & Rosenthal, Chicago
- Alberto Piergrossi, Piergrossi Bianchini Eversheds, Milan
- Hideyuki Sakai, Bingham McCutchen Murase, Sakai & Mimura, Tokyo

12:30-1:45 **LUNCH: Buffet lunch at Humboldt for Registered Delegates**

1:45-2:45 **Hedge Funds - The New Masters of the Bankruptcy Universe**

(Presented by the III Committee on Hedge Funds)

Panel Chair: Robert J. Rosenberg, Latham & Watkins, New York

Speakers:

- Kolja von Bismark, Clifford Chance, Frankfurt
- Professor Steven L. Schwarcz, Duke University School of Law, Durham, NC
 - Stephen J. Taylor, AlixPartners, London
 - Silvio Tersilla, Studio Legale Lovells, Rome

2:45-3:45 **Pre-Packaged Disposals on Insolvency: International Standards and Variations**

Panel Chair: Patricia Godfrey, Nabarro LLP, London

- Speakers:
- Isabelle Didier, Maitre Isabelle Didier, Paris
 - Dr. Sandra Frisby, Nottingham University, Nottingham
 - Marcia L. Goldstein, Weil, Gotshal & Manges LLP, New York
 - Siv Sandvik, Advokatfirma DLA Nordic DA, Oslo
 - Dr. Annerose Tashiro, Schultze & Braun, Achern

3:45-4:45 **Pan Pacific Insolvency Developments: A View From the Trenches**

(Presented by the Committee on Asian Developments)

Panel Chair: Edward H. Tillinghast, III, Sheppard Mullin Richter & Hampton LLP, New York

- Speakers
- George Kelakos, Kelakos Advisors, Greenwich, CT
- David V. Madden, Angelo Gordon (Asia), Hong Kong
- John M. Marsden, Mayer Brown JSM, Shanghai
 - Dr. Shinjiro Takagi, Nomura Securities Co., Ltd., Tokyo
 - Professor Li Shuguang, China University of Politics and Law, Beijing

4:45-5:00 **The 2008 III Gold Medal Prize in International Insolvency Studies**

(Presented by the Committee on International Insolvency Studies)

Panel Co-Chairs: Professor Bob Wessels, Amsterdam and Professor Jay L. Westbrook, Austin, Texas.

A presentation by the Gold Medal Winner of the Institute's Prize in International Insolvency Studies.

6:30-7:15 **Conference Reception (included in Legendary Dinner Registration)** Opernpalais Unter den Linden, Unter den Linden 5, Berlin

7:15-9:30 **III Legendary Conference Dinner (Ticketed Event)** Opernpalais Unter den Linden, Unter den Linden 5, Berlin

Presentation of the 2008 III Outstanding Contributions Award
Honouree: Dr. Manfred Balz, Deutsche Telekom AG, Berlin
Presented by: Professor Christoph Paulus, Humboldt University, Berlin
Appreciation by: John A. Barrett, Fulbright & Jaworski, Houston, Chair, III Board of Governors

Tuesday, June 10, 2008

8:00-9:00 **III Annual Members Meeting (Members only please)**
A continental breakfast will be available for Members.

9:00-10:15 **The Role of Derivatives in the Credit Crisis, the Mortgage Mess and the Coming Default Cycle**

Panel Co-Chairs: Donald S. Bernstein, Davis Polk & Wardwell, New York, Steven T. Kargman, Kargman Associates, New York

Speakers:

- Evelyn H. Biery, Fulbright & Jaworski LLP, Houston
- Professor Kenneth N. Klee, Klee, Tuchin, Bogdanoff & Stern LLP, Los Angeles
- Anthony Murphy, Citi Markets & Banking, New York
- Nicholas A. Segal, Freshfields Bruckhaus Deringer, London

10:15-10:30 **Refreshment Break**

10:30-11:30 **The COMI Controversies: Co-ordinating Competing Jurisdictions**

(Presented by the Committee on International Jurisdiction and Co-ordination)
Panel Chair: Hon. Ralph R. Mabey, Salt Lake City

Speakers:

- Daniel M. Glosband, Goodwin Procter, Boston
- Agustin Bou Maqueda, Jausas, Barcelona

- Gabriel Moss, Q.C., 3-4 South Square Chambers, London
- Professor Jay L. Westbrook, University of Texas, Austin
- Susan Power Johnston, Covington & Burling LLP, New York (Committee Reporter)

11:30-12:30 **Judges Without Borders; The Role of the Insolvency Judge in the Management and Resolution of Cross-Border Cases**

(Presented by the III Judicial Committee)

Panel Co-Chairs: Hon. Charles G. Case, United States Bankruptcy Court, Phoenix and Mr. Justice Luciano Panzani, Supreme Court of Italy, Rome

Speakers

- Hon. Samuel L. Bufford, United States Bankruptcy Court, Los Angeles
- Mr. Justice Geoffrey B. Morawetz, Ontario Superior Court of Justice, Toronto
- Mr. Justice David Richards, Royal Courts of Justice, London
- Mr. Justice Professor Heinz Vallender, Eftstadt, Germany

12:30-1:45 **LUNCH:** Buffet Lunch at Humboldt for Registered Delegates

1:45-2:30 **A Global Comparative Study of Wage and Pension Claims in Insolvency: The III Social Claims Final Report (III and Insol Europe)**

(Presented by the Committee on Social Claims on Bankruptcy)

Panel Co-Chairs: Professor Janis Sarra, University of British Columbia, Vancouver and Gordon W. Johnson, EM Advisors, Reston, VA

Speakers

- Burkard Gopfert, Gleiss Lutz, Munich
- Pekka Jaatinen, Castrén & Snellman, Helsinki
 - Karen O'Flynn, Clayton Utz, Sydney

•Robin E. Phelan, Haynes and Boone, LLP, Dallas, TX

2:30-3:15 **Financing Companies Undergoing a Court Debt Restructuring in Latin America-DIP Financing**

(Presented by the Committee on Latin American Developments)

Panel Co-Chairs: Thomas B. Felsberg e Asociados, Sao Paulo and Ricardo Beller of Marval, O'Farrell & Mairal, Buenos Aires

Speakers

•Agustin Berdeja-Prieto, Berdeja y Asociados, S.C., Mexico

•David Gurfinkel, Allende & Brea, Buenos Aires

• Fernando Jamarne, Alessandri & Compania, Santiago

3:15-3:35 **Report on Intellectual Property Rights in Reorganization World Wide**

(Presented by the III Intellectual Property Rights Committee)

Panel Co-Chairs: Steen Klein, Horten, Copenhagen and Spiros Bazinas, UNCITRAL, Vienna

3:35-3:55 **New Directions in the Reform of Sovereign Debt Restructuring**

(Presented by the Committee on Sovereign Insolvencies)

Panel Co-Chairs: Professor Christoph Paulus, Humboldt-Universität zu Berlin, Berlin and Steven T. Kargman, Kargman Associates, New York

3:55-4:15 **Preliminary Report of the Task Force on Third Party Protections in Restructurings**

Panel Co-Chairs: Josefina Fernandez-McEvoy, K&L Gates, Los Angeles and David A. Murdoch, K&L Gates, Pittsburgh

4:15-4:30 **Report of the Committee on the III Foundation**

Panel Co-Chairs: Leonard H. Gilbert, Holland & Knight LLP, Tampa, Florida and Evelyn H. Biery, Fulbright & Jaworski, Houston

4:30-5:00 **III 2008 Conference Planning Session and Presentation: "New York, 2009"**

5:00 **Conference adjourns to June 2009 in New York**

Wednesday, June 11, 2008

8:00-3:30 **ALI/III Working Group Meeting on Principles of Cooperation in Transnational Cases**

(ALI and III Members Only Please. A continental breakfast and light lunch will be available).

Working Group Co-Chairs: Professor Ian F. Fletcher, University College, London and Professor Bob Wessels, Leiden University, Leiden

Members of the III Working Group and the ALI Advisory Group will continue their work on the project on Principles of Cooperation in Transnational Cases. The III expresses its appreciation for the support provided for this meeting by the American Law Institute, its Executive Director, Professor Lance Liebman, its President Robert Ramo and Immediate Past President Michael Traynor who will participate in the meeting.