

# Fraud, Asset Tracing & Recovery

## AGENDA

Day one : Thursday 19th March 2015

- 7.30** Welcome Coffee and Registration
- 9.00** Chair's Opening Remarks  
**Robert Hunter**, Head of Fraud and Trust Litigation, Herbert Smith Freehills LLP (UK)
- 9:10** Decision Making Skills in Fraud Litigation  
**Robert Hunter**, Head of Fraud and Trust Litigation, Herbert Smith Freehills LLP (UK)
- 10:00** Foreign Bribery in International Business Transactions: A Prosecutor's Perspective  
**Walter Maeder**, Chief Federal Prosecutor, Office of the Attorney General of Switzerland  
**Dr. Claire A. Daams**, Federal Prosecutor, Office of the Attorney General of Switzerland  
**Moderator:**  
**Benjamin Borsodi**, Partner, Schellenberg Wittmer (Switzerland)
- 11:00** Morning Refreshments
- 11:30** Fraud in Financial Markets Litigation  
**Michael Barnett**, Partner, Addleshaw Goddard LLP (UK)  
**Chris Brennan**, Partner, Addleshaw Goddard LLP (UK)
- 12:20** Networking Luncheon

# Fraud, Asset Tracing & Recovery

## AGENDA

**13:40**

### **Investigating Fraud and Recovering Assets in Southern Europe**

**Moderator:**

**Saverio Lembo**, Partner – Head of White Collar Crime Department, Bär & Karrer (Switzerland)

**Panellists:**

**Joaquin Burkhalter**, Partner, Cuatrecasas Gonçalves Pereira (Spain)

**Francisco Patricio**, Partner, Abreu Advogados (Portugal)

**Federico Busatta**, Partner, Gianni, Origoni, Grippo, Cappelli & Partners (Italy)

**14:40**

### **When to Use the F-Word**

**Moderator:**

**Duncan Matthews QC**, Co-Head of Chambers, 20 Essex Street (UK)

**Panellists:**

**Stephen Atherton QC**, 20 Essex Street (UK)

**Sion Richards**, Partner, Jones Day (UK)

**Jane Colston**, Partner, Stewarts Law LLP

**Will Davis**, Partner, Grant Thornton (UK)

**15:40**

### **Afternoon Refreshments**

**16:00**

### **Solutions to the Problem of Standing in Multi-Jurisdictional Fraud and Corruption Cases**

**Moderator:**

**Edward H. Davis Jr**, Founding Shareholder, Astigarraga Davis (USA)

**Panellists:**

**Elizabeth O'Brien**, Counsel, Martin Kenney & Co., Solicitors (BVI)

**Stephen Baker**, Senior Partner, Baker & Partners (Jersey)

# Fraud, Asset Tracing & Recovery

## AGENDA

**17:00** Debate: “This House Thinks That, Subject to Proper Safeguards, Civil Remedies to Investigate Fraud and Freeze its Proceeds Should be as Powerful as Those available to Criminal Prosecutors”

**Moderator:**

**Mona Vaswani**, Partner, Allen & Overy LLP (UK)

**Panellists:**

**Lexa Hilliard QC**, 11 Stone Buildings (UK)

**Neal Levin**, Partner, Freeborn & Peters LLP (USA)

**17:30** Chair’s Closing Remarks and End of Day One

**17.40** Networking Drink Reception

### Day two: Friday 20th March 2015

**8.00** Welcome Coffee

**9.00** Chair’s Opening Remarks

**Keith Oliver**, Senior Partner and Head of Commercial Fraud Litigation, Peters and Peters (UK)

**9.10** Get the Handcuffs on Quick – or Lock Down the Funds? Managing Parallel Civil and Criminal Proceedings – the Dos and Don’ts

**Moderator:**

**Keith Oliver**, Senior Partner and Head of Commercial Fraud Litigation, Peters and Peters (UK)

**Panellists:**

**Dr. Damien Degiorgio**, Partner, Fenech Farrugia Fiott Legal (Malta)

**Anna Grishchenkova**, Partner, KIAP Attorneys at Law (Russia)

**Andreas Erotocritou**, Partner, A.G Erotocritou LLC (Cyprus)

# Fraud, Asset Tracing & Recovery

## AGENDA

- 10.15** Morning Refreshments
- 10.40** Examining the Role and Scope of Privilege in Civil Fraud Cases
- Part A : Privilege Against Self-Incrimination**
- Charles Samek QC**, 11 Stone Buildings (UK)
- Part B : Legal Professional Privilege**
- Jeffrey Gruder QC**, Essex Court Chambers (UK)
- 11.30** Asset Recovery Challenges Arising from Trade and Financial Sanctions Enforcement
- Moderator:**  
**Nigel Le Masurier** Partner, BDO SA (Switzerland)
- Panellists:**  
**Kenneth Caruso**, Partner, White & Case LLP (USA)  
**Karyn Harty**, Partner, McCann FitzGerald Solicitors (Ireland)  
**Paul Gully-Hart**, Partner, Schellenberg Wittmer (Switzerland)  
**Rick van't Hullenaar**, Partner, De Brauw Blackstone Westbroek (Netherlands)  
**Dmytro Marchukov**, Counsel, Egorov Puginsky Afanasiev & Partners (Ukraine)
- 12.40** Networking Luncheon
- 14.00** How Private Prosecutions can be Used as a Weapon in Civil Fraud Cases
- Kate McMahon**, Solicitor/Director, Edmonds Marshall McMahon (UK)  
**Marc Henzelin**, Partner, LALIVE (Switzerland)
- 14.45** The Use of Unlawfully Obtained Materials in Legal Proceedings
- Bernard O'Sullivan**, Partner, Olswang LLP (UK)



Business Information  
In A Global Context

28<sup>th</sup> Forum on

# Fraud, Asset Tracing & Recovery

## AGENDA

**15.15**      **The use of Receivership and Provisional Liquidation in Global Asset Recovery Cases**

**David Standish**, Partner, KPMG (UK)

**Andrew de Mestre**, Barrister, 4 Stone Buildings (UK)

**Edward Drummond**, Partner, Bedell Cristin (Jersey)

**16.15**      **Chair's Closing Remarks and End of the Conference**