

# International Corporate Counsel College

## International Corporate Counsel College

15 - 16 October 2015

Hilton Vienna Plaza  
Vienna, Austria



### Highlights

- The Art of Choosing an Arbitrator
- (Collective) Damages Claims – A Whole New World
- The Wild West: Litigation Financing – A Threat or a Blessing?
- It's a Jungle Out There – Which “Predators” Should You Know?:  
The Expanding Criminalization of Business Behavior
- Do You Speak IT and Why Should You?
- Does Your Company Value You and Your Team?

## 2015 International Corporate Counsel College

The International Corporate Counsel College brings together in-house counsel and their law firm counterparts for two days of education and discussion on the latest legal issues affecting global companies. The event is modelled on the highly successful IADC Corporate Counsel College that is held each year in the United States. This distinctive meeting format creates an intimate environment, providing the opportunity for in-house counsel and their advisors to gain knowledge together and spend time with others who face similar issues. The IADC is pleased to invite you to the annual International Corporate Counsel College in Vienna on 15 - 16 October 2015.

### Who may attend?

The event is designed primarily for in-house counsel of corporations. Outside counsel also are welcome, provided they come with one or more in-house counsel.



The International Association of Defense Counsel (IADC) has been serving a distinguished membership of corporate and insurance defense lawyers since 1920.

Its activities benefit the approximately 2,500 invitation-only, peer-reviewed members from around the world and their clients, as well as the civil justice system and the legal profession. In addition, the IADC takes a leadership role in many areas of legal reform and professional development.

## Programming *"In the eye of the storm - standing your ground in turbulent times"*

### Thursday, 15 October

12.00 - 1.15 p.m.

#### **WELCOME LUNCHEON**

##### **OPENING REMARKS**

**Daniela Karollus-Bruner**, 2015 International Corporate Counsel College Director, CMS Reich - Rohrwig Hainz Rechtsanwälte GmbH, Vienna, Austria

##### **INTRODUCTION TO THE IADC**

**Joe O'Neil**, IADC President, Lavin, O'Neil, Cedrone & DiSipio, Philadelphia, PA USA

1.15 - 1.30 p.m.

#### **BREAK**

1.30 - 2.45 p.m.

#### **(COLLECTIVE) DAMAGES CLAIMS – A WHOLE NEW WORLD**

The European Directive on antitrust damages actions was issued in November 2014 and Member States have 2 years to implement it in their national laws. The Directive contains rules on who can claim damages, the quantification of damages, new rules on disclosure of evidence and sanctions and penalties for failure to do so, and rules on settlements and how they may affect exposures by limiting the right of the non-settling infringers to seek recourse from the settling infringers. At the same time, the Commission continues its work encouraging the Member States to implement collective redress mechanisms, especially in the areas of consumer protection, environment protection, competition law, financial services, and cyber security. The panel will inform about the Directive and the status of the adoption of new collective redress mechanisms before turning to discuss the impact and the new risks for companies, including the danger of spill-over into other areas.

Moderator: **Christopher Scott D'Angelo**, Montgomery, McCracken, Walker & Rhoads, LLP, Philadelphia, PA USA

Speakers: **Euan Burrows**, Ashurst LLP, London, United Kingdom; **Jasminka Kalajdzic**, University of Windsor, Windsor, Ontario Canada; **Colin Loveday**, Clayton Utz, Sydney, Australia

2.45 - 3.00 p.m.

#### **BREAK**

3.00 - 4.30 p.m.

#### **THE WILD WEST: LITIGATION FINANCING – A THREAT OR A BLESSING?**

Collective redress regimes will be successful only if the financing is secured. While Europe has not (so far) embarked on contingency fees, third-party financing has been blossoming. This growing business presents new risks with its development of a "litigation industry" and the growth of litigation funded by businesses which are neither regulated nor controlled in many countries, and it certainly is not making in-house counsel sleep better. However, this can also create new opportunities. Hear from these specialists how litigation financing actually works, how your company can make use of litigation financing to its advantage, what you should be aware of if the opponent is financed, and why and how this business should be regulated.

Moderator: **Ianika Tzankova**, Benthams Europe Limited, Den Bosch, Netherlands

Speakers: **Volker Abele**, Deutsche Bahn AG, Berlin, Germany; **S. Stuart Clark**, Clayton Utz, Sydney, Australia; **Jasminka Kalajdzic**, University of Windsor, Windsor, Ontario Canada; **Jessie Moodley**, Perpetual Limited, Sydney, Australia

4.30 - 4.45 p.m.

#### **BREAK**

4.45 - 6.15 p.m.

### **THE ART OF CHOOSING AN ARBITRATOR**

Resolving international commercial disputes by arbitration is still the first choice. Subject to a proper arbitration clause, one of its advantages is the possibility to nominate an arbitrator. However, in practice it seems that the same “club members” are nominated again and again. The panel will discuss whether this is a missed opportunity, how the choice of the arbitrator can influence the proceedings and eventually the outcome, and what to consider in selecting an arbitrator.

Moderator: **Torsten Lörcher**, *CMS Hasche Sigle, Cologne, Germany*

Speakers: **Marko Denadić**, *Strabag SE, Vienna, Austria*; **Prof. Dr. Martin Karollus**, *University of Linz, Linz, Austria*; **Dr. Angela Kölbl**, *Siemens AG, Erlangen, Germany*; **Dr. Patricia Shaughnessy**, *University of Stockholm, Stockholm, Sweden*

6.30 p.m.

### **COCKTAIL RECEPTION AND DINNER**

## *Friday, 16 October*

8.00 - 9.30 a.m.

### **IT'S A JUNGLE OUT THERE – WHICH “PREDATORS” SHOULD YOU KNOW?: THE CRIMINALIZATION OF BUSINESS BEHAVIOR**

What if your CEO asks you how big the risk is that he will be arrested on the next business trip and face extradition to some foreign state? The expanding criminalization of business behavior and the broadening reach of anti-bribery, money laundering, laws and sanctions, and the creation of new crimes does not help. Rather than running out to hire an entire in-house criminal legal team, get insights and practical input from this session where the panel will discuss which internationally applicable laws (especially from the U.S.) you should be aware of, what can and should be done in preparation, including proper insurance, and what “first aid” assets and protocols should be in place.

Moderator: **Steven F. Rosenhek**, *Fasken Martineau DuMoulin LLP, Toronto, Canada*

Speakers: **Ricardo Cortes-Monroy**, *Nestle, Vevey, Switzerland*; **Richard Eveleigh**, *Chubb Insurance Company of Europe SE, London, United Kingdom*; **Majda Meric-Iljazovic**, *Siemens AG, Vienna, Austria*; **Michael Olmsted**, *U.S. Mission to the European Union, Brussels, Belgium*

9.30 - 9.45 a.m.

### **BREAK**

9.45 - 11.15 a.m.

### **DO YOU SPEAK IT AND WHY SHOULD YOU?**

Is the only time you call your IT when your PC or laptop is not working? Are you sure that your IT will inform you of a detected data breach? Is the IT team an integral part of your compliance systems? Does your IT know what to do in the event of dawn-raids; do you? Do you know the greatest cyber risks for your company? If the answer to these questions is not unequivocally – and accurately – “yes,” you should listen to the experts in this session about what IT can and should do and how you as in-house counsel can make best use of it while ensuring that IT is fully compliant as well.

Moderator: **Joseph D. Cohen**, *Porter Hedges LLP, Houston, TX USA*

Speakers: **Georg Beham**, *KPMG, Linz, Austria*; **Dr. Alexander Schall**, *Bawag P.S.K. Bank, Vienna, Austria*; **Julie Taggart**, *Accudyne Industries, Dallas, TX USA*

11.15 - 11.30 a.m.

### **BREAK**

11.30 a.m. - 12.45 p.m.

### **DOES YOUR COMPANY VALUE YOU AND YOUR TEAM?**

Hear from your colleagues how to best position the in-house legal team and what you can do to shine.

Moderator: **Rossana Buzzi**, *Schneider Electric EMEA, Sesto San Giovanni, Italy*

Speakers: **Robert D. Hunter**, *Altec Inc., Birmingham, AL USA*; **Erik J. Frick**, *Biogen Inc., Cambridge, MA USA*; **Tim Sperling**, *Boehringer Ingelheim, Ingelheim Am Rhein, Germany*

12.45 - 1.00 p.m.

### **CLOSING REMARKS**

**Daniela Karollus-Bruner**, *2015 International Corporate Counsel College Director, CMS Reich - Rohrwig Hainz Rechtsanwälte GmbH, Vienna, Austria*

**Paul Lefebvre**, *2016 International Corporate Counsel College Director, Hanotiau & van den Berg, Brussels, Belgium*

## Social Activities and Tours

Below are the social activities and tours that will be available for you to participate in during the International Corporate Counsel College.

### Wednesday, 14 October

#### WELCOME RECEPTION

*Time: 6.30 - 7.30 p.m.*

*Location: Emilie Bar at the Hilton Vienna Plaza*

*Fee: Complimentary*

Please join International Corporate Counsel College Director Daniela Karollus-Bruner, IADC President Joe O'Neil, IADC Vice President of International Emmanuèle Lutfalla, and IADC International Committee Chair Colin Loveday for drinks and camaraderie on the evening before the International Corporate Counsel College takes place.

### Friday, 16 October

#### IMPERIAL TREASURY WALKING TOUR

*Time: 3.30 - 5.00 p.m. - Meet in hotel lobby for departure*

*Fee: \$14.00 USD*

SPACE ON THIS TOUR IS LIMITED TO THE FIRST 50 REGISTRANTS.

Meet in the hotel lobby for a walking tour of the Imperial Treasury (German: Kaiserliche Schatzkammer) at the Hofburg Palace. You will see a valuable collection of secular and ecclesiastical treasures covering over a thousand years of European history. The Secular Treasury offers a unique panorama covering over a millennium of European history and rare treasures that were compiled by the Imperial House of Habsburg over the course of centuries. This is the home of the most important collection of medieval royal objects: the insignia and jewels of the Holy Roman Empire, including the Imperial Crown and the Holy Lance. Further highlights include the Crown of Emperor Rudolf II (which later on became Crown of the Austrian Empire), as well as the vestments and other precious items of the Order of the Golden Fleece. Exceedingly valuable gems, including jewels and precious stones that due to their unique size could not be fitted into the imperial crowns like one of the world's largest emeralds, bear witness to the Habsburgs' former degree of power.

### Friday, 16 October

#### "A TRIBUTE TO VIENNA" - THE SPANISH RIDING SCHOOL AND VIENNA BOYS' CHOIR

*Time: 5.45 p.m. - Meet in hotel lobby for departure; 7.00 p.m. - Performance begins*

*Location: Spanish Riding School*

*Fee: \$115.00 USD*

SPACE ON THIS TOUR IS LIMITED TO THE FIRST 30 REGISTRANTS.

This tour gives you the opportunity to experience both the Spanish Riding School and the Vienna Boys' Choir in one grand performance.



©Spanish Riding School

Two of the most famous Austrian cultural institutions present their exceptional collaboration in the baroque ambiance of the Winter Riding School in the Imperial Hofburg Palace. "A Tribute to Vienna" shows the highlights of the Ballet of the White Stallions alternating with the musical performance of the world's undoubtedly most renowned boys' choir, the Vienna Boys' Choir.

Enjoy a 45 minute orientation walk of the city before arriving at the Spanish Riding school for the performance.

# General Information

## LOCATION

### Hilton Vienna Plaza

Schottenring 11

1010 Vienna

Austria

Phone: +43 1 71700 13415

[www.placeshilton.com/vienna-plaza](http://www.placeshilton.com/vienna-plaza)



The Hilton Vienna Plaza is located in one of Vienna's most popular locations, the Ringstraße, and is a short walk to St. Stephen's Cathedral, Burgtheater, the State Opera, the Hofburg Imperial Palace, and many other historic sites and attractions. Opened in 1988, the Hilton Vienna Plaza has recently undergone extensive renovations and once again provides exclusive amenities and top-notch service to its guests.

## RESERVATIONS AND ROOM RATES

The room rates, which are inclusive of VAT and service charges, per room, per night are:

- €195.00/Single and €215.00/Double Occupancy for a Hilton Guest Room
- €220.00/Single and €240/Double Occupancy for a Plaza Guest Room
- €260.00/Single and €280.00/Double Occupancy for an Executive Room

Complimentary wireless internet access in sleeping rooms and a buffet breakfast are included in the room rates.

In order to make your hotel reservation, you must first register for the International Corporate Counsel College through the IADC. Once registered, the IADC will send you information that will allow you to secure a hotel room at our group rate. **Reservations must be made prior to Monday, 21 September 2015 (COB in Vienna).** Unused rooms held for this meeting will be released on this date. Any reservation requests received after 21 September 2015 will be accepted only on a space available basis at the group rate. Please note that the room block may fill before that date or the hotel may sell out, so we encourage you to register with the IADC so you can make your hotel reservation early. For cancellations of any guaranteed room reservation received less than a week prior to arrival, the entire stay will be charged. Also, any early departures once onsite will incur full accommodation cancellation charges and any no-shows will be charged for the entire stay. Check-in time is 15:00 and check-out time is 12:00.

## TRANSPORTATION

The Vienna International Airport (VIE), located approximately 20 minutes from the Hilton Vienna Plaza, has daily flights to Europe's leading cities and extensive international connections including these non-stop flights on Austrian Airlines, a member of the Star Alliance, from North America: Chicago, New York (JFK), Newark, and Washington, DC.

Car service can also be arranged in advance by emailing the hotel at [info.viennaplaza@hilton.com](mailto:info.viennaplaza@hilton.com). Rates will vary depending on the time of day, number of people, and luggage. Taxi cabs are readily available at the airport and one-way fare to the Hilton Vienna Plaza is approximately €40.00.

For further information and public transportation options, please visit the airport's website at:

### Vienna International Airport (VIE)

[www.viennaairport.com](http://www.viennaairport.com)

## CLIMATE AND DRESS

When packing for your trip, please note that average temperatures in Vienna this time of year range from a high of 16° C/60° F to a low of 8° C/46° F. Business attire is appropriate for this meeting.

*"Excellent exchange between outside counsel and in-house - rare to have the opportunity and have this be the focus of a conference."*



## REGISTRATION FEES AND PROCEDURES

### **In-House Counsel: \$1,250**

The registration fee includes all meeting materials and Thursday's luncheon, reception, and dinner.

### **Outside Counsel and In-House Counsel Package: \$2,500**

The registration fee includes all meeting materials and Thursday's luncheon, reception, and dinner for both the outside and in-house counsel.

### **Spouse/Guest: \$250**

The spouse/guest registration fee includes Thursday's reception and dinner.

## CDP CREDIT (CANADA)

The IADC is a Pre-Approved Provider of CDP Credit with the Law Society of British Columbia. The Quebec CDP Committee recognized courses approved by other Canadian bars as approved in Quebec. 9 CDP credits are available for attendance at the International Corporate Counsel College.

## CLE CREDIT (UNITED STATES)

Approximately 8.5 hours of general CLE credit in 60-minute states and 10 hours of general CLE credit in 50-minute states will be requested for accreditation from all mandatory continuing legal education jurisdictions.

## CANCELLATION POLICIES

**Registration Fee:** A CASH REFUND, less a \$150 processing fee, will be made if a written notice of cancellation is received by the IADC office more than thirty (30) days prior to the first day of the meeting. No reason for the cancellation need be provided for a timely notice of cancellation.

NO CASH REFUND will be made if notice of cancellation is received by the IADC office thirty (30) days or less prior to the first day of the meeting. However, if special circumstances arise before the meeting which prevent attendance, a member may request a future meeting credit. The request needs to be in writing and submitted to the IADC office. It should be directed to the Finance Committee's attention and note the special circumstances which caused cancellation. The credit request can only apply to meeting registration fees (not air, hotel, activity, tour, or special event fees) and, if approved, will be valid for use toward any IADC meeting for one (1) year from the date of the meeting for which credit is requested. A \$150 processing fee will be deducted from the total future meeting credit. All future meeting credit requests will be considered by the Finance Committee and the decision of that Committee will be final.

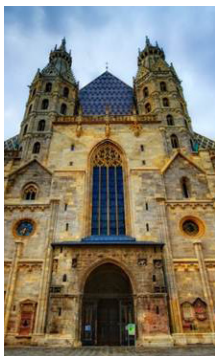
**Spouse/Guest Fee:** Notice of cancellation must be received by the IADC in writing no later than 2 October 2015 in order to receive a full refund. No refunds or credits will be issued for cancellation requests received after 2 October.

## SPECIAL NEEDS

If you will have special needs during the meeting (i.e. diet or accessibility), please let the IADC office know in advance of the meeting by sending an email to Rebecca Zurcher, Director of Meetings, at [rzurcher@iadclaw.org](mailto:rzurcher@iadclaw.org).

## CORRESPONDENCE AND QUESTIONS

For up-to-date meeting information, visit [www.iadclaw.org](http://www.iadclaw.org). For questions concerning logistics and accommodations, please contact Rebecca Zurcher, Director of Meetings, at [rzurcher@iadclaw.org](mailto:rzurcher@iadclaw.org). For all other questions, please contact Amy O'Maley McGuire, Director of Professional Development, at [aomaley@iadclaw.org](mailto:aomaley@iadclaw.org).



# 2015 International Corporate Counsel College Registration Form

DATE: 15 - 16 October 2015 • LOCATION: Hilton Vienna Plaza, Vienna, Austria  
 International Association of Defense Counsel • 303 West Madison Street, Suite 925, Chicago, IL 60606 USA  
 Phone: 1.312.368.1494 • Fax: 1.312.368.1854 • Web: www.iadclaw.org

<b>IN-HOUSE COUNSEL</b>				\$1,250 USD	\$ _____
NAME		NAME ON BADGE			
FIRM/COMPANY NAME					
BUSINESS ADDRESS					
CITY		STATE	ZIP	COUNTRY	
BUSINESS PHONE			BUSINESS FAX		
EMAIL ADDRESS					
US STATE BAR NUMBER(S) FOR ALL STATES WHERE LICENSED					

<b>OUTSIDE COUNSEL AND IN-HOUSE COUNSEL PACKAGE</b>				\$2,500 USD	\$ _____
<i>Outside counsel members are most welcome, but they must come with one or more in-house counsel. The registration fee is \$2,500 USD (\$1,250 USD for the outside counsel and \$1,250 USD for the in-house counsel). If the outside counsel brings additional in-house counsel guests, there are fee reductions for subsequent guests. The registration fee for one additional in-house counsel is \$1,200 USD; second additional in-house counsel is \$1,150 USD; and any other in-house counsel is \$1,100 USD. Please use additional copies of this form to register multiple in-house counsel.</i>					

<b>OUTSIDE COUNSEL INFORMATION</b>					
NAME		NAME ON BADGE			
FIRM/COMPANY NAME					
BUSINESS ADDRESS					
CITY		STATE	ZIP	COUNTRY	
BUSINESS PHONE			BUSINESS FAX		
EMAIL ADDRESS					
US STATE BAR NUMBER(S) FOR ALL STATES WHERE LICENSED					

<b>IN-HOUSE COUNSEL INFORMATION</b>					
NAME		NAME ON BADGE			
FIRM/COMPANY NAME					
BUSINESS ADDRESS					
CITY		STATE	ZIP	COUNTRY	
BUSINESS PHONE			BUSINESS FAX		
EMAIL ADDRESS					
US STATE BAR NUMBER(S) FOR ALL STATES WHERE LICENSED					

<b>SPOUSE/GUEST REGISTRATION FEE</b>				\$250 USD	\$ _____
The spouse/guest registration fee includes Thursday's reception and dinner only.					
NAME					

<b>TOURS</b>					\$ _____
ACT1	FRI. 16 OCT.	3.30 P.M.	WALKING TOUR	\$14.00 USD	\$
ACT2	FRI. 16 OCT.	5.45 P.M.	A TRIBUTE TO VIENNA	\$115.00 USD	\$

**TOTAL AMOUNT ENCLOSED**      \$ \_\_\_\_\_

<b>PAYMENT</b>					
Complete and email to rzurcher@iadclaw.org or mail to: IADC, 303 West Madison Street, Suite 925, Chicago, IL 60606 or fax to 312.368.1854.					
<input type="checkbox"/> AMEX <input type="checkbox"/> Visa <input type="checkbox"/> Mastercard <input type="checkbox"/> Check (Payable to the IADC in USD)					
Number: <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/>				Expiration Date: <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/> / <input style="width: 20px; height: 20px;" type="text"/> <input style="width: 20px; height: 20px;" type="text"/>	
Name on Card: _____					
Signature: _____					

*Please fill out the form and email, mail, or fax it to the IADC. For your convenience, all registration fees may be paid by credit card, wire transfer, or by check. If paying by wire transfer, please contact Jenée Williams at jwilliams@iadclaw.org for details. If paying by check, it must be in U.S. currency and mailed to the IADC.*



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