CROSSBORDER LITIGATION AND DISPUTE RESOLUTION SCHEDULE

SUNDAY, 10 FEBRUARY

6.30 p.m. Sheraton Hotel, Welcome Reception *(Storm Peak)*.

7.30 p.m. Sheraton Hotel, Opening Dinner, *(Storm Peak)*.
Greeting: Dennis Campbell, Director, Center for International Legal Studies, Salzburg, Austria.
Introduction: Mark A. Nadeau, Squire Sanders & Dempsey, Phoenix, Arizona, United States.

MONDAY, 11 FEBRUARY (MORNING)

Subchair: Jeffrey Robinson, Baach Robinson & Lewis, Washington, D.C., United States.

INTRODUCTION TO CROSSBORDER LITIGATION AND DISPUTE RESOLUTION (Storm Peak I, 7.00 – 9.30 a.m.)

Moderator: Tara A. Archer, Higgs & Johnson, Nassau, The Bahamas.

Speakers:

- Manuel P. Barrocas, Barrocas, Alves Pereira e Associados, Lisbon, Portugal.
  Consequences of Litigation Worldwide
- David B. Wilson, Holme Roberts & Owen, Denver, Colorado, United States.
  Litigation in the United Kingdom – An American Lawyer's Perspective
- Terry O'Reilly, O'Reilly, Collins & Danko, San Mateo, California, United States.
  The Forum Non-Conveniens Mess: United States Courts Close Their Doors

SERVICE OF PROCESS (Storm Peak I, 4.00 – 6.30 p.m.)

Moderator: John Carrington, McW. Todman & Co., Road Town, Tortola, British Virgin Islands.

Speakers:

- Rawle Andrews, Jr., Dickinson Wright PLLC, Detroit, Michigan, United States.
  Foreign Service of Process under the Hague Convention: Common Traps for the Unwary and Practical Solutions to Obtain Your Day in Court
- Richard Lustiger, Law Office of Richard Lustiger, Scottsdale, Arizona, United States.
  Service of Process Abroad
- Joshua D. Rievman, Hoguet Newman & Regal, New York, New York, United States.
  Service on United States Subsidiaries of Foreign Corporations as an Alternative to Service of Process Abroad
- Luis Omar Guerrero R., Barrera, Siqueiros y Torres Landa, Mexico, D.F., Mexico.
  Common Problems in Service of Process and Taking Evidence Abroad
- Hilary Coles, Maitland Walker Solicitors, Minehead, Somerset, England, United Kingdom.
  Service of Process: The English Perspective

THE MEDIATION ALTERNATIVE I (Rainbow, 4.00 – 6.30 p.m.)

Moderator: Clifford R. Pearl, Solomon Pearl Blum Heymann & Stich LLP, Denver, Colorado, United States.

Speakers: *Common Topic: The Neutrality of Arbitrators and Mediators*

- Patricia M. Ayd, Johnson & Ayd, Denver, Colorado, United States.
- John W. Tulac, John W. Tulac Law Offices, Claremont, California, United States.
- Paul M. Leonard, Freshfields Bruckhaus Deringer, London, England, United Kingdom.
- Tracy L. Tibbals, Covington & Crowe LLP, Ontario, California, United States.
- Jeffrey L. Boyle, Law Offices of Ivan K. Stevenson, Rolling Hills Estates, California, United States.
- Ellen Seaborne, Ellen Seaborne & Associates, Flagstaff, Arizona, United States.

Evening Free

TUESDAY, 12 FEBRUARY (MORNING)

EVIDENCE (Storm Peak I, 7.00 – 9.30 a.m.)

Subchair: Philip Jenkinson, Triplet & Associés, Paris, France.

Moderator: Lawrence S. Schaner, Jenner & Block LLC, Chicago, Illinois, United States.

Speakers:

- Robert A. Weiner, McDermott, Will & Emery, New York, New York, United States.
  International Arbitration in the United States: More Discovery Than You Think
- Julian H. Maitland-Walker, Maitland Walker Solicitors, Minehead, Somerset, England, United Kingdom.
  Taking Evidence Abroad: The English Perspective
- Michael Penny, Torys, Toronto, Ontario, Canada.
  Taking Evidence and Discovery in Foreign Proceedings
- Andrew Jones, Maples & Calder, Cayman, Cayman Islands.
  Evidence Issues

TUESDAY, 12 FEBRUARY (AFTERNOON)

DAMAGES (Storm Peak I, 4.00 – 6.30 p.m.)

Subchair: Christof Siefarth, Görg Rechtsanwälte, Cologne, Germany.

Moderator: Susan Goldy, Delco Remy International Inc., Anderson, Indiana, United States.

Speakers: *Common Topic: Perspectives on the Question of Damages*

- Joseph M. Matthews, Colson, Hicks, Eidson, Miami, Florida, United States.
- Gregg Curry, Peterson Consulting, Phoenix, Arizona, United States.
- Edward M. McDonough, PricewaterhouseCoopers, Phoenix, Arizona, United States.
- Justin L. Weisberg, Stein, Ray & Harris, Chicago, Illinois, United States.

7.00 p.m. Optional Evening Program: Snowshoe Dinner (requires advance registration)

WEDNESDAY, 13 FEBRUARY (MORNING)

ENFORCING FOREIGN JUDGMENTS I (Storm Peak I, 7.00 – 9.30 a.m.)

Subchair: Peter Rees, Norton Rose, London, England, United Kingdom.

Moderator: Gabrielle Hurley, Norton Rose, London, England, United Kingdom.

Speakers:

- Karl Geercken, Alston & Bird LLP, New York, New York, United States.
  Foreign Judgments and Arbitral Awards: Comity, Public Policy, and the Pursuit of Assets
- Juan Manuel Caceres, Tronocoso y Caceres, Santo Domingo, Dominican Republic.
  Enforcing Foreign Judgments in the Dominican Republic
- Adriana Camargo Rodrigues, Suchodolski Advogados Associados S/C, Sao Paulo, Brazil.
  Recognition and Enforcement of Foreign Judgments in Brazil
- Marc Russenberger, Vischer, Zurich, Switzerland.
  Recognition of Judgments in Switzerland

WEDNESDAY, 13 FEBRUARY (AFTERNOON)

ENFORCING FOREIGN JUDGMENTS II (Storm Peak I, 4.00 – 6.30 p.m.)

Subchair: Peter Rees, Norton Rose, London, England, United Kingdom.

Moderator: Nicola Mumford, Wragge & Co, Birmingham, England, United Kingdom.

Speakers:

- Markus Koehnen, McMillan Binch, Toronto, Ontario, Canada.
  Aspects of Recognition of Judgments in Canada
- Gerald L. R. Ranking, Fasken Martineau DuMoulin, Toronto, Ontario, Canada.
  Aspects of Recognizing and Enforcing Foreign Judgments
- Michael Lee, Sutton & Lee, Paris, France.
  Recognition of Judgments in France
- Roser Rafols, Roca Junyent, Barcelona, Spain.
  Recognizing and Enforcing Foreign Judgments in Spain
- Fernando Perez-Correa, Solorzano, Carvajal, Gonzalez y Perez-Correa, Mexico, D.F., Mexico.
  Enforcing Foreign Judgments in Mexican Courts

7.00 p.m. Original Western Barbeque Buffet Dinner (requires advance registration)

THURSDAY, 14 FEBRUARY (MORNING)

ENFORCING FOREIGN JUDGMENTS III (Storm Peak I, 7.00 – 9.30 a.m.)

Subchair: Peter Rees, Norton Rose, London, England, United Kingdom.

Moderator: Michael R. Royster, Moreira Lima & Royster Advogados, Sao Paulo, Brazil.

Speakers:

- Ines Vargas, Bufete Davalos y Asociados, Mexico, D.F., Mexico.
  Recognizing and Enforcing Foreign Judgments in Mexico: Requisites and Procedures
- Stephen P. Younger, Patterson, Belknap, Webb & Tyler LLP, New York, New York, United States
  Identifying and Seizing Assets in Crossborder Litigation
- Richard Edmund Blaksley, Kroll Associates, London, England, United Kingdom
  Identifying and Seizing Assets in Crossborder Litigation
- Simon T. Bushell, Herbert Smith, London, England, United Kingdom.
  Identifying and Seizing Assets in Crossborder Litigation
- Bart van Tongeren, Nauta Dutilh, Rotterdam, The Netherlands.
  Enforcing Foreign Judgments in The Netherlands

THURSDAY, 14 FEBRUARY (AFTERNOON)

ARBITRATION AND DISPUTE RESOLUTION I: INTRODUCTION TO INTERNATIONAL ARBITRATION (Storm Peak I, 4.00 – 6.30 p.m.)

Subchair: Gerald W. Ghikas, Borden Ladner Gervais LLP, Vancouver, B.C., Canada.

Moderator: Lucy Reed, Freshfields Bruckhaus Deringer, New York, New York, United States.

Speakers:

- Peter J. Turner, Freshfields Bruckhaus Deringer, Paris, France.
  Selecting an Arbitrator
- Marc J. Goldstein, Proskauer Rose LLP, New York, New York, United States.
  Judicial Intervention in the Arbitration Process
- Alberto Ordonez, Astigarraga Davis, Miami, Florida, United States.
  Confidentiality in International Arbitration

THE MEDIATION ALTERNATIVE II (Rainbow, 4.00 – 6.30 p.m.)

Moderator: Ann C. Petersen, Ann C. Petersen Attorney at Law, Chicago, Illinois, United States.

Speakers:

- Irene Jackson, Irene Jackson - Attorney, Mediator, Arbitrator, Irving, Texas, United States.
  Cross-Cultural Mediation
- Arthur F. Licata, Arthur F. Licata, PC, Boston, Massachusetts, United States.
  Mediation: A Misunderstood Process
- Ivan Stevenson, Law Offices of Ivan K. Stevenson, Rolling Hills Estates, California, United States.
  Court Use and Abuse of the Mediation Process
- J. Keith Kessel, Evli Bank, PLC, Helsinki, Finland.
  Reforming International Business Practices to Improve the Mediation Position

7.00 p.m. Optional Evening Program: Sleigh Ride and Dinner (requires advance registration)

FRIDAY, 15 FEBRUARY (MORNING)

ARBITRATION AND DISPUTE RESOLUTION II: INTERNATIONAL PERSPECTIVES (Storm Peak I, 7.00 – 9.30 a.m.)

Subchair: Gerald W. Ghikas, Borden Ladner Gervais LLP, Vancouver, B.C., Canada.

Moderator: Robert Knutson, Masons, London, England, United Kingdom.

Speakers:

- Kiran Mehta, Kennedy Covington Lobdell & Hickman, Charlotte, North Carolina, United States.
  Arbitration and Dispute Resolution in the International Arena
- Siegfried H. Elsing, Hölters & Elsing, Düsseldorf, Germany.
  Bridging the Common Law-Civil Law Divide: The International Arbitration
- Oliver J. Connolly, Barrister, Dublin, Ireland.
  The American Arbitration Association's International Centre for Dispute Resolution in Dublin and Arbitration in Ireland
- Jan Willem Bitter, Nolst Trenite, Rotterdam, The Netherlands,
  Arbitration in The Netherlands
- Patrick Foy, Borden Ladner Gervais LLP, Vancouver, B.C., Canada.
  Investor-State Arbitration: Multilateral and Bilateral Investment Protection

FRIDAY, 15 FEBRUARY (AFTERNOON)

ARBITRATION AND DISPUTE RESOLUTION III: GENERAL ASPECTS OF DISPUTE RESOLUTION (Storm Peak I, 4.00 – 6.30 p.m.)

Subchair: Gerald W. Ghikas, Borden Ladner Gervais LLP, Vancouver, B.C., Canada.

Moderator: Clyde Pearce, PearceLaw Group, Salinas, California, United States.

Speakers:

- Alain Laraby, Landwell & Partners, Paris, France.
  Dispute Resolution within the European Union
- Benjamin Davis, Texas Wesleyan University School of Law, Fort Worth, Texas, United States.
  Building the Dispute Resolution Web: Results of the Work of the American Bar Association Task Force on E-Commerce and ADR
- Daniel E. Gonzalez, Hogan & Hartson LLP, Miami, Florida, United States.
  You Want ADR but What Rules Should You Pick for Your Dispute?
- Edward Dauer, University of Denver College of Law, Denver, Colorado, United States.
  Mediation End Games: Why ADR Sometimes Fails

ARBITRATION AND DISPUTE RESOLUTION IV: SPECIFIC APPLICATIONS (Rainbow, 4.00 – 6.30 p.m.)

Moderator: Jack J. Coe, Jr., Pepperdine University, School of Law, Malibu, California, United States.

Speakers:

- James A. Carmody, James Carmody PC, Houston, Texas, United States.
  The UDRP Arbitration Experience and Future Use of Stipulated Arbitration
- Juan Fernandez-Armesto, Universidad Comillas, Madrid, Spain,
  Convincing the Arbitrator: Evidence in International Arbitration
- Eric Ordway, Derains & Associes, Paris, France.
  Discovery and International Arbitration
- David P. Stich, Solomon Pearl Blum Heymann & Stich LLP, New York, New York, United States.
  The International Contract and the Federal Arbitration Act

7.00 p.m. Concluding Dinner, Sheraton Hotel, *Twilight*

SATURDAY, 17 FEBRUARY

Individual Departure