

DIS Baltic Arbitration Days 2013

Arbitration in Corporate and Finance Disputes

Thursday 13 - Friday 14 June, 2013
Riga, Latvia



VENUE: **Riga Graduate School of Law**
Strelnieku iela 4k-2, Riga, Latvia

ORGANIZED BY: **DIS - Baltikum**
The Baltic Regional Group of the German
Institution of Arbitration

CONFERENCE PARTNERS:

DIS | Deutsche Institution für
Schiedsgerichtsbarkeit e.V.
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Estonian Chamber of
Commerce and Industry



The Latvian Chamber of
Commerce and
Industry

PARTICIPANTS' PROGRAM

DAY I - Thursday, 13 June 2013

10.00 - 12.00 RIGA CITY TOUR
*Meeting in front of Riga Graduate School of Law
Strelnieku iela 4k-2, Riga*

13.00 – 14.15 LUNCH
Café at Riga Graduate School of Law

KEYNOTE SPEECHES

14.15 – 14.45 REGISTRATION

14.45 - 15.00 OPENING REMARKS:
Theis Klauberg, bnt attorneys-at-law, DIS Baltikum regional group, Riga
Waleed Gumaa, Riga Graduate School of Law, Riga

15.00 - 15.15 **Dr. Francesca Mazza**, DIS - The German Institution of Arbitration, Secretary General, Berlin

15.15 – 15.45 **Dr. Christian Borris**, Freshfields, Düsseldorf
“The DIS rules on corporate disputes”

15.45 - 16.15 COFFEE BREAK

16.15 - 16.45 **Dr. Gaļina Žukova**, Associate, White & Case LLP (Paris); Associate Professor (Riga Graduate School of Law); former Counsel at the ICC International Court of Arbitration
“Arbitration proceedings in corporate disputes in Central and Eastern Europe”

16.45 - 17.15 **Dr. Viviane Gillor**, Commerzbank, Frankfurt
“Arbitration proceedings in finance disputes from the view of a bank’s in-house counsel”

17.15 – 17.45 **David Greene**, Edwin Coe, London
„Financial and commercial arbitration; London calling!”

17.45 End of Day I

19.00 – 23.00 COCKTAILS & DINNER
*Restaurant “Lighthouse”, Gulbenes iela 1A, Jūrmala.
Meeting in front of Riga Graduate School of Law at 18.15*

DAY II – Friday, 14 June 2013

DISCUSSION PANELS

9.30 – 10.45 **PANEL I: ARBITRABILITY & PRACTICE OF CORPORATE LAW DISPUTES**

Moderator: **Dr. Dieter Strubenhoff**, Partner, Jones Day, Frankfurt

Speakers: **Mattias Göransson**, Partner, Mannheimer Swartling, Stockholm
„The legal framework and practice of the arbitrability of corporate disputes in Sweden”
Olga Gurgula, Senior Associate, ENGARDE Attorneys at Law, Kyiv
„The legal framework and practice of the arbitrability of corporate disputes in Ukraine”
Zbigniew Kruczkowski, Attorney-at-law, Linklaters, Warsaw
„The legal framework and practice of the arbitrability of corporate disputes in Poland”
Mikko Leppä, Partner, Hammarström Puhakka Partners, Helsinki
„The legal framework and practice of the arbitrability of corporate disputes in Finland”

10.45 - 11.15 COFFEE BREAK

11.15 - 12.30 **PANEL II: ARBITRATION IN M&A TRANSACTIONS**

Moderator: **Dr. Christine Heeg**, Attorney-at-law, Bird & Bird LLP, Dusseldorf

- Speakers: **Dr. Mark C. Hilgard**, Partner, Mayer Brown LLP, Frankfurt
“Earn out Provisions and Calculation of Damages in Corporate Acquisitions”
Asko Pohla, Partner, Pohla & Hallmägi, Tallinn
“Experience with Arbitration and M&A transactions in the Baltics”
Felix Prozorov-Bastians, Partner, Graf von Westphalen, Frankfurt
“Threshold and Cap Provisions in Corporate Acquisition Agreements”
Eva Kalniņa, Attorney-at-law, LEVY KAUFMANN-KOHLER, Geneva
“Reps and Warranties and Knowledge of the Purchaser and Due Diligence in Corporate Acquisitions”

12.30-14.00 LUNCH
Café at Riga Graduate School of Law

14.00-15.15 **PANEL III: ARBITRATION IN JOINT VENTURE DISPUTES**

Moderator: **Dr. Susanne Kratzsch**, Attorney-at-law, Thümmel, Schütze & Partner, Stuttgart

- Speakers: **Dr. Christoph von Burgsdorff**, Partner, Luther, Hamburg
“Arbitration and Joint Ventures - Typical Issues”
Dr. Dorothee Schramm, Senior Associate, Sidley Austin LLP, Geneva
“Joint Venture Disputes and Proof: How to Get the Evidence You Need”
Tolga Semiz, Partner, SEMIZ attorneys-at-law, Istanbul
“International Arbitration proceedings in Turkey and Enforceability of the awards given by the arbitration panels outside of Turkey with a view to Joint Venture arbitrations”
Roman Zykov, Arbitration Lawyer at Arbitrations, Moscow
“Arbitrability of SHA disputes in Russia”

15.15-16.30 **PANEL IV: ARBITRABILITY OF FINANCE DISPUTES**

Moderator: **Anna Masser**, Attorney-at-law, Walder Wyss, Zürich

- Speakers: **Prof. Dr. Vytautas Nekrosius**, Chairman of Vilnius Court of Commercial Arbitration, Vilnius
“Rationale of the Need for Arbitration of Financial Disputes in Lithuania”
Dr. Johann von Pachelbel, Partner, K&L Gates, Frankfurt
“The role of arbitration in financial disputes - a German perspective”
Dr. Nils Schmidt-Ahrendts, Attorney-at-law, Hanefeld, Hamburg
“Arbitrability of Finance Disputes - A Transatlantic View into the Future?”
Sophie Tkemaladze, ADR Advisor, East-West Management Institute, Tbilisi
„Consumer Banking Arbitration – What is wrong with it? View from Georgia“

16.30-16.45 COFFEE BREAK

16.45-18.00 **PANEL V: INSOLVENCY AND RESTRUCTURING**

Moderator: **Arne Engels**, Counsel, GÖRG, Essen and Frankfurt

- Speakers: **Paolo Brugnera**, Partner, Gianni, Origoni, Grippio, Cappelli & Partners, Padua
Dr. Levente Antal Szabó, Partner, bnt attorneys-at-law, Budapest
Małgorzata Surdek, Partner, CMS Cameron McKenna, Warsaw
Jānis Tiesnieks, Attorney-at-law, Chairman of Presidium at Baltic International Arbitration Court, Riga

Topics:
“Validity of arbitration clauses”;
“Arbitration within insolvency proceedings”;
“New developments in local insolvency law”.

18.00 End of Day II

19.00 COCKTAILS & DINNER
Restaurant “Kaļķu vārti”, Kaļķu iela 11a, Riga
Meeting in front of Riga Graduate School of Law at 18.30

SPOUSES' PROGRAM

DAY I - Thursday, 13 June 2013

- 10.00 - 12.00 **Riga City Tour**
*Meeting in front of Riga Graduate School of Law,
Strelnieku iela 4k-2, Riga*
- 13.00 - 14.00 **Lunch**
Café at Riga Graduate School of Law
- 14.00 - 15.00 **Visit to Riga Art Nouveau Museum**
Alberta iela 14, Riga. Meeting in front of Riga Graduate School of Law.
- 15.00 - 18.30 **Free time**
- 19.00 **Cocktails & Dinner**
*Restaurant "Lighthouse", Gulbenes iela 1A, Jūrmala
Meeting in front of Riga Graduate School of Law at 18.15*

DAY II – Friday, 14 June 2013

- 9.30 - 11.00 **Trip to the unique baroque Rundale castle manor**
Meeting in front of Riga Graduate School of Law at 9.15
- 11.00 - 12.00 **Rose Garden Tour**
- 12.30 - 13.30 **Lunch**
Restaurant at Rundale palace
- 14.00 - 15.30 **Rundale Casle Tour**
- 15.30 - 17.00 **Trip to Riga**
- 19.00 **Cocktails & Dinner**
*Restaurant "Kaļķu vārti", Kaļķu iela 11a, Riga
Meeting in front of Riga Graduate School of Law at 18.30*