



**P.R.I.M.E. FINANCE**  
Panel of Recognised International Market Experts in Finance

# **P.R.I.M.E. Finance 3<sup>rd</sup> Annual Conference**



**Peace Palace, The Hague, the Netherlands**  
**27 - 28 January 2014**



P.R.I.M.E. FINANCE  
Panel of Recognised International Market Experts in Finance

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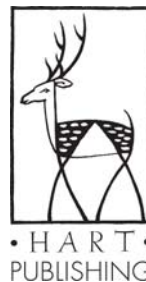
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## Words of Welcome

Professor Jeffrey Golden - Chairman of the Management Board of the P.R.I.M.E. Finance Foundation

Dear P.R.I.M.E. Finance Experts and Distinguished Guests,

I am delighted that you can be with us for the 2014 P.R.I.M.E. Finance Annual Conference. Both the official Opening Ceremony in January 2012 and last year's Annual Conference, each held in this magnificent setting, were special occasions. And P.R.I.M.E. Finance's progress since continues to excite and inspire.

As the information provided in this brochure indicates, the P.R.I.M.E. Finance platform rests on a sturdy tripod: (i) financial market dispute settlement services; (ii) judicial technical assistance and support; and (iii) creation of a database of relevant international precedents and source materials. Developments in each of these areas during the course of 2013 are both noteworthy and gratifying. Here are just a few highlights:

In addition to the now steady stream of requests that our Registry receives for the services of our experts in connection with financial market disputes, a milestone was reached this past September when the International Swaps and Derivatives Association published its first ISDA Arbitration Guide. The Guide recognized the relevance of P.R.I.M.E. Finance's specialized arbitration services, acknowledged market interest in them and provided a menu of ISDA-drafted P.R.I.M.E. Finance arbitration clauses for inclusion in industry standard 1992 and 2002 ISDA Master Agreements. Additional P.R.I.M.E. Finance arbitration clauses, together with our Rules and other helpful background information, can be found on our website. We have it on good authority from leading law firms that market participants have already started to "hardwire" referrals to P.R.I.M.E. Finance in their contracts.

Following its successful launch just over a year ago, our formal training initiative in finance and other technical assistance and support for judges in domestic courts expanded this past year to include sessions with the appellate judges in New York, justices of the Supreme Court of Singapore, judges of the Korean High Court, justices and judges of the Supreme and Chancery Courts of Delaware and, again with the generous support of the European Bank for Reconstruction and Development, a return visit to the Supreme Arbitrazh Court of the Russian Federation. You will hear more about the mutual benefit deriving from these ground-breaking efforts in the judicial panel that features in this Conference.

Finally, this week our Management Board will review an exciting and innovative prototype of a new database tool, which has been developed in collaboration with LexisNexis, one of this event's sponsors, and has the potential to benefit significantly the work of our experts, judges around the world and, in due course, the wider marketplace and practitioners. Nothing like this has been undertaken in the past.

As always, sincere thanks for the generous support of the Municipality of The Hague, the Ministry of Foreign Affairs and the other Dutch authorities, which since its inception have shared a vision with P.R.I.M.E. Finance and contributed in so many ways. While we cherish our independence, that continued support, and our growing number of cooperating entities from around the world, are a true source of encouragement. Thanks too for the new group of individuals whose donations preserve our independence and show these donors to be true "Friends of P.R.I.M.E." Do think about joining them. Most importantly, I would also very much like to add my personal thanks to our experts – our greatest resource – for their contribution as well as the pro bono spirit that has been their motivation.

So, welcome to the Peace Palace, and the 2014 Annual Conference. Someone wise once said that you are only as good as the company you keep. Well, we shall be keeping some excellent company over the course of the next two days. Let us take full advantage. By putting our heads together, the aim should be to share knowledge and think creatively about ways in which P.R.I.M.E. Finance can help advance legal certainty in the financial markets and better ensure correct and fair outcomes when disputes arise.

It promises to be a tremendous event, and your attendance and support for it is truly appreciated.

Yours sincerely,

Professor Jeffrey Golden  
Chairman, The P.R.I.M.E. Finance Foundation





## Words of Welcome (*cont.*)

The Rt Hon the Lord Woolf - Chairman of the Advisory Board of the P.R.I.M.E. Finance Foundation

Welcome to the P.R.I.M.E. Finance Annual Conference on 27/28 January at The Peace Palace in The Hague, which is certain to be an auspicious event. I much regret family commitments prevent me from joining you this year, however I am sure it will mark the start of another year of achievement for P.R.I.M.E., its experts, officers, staff and supporters. It is wonderful what they have achieved so far.

This Programme sets out the Vision and Mission of P.R.I.M.E.. I have no doubt that P.R.I.M.E. will make a significant contribution to tackling the fallout that continues to follow in the wake of the global financial crisis, of which we are all aware. There is no doubt that it is helping to meet the challenge of resolving the complex disputes that are the inevitable consequence of the sophistication of much financial market activity.

The Programme demonstrates both the importance of the work of P.R.I.M.E. and its scale. The list of contributors illustrates the strength and expertise of its supporters. The Programme is clearly addressing the international needs of the global financial community. We will all benefit from the discussion of the topics you are set to discuss. I have not carried out a scientific survey as to the number of countries from which our contributors will be drawn but they undoubtedly demonstrate the broadest international cover.

Once more, we are indebted to our Dutch colleagues in making this all possible. What has been achieved entitles us to celebrate and there can be no more appropriate setting for doing this than in The Peace Palace at The Hague. It will be a marvellous start to 2014.

The Rt Hon the Lord Woolf





## The P.R.I.M.E. Finance Management Board



**Mr. Paul Arlman**, Board Member of The World Legal Forum foundation; Chair of the Dutch branch of Transparency International; retired Director of the Worldbank and of the European Investment Bank (the Netherlands)



**Dr. Willem Calkoen**, retired Partner at NautaDutilh; former Chair of the Section on Business Law of the International Bar Association (the Netherlands)



**Mr. Daniel Cunningham**, Partner at Quinn Emanuel Urquhart & Sullivan; former Partner at Allen & Overy LLP (2001-2009) and Cravath, Swaine & Moore (1983-2001); former US counsel to International Swaps & Derivatives Association, Inc. (1984-2009) (USA)



**Ms. Gay H. Evans**, Vice Chairman of the Board and Non-Executive Chairman Europe of International Swaps and Derivatives Association, Inc.; Non-Executive Director of the London Stock Exchange Group plc; former Vice Chairman of Investment Banking and Investment Management at Barclays; former Director of Markets at the Financial Services Authority (UK)



**Professor Jeffrey Golden (Chairman)**, Governor of the London School of Economics and Political Science; former Founding Partner of Allen & Overy LLP's US law practice (UK)



**Ms. Sandie Okoro**, General Counsel at Barings Asset Management; Director of International Lawyers for Africa and a Trustee of LawWorks; former Head of Legal for Corporate Services at Schroders (UK)



**The Honorable Judge Elizabeth Stong**, Judge at the US Bankruptcy Court, Eastern District New York; Co-chair of the International ADR Committee of the International Insolvency Institute. Judge Stong has trained judges in North Africa, the Middle East, China and the Arabian Peninsula, as an expert with the U.S. Department of Commerce Commercial Law Development Program, and has also led judicial workshops in Brazil and Argentina (USA)



**The Honorable Ben F. Tennille (Ret.)**, Retired Chief Judge of the North Carolina Business Court; Advisor to the American Bar Association Business Law Section and Section Council member; Fellow of the American Bar Foundation (USA)



**Mr. Lucien Wong**, Managing Partner at Allen & Gledhill LLP; Board Member of the Monetary Authority of Singapore; Member of the Board of Directors of Singapore Airlines Ltd (Singapore)





## The P.R.I.M.E. Finance Advisory Board



**The Rt Hon the Lord Woolf**, former Lord Chief Justice of England and Wales; Barrister at Blackstone Chambers; Chaired the network of the Presidents of the Supreme Judicial Courts of the EU Working Group on mediation and the Financial Markets Law Committee; former member of the House of Lords Constitution Committee (United Kingdom)



**Mr. Nout Wellink**, former President at the Dutch Central Bank (DNB); former Chairman at the Basel Committee on Banking Supervision (the Netherlands)



**Mr. Antonio Sáinz de Vicuña**, former General Counsel at the European Central Bank (Spain)



**Mr. Thomas Jasper**, Managing Partner at Manursing Partners LLC; Founder Chairman of the International Swaps and Derivatives Association; Risk Hall of Fame member in recognition of his profound contributions to risk management (United States of America)



**Mr. Thierry Porté**, Operating Partner at J.C. Flowers & Co.; former President at Shinsei Bank (Japan)



**H.E. the Honourable Sir David Baragwanath KNZM, QC**, President and Presiding Judge of the Appeals Chamber of the Special Tribunal for Lebanon; retired Judge of the Court of Appeal of New Zealand and former President of the New Zealand Law Commission; Honorary Professor at the University of Waikato (New Zealand); New Zealand Member of the Permanent Court of Arbitration, The Hague; Overseas Bencher of the Inner Temple (New Zealand)



**Hugo Hans Siblesz**, Secretary-General of the Permanent Court of Arbitration; former Ambassador of the Kingdom of the Netherlands to France, Monaco and Andorra; former Director-General for Political Affairs and former Director of the Consular Department of the Dutch Ministry of Foreign Affairs (the Netherlands)



## The P.R.I.M.E. Finance Secretariat



**Professor Dr. Gerard J. Meijer, Secretary-General**



**Mrs. Camilla Perera - De Wit, Registrar**



**Mr. Blazej Blasikiewicz, Assistant to the Registrar**



# P.R.I.M.E. FINANCE ANNUAL CONFERENCE

## General Information

P.R.I.M.E. Finance stands for the Panel of Recognised International Market Experts in Finance, an innovative collaboration launched in January 2012. The project was established to help resolve, and to assist judicial systems in the resolution of disputes concerning complex financial transactions. P.R.I.M.E. Finance has the support of key international regulatory bodies and is complementary to the on-going financial market regulatory reform process.

The P.R.I.M.E. Finance Foundation, an independent, not-for-profit institute based in The Hague, oversees and supports the global role played by its Panel of Experts. Our core activities, and the three pillars upon which P.R.I.M.E. Finance is based, include:

- (i) dispute resolution services, including arbitration, mediation and expert opinions, determinations and risk assessment;
- (ii) judicial training and education; and
- (iii) the compilation of a central database of international precedents and source materials.

## Vision

P.R.I.M.E. Finance aims to be a center of excellence, dedicated to promoting a more sophisticated approach to financial market dispute settlement, with a particular focus on issues arising in relation to industry standard documentation, relevant comparative law and market practices for derivatives and other complex financial products. As such, we endeavor to be an easily accessible, centralized, multi-linguistic and multi-cultural college of expertise.

## Mission

Our mission is to serve a public policy need by ensuring that the requisite expertise is available for the settlement of these complex cases, thereby reducing legal uncertainty and systemic risk and fostering stability and confidence in, and a more settled and authoritative body of law for, world finance.

## Governance Structure

P.R.I.M.E. Finance Foundation's Advisory Board is chaired by Lord Woolf of Barnes, former Lord Chief Justice of England and Wales, and its Management Board is chaired by Professor Jeffrey Golden, a Governor of the London School of Economics and Political Science, retired founding partner of Allen & Overy LLP's US law practice and the former senior partner in that firm's global derivatives practice.

## Our Experts

P.R.I.M.E. Finance's great strength lies in the knowledge and training of the group of legal and market experts in its ranks, an offering which currently includes more than 100 of the most senior people from the world of finance and financial markets law with collectively more than 3,000 years of relevant experience. Through our Panel we provide independent and multi-jurisdictional expertise in relation to complex financial transactions. It is a facility that is arguably unique within the world's financial markets. Our Annual Conference has been organized to create an opportunity for many of our experts to report out on matters of current interest to the market.

## Cooperation with Permanent Court of Arbitration

Under the UNCITRAL Rules, as adapted for P.R.I.M.E. Finance, the Secretary General of the Permanent Court of Arbitration, also based in The Hague, may act as appointing authority for P.R.I.M.E. Finance in cases where the parties cannot agree on the appointment of arbitrators. The Secretary General of the Permanent Court of Arbitration serves on the P.R.I.M.E. Finance Advisory Board and has agreed that, if a request to him for the selection of arbitrators is made under the Arbitration Rules of P.R.I.M.E. Finance, he will select arbitrators exclusively from P.R.I.M.E. Finance's expert list. Disputes may be resolved anywhere in the world, however the Permanent Court of Arbitration has authorized the conduct of arbitral hearings at the Peace Palace arbitration suite in The Hague where the parties so elect.



**Second Annual Conference of  
P.R.I.M.E. Finance, 28 - 29 January 2013  
Peace Palace, The Hague**





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**P.R.I.M.E. FINANCE ANNUAL CONFERENCE**  
**PEACE PALACE, 27 JANUARY 2014**

08.00 - 09.00	<b>Registration and continental breakfast</b>
09.00 - 09.45	<p><b>Opening proceedings</b></p> <p><b>Welcome by H.E. the Hon. Sir David Baragwanath KNZM, QC</b>, P.R.I.M.E. Finance Advisory Board; President and Presiding Judge, the Appeals Chamber of the Special Tribunal for Lebanon; retired Judge, the Court of Appeal of New Zealand and former President, the New Zealand Law Commission</p> <p><b>Opening of the conference by Dr. Geert J.M. Corstens</b>, President, Supreme Court of the Netherlands</p> <p><b>Welcome by the Minister of Security and Justice of the Netherlands, Ivo Opstelten</b></p> <p><b>Welcome by the Mayor of The Hague, Jozias van Aartsen</b></p>
09.45 - 10.00	<b>Group picture</b>
10.00 - 10.15	<p><b>P.R.I.M.E. Finance and the Permanent Court of Arbitration</b></p> <p><b>Hugo Hans Siblesz</b>, Secretary-General, Permanent Court of Arbitration</p>
10.15 - 10.45	<p><b>P.R.I.M.E. Finance: a year in review</b></p> <p><b>Professor Jeffrey Golden</b>, Chairman of the Management Board of the P.R.I.M.E. Finance Foundation; Governor, London School of Economics and Political Science (LSE)</p>
10.45 - 11.15	<b>Coffee break</b>
11.15 - 12.45	<p><b>Increasing legal certainty and reducing systemic risk: legal and market views</b></p> <p><b>Moderator:</b> <b>Thomas W. Jasper</b>, P.R.I.M.E. Finance Advisory Board; Managing Partner, Manursing Partners LLC; Founding Co-Chairman, International Swaps and Derivatives Association (ISDA)</p> <p><b>Speakers:</b> <b>Mark Brickell</b>, Co- Founder and former Chief Executive Officer, Blackbird Holdings, Inc.; former Chairman, International Swaps and Derivatives Association (ISDA); former Managing Director, JP Morgan; P.R.I.M.E. Finance Expert <b>Dr. Sharon Brown-Hruska</b>, Vice President Global Securities and Finance Practice, NERA Economic Consulting; visiting Professor of Finance, Tulane University; former Commissioner and acting Chairman, US Commodity Futures Trading Commission (CFTC); P.R.I.M.E. Finance Expert <b>Carolyn Jackson</b>, Partner, Katten Muchin Rosenman UK LLP; former Executive Director and Board Member, International Swaps and Derivatives Association (ISDA); P.R.I.M.E. Finance Expert <b>Robert G. Pickel</b>, Chief Executive Officer, International Swaps and Derivatives Association (ISDA); P.R.I.M.E. Finance Expert</p>
12.45 - 13.45	<b>Lunch break</b>



...Hotel des Indes...

Reception & Conference Dinner  
27 January 2014 at 19:00



...Peace Palace...

Venue of the 3rd Annual Conference  
27 - 28 January 2014



**P.R.I.M.E. FINANCE ANNUAL CONFERENCE**  
**PEACE PALACE, 27 JANUARY 2014**

13.45 - 15.15	<p style="text-align: center;"><b>LIBOR: dispute resolution and benchmark evolution</b></p> <p><b>Moderator:</b> <b>Robin Dicker QC</b>, Barrister, South Square Chambers; P.R.I.M.E. Finance Expert</p> <p><b>Speakers:</b> <b>Simon Firth</b>, Partner, Linklaters LLP; Author of <i>Derivatives: Law and Practice</i>; P.R.I.M.E. Finance Expert <b>Richard E. Grove Jr.</b>, Chief Executive Officer, Rutter Associates LLC; former Fixed Income and Commodity Derivatives Executive, Bank of America and Paribas; former Chief Executive Officer, International Swaps and Derivatives Association (ISDA); P.R.I.M.E. Finance Expert <b>Dr. Joanna Perkins</b>, Director, Financial Markets Law Committee (FMLC); Barrister, South Square Chambers; P.R.I.M.E. Finance Expert <b>PD Dr. Thomas Werlen</b>, Partner, Quinn Emanuel Urquhart &amp; Sullivan LLP; former Group General Counsel and Executive Committee member, Novartis; P.R.I.M.E. Finance Expert</p>
15.15 - 16.30	<p style="text-align: center;"><b>Mis-selling: “My Trusted Advisor Told Me It Was a Hedge!”</b></p> <p><b>Sessions Chair:</b> <b>Daniel P. Cunningham</b>, P.R.I.M.E. Finance Management Board; Partner, Quinn Emanuel Urquhart &amp; Sullivan LLP</p> <p><b>Speakers:</b> <b>Lisa Curran</b>, Senior Counsel, Allen &amp; Overy LLP; P.R.I.M.E. Finance Expert <b>The Hon. Justice Arthur R. Emmett</b>, Justice, Supreme Court of New South Wales; Judge, New South Wales Court of Appeal; P.R.I.M.E. Finance Expert <b>Professor Akihiro Wani</b>, Partner, Linklaters LLP; Professor, Sophia University Law School; Counsel, International Swaps and Derivatives Association (ISDA); P.R.I.M.E. Finance Expert <b>Antony Zacaroli QC</b>, Barrister, South Square Chambers; P.R.I.M.E. Finance Expert</p>
16.30 - 17.00	<p style="text-align: center;"><b>Coffee break</b></p>
17.00 - 18.30	<p style="text-align: center;"><b>A judicial exchange of views: derivatives in the courts</b></p> <p><b>Moderator:</b> <b>The Hon. Judge Elizabeth Stong</b>, P.R.I.M.E. Finance Management Board; Judge, US Bankruptcy Court, Eastern District of New York</p> <p><b>Speakers:</b> <b>The Hon. Justice Henry duPont Ridgely</b>, Justice, Delaware Supreme Court; P.R.I.M.E. Finance Expert <b>The Hon. Justice Kunio Hamada</b>, Special Counsel, Hibiya Park Law Offices; former Justice, Supreme Court of Japan; P.R.I.M.E. Finance Expert <b>Tim Hughes</b>, Deputy Executive Director, International Bar Association (IBA) <b>Vladimir Khrenov</b>, Partner, Head of Derivatives &amp; Capital Markets, Monastyrsky, Zyuba, Stepanov &amp; Partners; Counsel to Chairman, Russian National Association of Securities Market Participants (NAUFOR); P.R.I.M.E. Finance Expert <b>The Hon. Natalia Pavlova</b>, Judge, Supreme Commercial Court, Russian Federation <b>The Hon. Justice VK Rajah</b>, Judge of Appeal, Supreme Court of Singapore</p>



**P.R.I.M.E. FINANCE ANNUAL CONFERENCE**  
**PEACE PALACE, 28 JANUARY 2014**

09.00 - 10.30	<p style="text-align: center;"><b>The case for P.R.I.M.E. Finance arbitration in financial disputes</b></p> <p><b>Moderator:</b> <b>Dr. Willem Calkoen</b>, P.R.I.M.E. Finance Management Board; former Chair, Section on Business Law of the International Bar Association</p> <p><b>Speakers:</b> <b>The Hon. Charles N. Brower</b>, Judge, Iran-United States Claims Tribunal; Arbitrator, 20 Essex Street Chambers; Judge Ad Hoc, Inter-American Court of Human Rights; Member, Register of Experts, United Nations Compensation Commission (UNCC); former Partner, White &amp; Case LLP; P.R.I.M.E. Finance Expert <b>Professor Dr. Gerard J. Meijer</b>, Secretary-General, P.R.I.M.E. Finance; Partner, NautaDutilh N.V. <b>Camilla Perera - De Wit</b>, Registrar, P.R.I.M.E. Finance <b>Dr. Peter M. Werner</b>, Senior Director, International Swaps and Derivatives Association (ISDA); P.R.I.M.E. Finance Expert</p>
10.30 - 11.00	<b>Coffee break</b>
11.00 - 12.30	<p style="text-align: center;"><b>Sovereign crises: P.R.I.M.E. Finance and the way forward</b></p> <p><b>Moderator:</b> <b>Eli Whitney Debevoise II</b>, Senior Partner, Arnold &amp; Porter LLP; former U.S. Executive Director, World Bank Group; P.R.I.M.E. Finance Expert</p> <p><b>Speakers:</b> <b>Professor Mitu Gulati</b>, Professor, Duke Law School; P.R.I.M.E. Finance Expert <b>Carolyn B. Lamm</b>, Partner, White &amp; Case LLP; Member, US Panel of Arbitrators, International Centre for the Settlement of Investment Disputes (ICSID); former President, American Bar Association (ABA); P.R.I.M.E. Finance Expert <b>Philip R. Wood QC</b>, Special Global Counsel, Allen &amp; Overy LLP; Author of <i>Law and Practice of International Finance</i>; P.R.I.M.E. Finance Expert</p>
12.30 - 13.30	<b>Lunch break</b>

*Cooperating entities:*



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**P.R.I.M.E. FINANCE ANNUAL CONFERENCE**  
**PEACE PALACE, 28 JANUARY 2014**

13.30 - 15.00	<p><b>Close-out and bankruptcy: a comparative judicial and arbitral analysis of financial disputes</b></p> <p><i>Sessions Chair:</i> <b>Jonathan Ross</b>, Director, The Reserve Bank of New Zealand; retired Partner, Bell Gully; P.R.I.M.E. Finance Expert</p> <p><i>Speakers:</i> <b>Professor Dr. Klaus Peter Berger</b>, Professor Domestic and International Private and Commercial Law, Comparative and Private International Law, and Director, Institute for Banking Law and Center for Transnational Law, University of Cologne; Chairman, German Institution of Arbitration (DIS); P.R.I.M.E. Finance Expert <b>Alban Caillemer du Ferrage</b>, Partner, Jones Day; Counsel, International Swaps and Derivatives Association (ISDA); P.R.I.M.E. Finance Expert <b>Habib Motani</b>, Partner, Global Head Derivatives Group, Clifford Chance LLP; P.R.I.M.E. Finance Expert <b>Edward Murray</b>, Consultant, Allen &amp; Overy LLP; Chairman, ISDA Financial Law Reform Committee; P.R.I.M.E. Finance Expert</p>
15.00 - 16.30	<p><b>Issues roundtable</b></p> <p><i>Sessions Chair:</i> <b>Antoine Maffei</b>, Founding Partner at De Pardieu Brocas Maffei A.A.R.P.I.; former Legal Advisor, World Bank; former Chairman of the Capital Market Forum of the International Bar Association (IBA); P.R.I.M.E. Finance Expert</p> <p><i>Speakers:</i> <b>Dr. Georges Affaki</b>, Chairman, International Chamber of Commerce (ICC), Legal Committee of the Banking Commission; Associate Professor of Law, University of Paris II; P.R.I.M.E. Finance Expert <b>Chin Chong Liew</b>, Partner, Head Derivatives and Structured Products, Linklaters LLP; Counsel, International Swaps and Derivatives Association (ISDA); Co-author <i>Hong Kong Derivatives: Law &amp; Practice</i>; P.R.I.M.E. Finance Expert <b>Professor Tetsuo Morishita</b>, Professor, Sophia University Law School; P.R.I.M.E. Finance Expert <b>Walter H. White, Jr</b>, Partner, McGuireWoods LLP; P.R.I.M.E. Finance Expert</p>
16.30	<p><b>Closing remarks Professor Jeffrey Golden</b></p>

**Cooperating entities:**



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for Global Justice



# Jozias van Aartsen

Mayor of The Hague



## Personal details

Surname: Van Aartsen  
Given Names: Jozias Johannes (Jozias)  
Place and date of birth: The Hague, 25 December 1947  
Civil status: married, three sons

## Education

Grammar school  
Law Free University Amsterdam (not complete)

## Decorations

Officer in the Order of Orange-Nassau, 10 December 2002  
Knight in the Order of the Dutch Lion, 29 April 1994

## Earlier functions

February 1970 to May 1971: Employee, VVD, House of Representatives  
May 1971 to November 1974: Secretary, VVD, House of Representatives  
November 1974 to June 1979: Director, Prof. Mr. B.M. Telder Foundation, scientific bureau VVD. At the same time advisor to the party chairman, VVD, House of Representatives  
June 1979 to April 1983: Head of the Secretary-General's Office, Ministry of the Interior  
April 1983 to October 1985: Deputy Secretary-General of the Ministry of the Interior  
October 1985 to August 1994: Secretary-General of the Ministry of the Interior  
August 1994 to August 1998: Minister of Agriculture, Environmental Management and Fisheries  
August 1998 to July 2002: Minister of Foreign Affairs  
May 2002 to November 2006: Member of the House of Representatives  
May 2003 to March 2006: Chairman, VVD, House of Representatives  
from July 2007 (on behalf of the European Commission): Coordinator southern gas route of the European Union

## Dr. Georges Affaki

Chairman, International Chamber of Commerce (ICC), Legal Committee of the Banking Commission; Associate Professor of Law, University of Paris II



**D**r. Georges Affaki is member of the Executive Committee and Global Coordinator for Corporate Banking and GTTB, CIB Legal, BNP Paribas. He is Vice-Chairman of the International Chamber of Commerce (ICC) Banking Commission and chairs its Legal Committee. He chaired the drafting group for the revision of the ICC Uniform Rules for Demand Guarantees (URDG 758) and currently chairs the revision of the ICC dispute resolution by expertise (DOCDEX) rules.

Dr. Affaki is Associate Professor of law at the University of Paris II, guest fellow at the University of Oxford and visiting lecturer at Queen Mary, University of London, and at University Paris Dauphine. He is a member of the Governing Council of the UNIDROIT Foundation.

He is the author or editor of several books, including “A User’s Handbook to ICC Uniform Rules for Demand Guarantees”, ICC Publ. No. 631; “Trade Finance”, ITC Publishing (awarded the European Prize on Interdisciplinary Research); “Cross-border insolvency and conflict of jurisdictions”, Bruylant; “Increasing Access to Credit – Reforming Secured Transaction Law”, ITC Publishing, “The Guide to ICC Uniform Rules for Demand Guarantees” (with Sir Roy Goode), ICC Publ. No. 702, and over 60 articles and case notes on international banking, secured lending and arbitration.

Dr. Affaki chairs a working group on arbitration and banking organized under the aegis of the French Arbitration Committee, co-chairs the Task Force on Financial Institution and Arbitration of the ICC Commission on Arbitration, and has chaired a Paris Europlace working group on Islamic Finance whose recommendations were presented in June 2009 in a report titled Applicable Law and Dispute Resolution in Islamic Finance – A French Courts’ Perspective.

Details of Dr. Affaki’s activities in relation to international dispute resolution are available on request.

## H.E. the Honourable Sir David Baragwanath KNZM, QC

President and Presiding Judge of the Appeals Chamber of the Special Tribunal for Lebanon; retired Judge of the Court of Appeal of New Zealand and former President of the New Zealand Law Commission; Honorary Professor at the University of Waikato (New Zealand); New Zealand Member of the Permanent Court of Arbitration, The Hague; Overseas Bencher of the Inner Temple (New Zealand)



**S**ir David Baragwanath practised commercial and public law as a silk at the New Zealand bar. Following appointment to the High Court he was President of the New Zealand Law Commission and later chaired the Rules Committee before moving to the Court of Appeal. He was the judicial member of the New Zealand Private International Law Committee. Following visiting academic appointments at Wolfson College, Cambridge, Queen Mary University, London, the University of Waikato and the University of Hong Kong, in September 2011 he became a HUGO Fellow at the Netherlands Institute for Advanced Studies in the Humanities and Social Sciences, Wassenaar until October 2011 when he was appointed President of the Special Tribunal for Lebanon. He is a New Zealand member of the Permanent Court of Arbitration, The Hague and an Overseas Bencher of the Inner Temple.



## Professor Dr. Klaus Peter Berger, LL.M.

Professor for domestic and international private and commercial Law, comparative and private international law; Director, Institute for Banking Law and Center for Transnational Law (CENTRAL), University of Cologne Faculty of Law, Germany



**Positions:** Professor for domestic and international private and commercial Law, comparative and private international law; Director, Institute for Banking Law and Center for Transnational Law (CENTRAL), University of Cologne Faculty of Law, Germany (since 2002)

Professor for international business law and director of the Institute for International Business Law, Muenster University Faculty of Law, Germany (1996 - 2002)

Honorary Lecturer and Member of the Global Faculty, Centre for Energy, Petroleum and Mineral Law and Policy (CEPMLP), University of Dundee, Scotland

Chairman of the Board, German Institution of Arbitration (DIS)

Board-Member, Arbitration Institute of the Stockholm Chamber of Commerce

**Date of Birth:** June 1, 1961

**Education:** Universities of Cologne, Bielefeld (Germany) and Virginia (USA)

**Practice:** Chairman, party-appointed arbitrator and sole arbitrator in numerous arbitrations under ICC-, Swiss Rules-, DIS-, LCIA-, VIAC-, UNCITRAL- and Ad Hoc-Arbitration Rules; panels of arbitrators: "China International Economic Trade Arbitration Commission" (CIETAC, Beijing, China); International Centre for Dispute Resolution (ICDR, international division, American Arbitration Association, AAA); P.R.I.M.E. Finance (Panel of Recognised International Market Experts in Finance, The Hague); Dubai International Arbitration Centre (DIAC); Vienna International Arbitration Centre (VIAC); legal expert on German and international contract law in numerous international arbitrations; Member, Arbitration Law Reform Commission at the German Institution of Arbitration (DIS) 1992-1996; organizer, "Cologne Academies" on International Arbitration & International Business Mediation for students and young practitioners ([www.cologneacademies.com](http://www.cologneacademies.com))

**Expertise:** Previous arbitrations involved disputes out of delivery contracts, M&A, gas price adaptation, construction, infrastructure projects, research & development, int'l. loans, project finance, ISDA Master Agreement (close out netting), sale of non-performing loans (npls), service provider contracts in the credit card business, money transport

**Publications:** More than one-hundred-sixty articles and books on domestic and international arbitration, contract law, private international law, M&A, trade law, banking and finance; for a full list of publications see [www.klauspeterberger.de](http://www.klauspeterberger.de)

**Memberships:** International Council for Commercial Arbitration (ICCA), London Court of International Arbitration (LCIA), Swiss Arbitration Association (ASA), ICC Institute of World Business Law





## Mark C. Brickell

Former Chairman, International Swaps and Derivatives Association (ISDA)



**M**ark C. Brickell has been in the derivatives business for more than 24 years.

Mr. Brickell worked for 25 years at J.P. Morgan, ultimately as a Managing Director in charge of the Derivatives Strategies Group. He also worked in Corporate Finance, and Asset and Liability Management, before he joined the bank's Swap Group in 1986.

While at JP Morgan, Brickell served for 12 years on the Board of Directors of the International Swaps and Derivatives Association, Inc. (ISDA). This included four years as its chairman, two as vice chairman, and one as treasurer. As a result, he was actively involved in policy work that laid a foundation for the swaps business, including netting legislation, the Futures Trading Practices Act, Gramm-Leach-Bliley Act, and Commodity Futures Modernization Act of 2000. He worked internationally with banking supervisors in Europe and Asia, including the Basle Supervisors Committee, on capital requirements and other matters including the swap book of Development Finance Corporation in New Zealand and Hammersmith and Fulham swap activities in the United Kingdom.

Brickell also served as a member of the Working Group that prepared a 1993 study for the Group of Thirty on management principles for financial risk, entitled, "Derivatives: Practices and Principles."

Since leaving JP Morgan in 2001, Brickell has been an investor in Blackbird Holdings, Inc., an advanced hybrid electronic system for negotiating, executing and recording derivatives transactions. He has served as Chief Executive Officer of Blackbird. He has remained active in public policy regarding derivatives, including the Dodd-Frank Act.

In 2003, President Bush nominated Mr. Brickell to serve as Director of the Office of Federal Housing Enterprise Oversight (OFHEO). That department regulated Fannie Mae and Freddie Mac, two government sponsored enterprises active in housing finance.

Brickell also serves on the board of directors of First Command Financial Services, Inc., a diversified financial services holding company based in Ft. Worth, Texas.

In 1974, Brickell received a B.A. from the University of Chicago, and an M.B.A. from the Harvard Business School in 1976.

## The Honorable Charles N. Brower

Judge of the Iran-United States Claims Tribunal; Arbitrator at 20 Essex Street Chambers; Judge Ad Hoc of the Inter-American Court of Human Rights; Member of the Register of Experts of the United Nations Compensation Commission; former Partner at White & Case LLP (the Netherlands/USA/UK)



Judge Brower's 50-year career in the law has combined extensive practice at the bar with distinguished public service, both national and international, concentrating during 30 years in the fields of public international law and international dispute resolution.

Following eight years with the international law firm White & Case LLP in New York City (1961-69), acting both as a commercial trial and appellate attorney and as criminal defense counsel in prominent cases, Judge Brower resigned his partnership to serve for four years (1969-73) in the United States Department of State in Washington, DC, where as Acting Legal Adviser he was the chief lawyer of the Department and principal international lawyer for the United States Government. Thereafter, he rejoined White & Case LLP, co-founding its Washington, DC office, where his practice, originally concentrated in the litigation of administrative and public law cases, came to be comprised almost exclusively of substantial international arbitrations.

He has served continuously since 1983 as a Judge of the Iran-United States Claims Tribunal in The Hague, the Netherlands, where he sat full-time from 1984 to 1988. That service was interrupted for some months in 1987 by White House service as Deputy Special Counsellor to President Reagan. While continuing to serve in The Hague on a part-time basis, Judge Brower resumed partnership in White & Case LLP from 1988 until joining 20 Essex Street Chambers.

Judge Brower has served as Judge Ad Hoc of the Inter-American Court of Human Rights, as a member of the Register of Experts of the United Nations Compensation Commission in Geneva (UNCC), and as a member of the Panels of Conciliators and Arbitrators of the International Centre for Settlement of Investment Disputes (ICSID) (a member of the World Bank Group). He has represented various governments in proceedings before the International Court of Justice (World Court) and is a member of the panels of arbitrators of a number of arbitral institutions around the world. As counsel or arbitrator he has handled cases on all six continents, principally under the rules of the ICC, UNCITRAL, the LCIA, the AAA, the UNCC, ICSID, SCC, ARIAS and LMAA. These cases have involved a wide variety of commercial disputes as well as issues of public international law, particularly involving the oil and gas sector, major infrastructural projects, expropriations, and other investment disputes, including ones arising under both bilateral and multilateral investment treaties (such as NAFTA and the Energy Charter Treaty).

Most recently Judge Brower's peer listings have been capped by The American Lawyer's 2013 "Focus Europe" Supplement, which described him as "the reigning king of international arbitrators," listing him for its third consecutive biennial survey (following 2011 and 2009) as No. 1 of its "Top Ten Arbitrators" with 27 qualifying arbitrations (commercial cases involving \$500 million or more and treaty-based investment disputes in which a minimum of \$100 million is in issue). Judge Brower is one of only three arbitrators to have been included among the "Top Ten Arbitrators" in every one of these biennial surveys since they were first published in 2005. In addition, Chambers 2011 UK Directory stated that Judge Brower "has earned a reputation as one of the leading arbitrators at the UK Bar. He is described as 'one of the most sought out arbitrators in the world, particularly in connection with investment treaty disputes.'"



Judge Brower has served as President of the American Society of International Law, Governor of the American Bar Association, Chair of the Institute for Transnational Arbitration, and on the Executive Council of the International Law Association. He has published and spoken around the world on international law and international dispute resolution. He has been a Visiting Fellow at Cambridge University (Jesus College and the Lauterpacht Research Centre for International Law) and had been selected as John A. Ewald, Jr. Distinguished Visiting Professor at the University of Virginia School of Law. In 2009 Judge Brower was awarded the American Society of International Law's prestigious Manley O. Hudson Medal for "pre-eminent scholarship and achievement in international law . . . without regard to nationality," which honor until then had been bestowed on 29 persons, including 10 non-American citizens, during the 53 years since it had been created. In 2010 Judge Brower received the Stefan A. Riesenfeld Award from the University of California's Berkeley School of Law (Boalt Hall) in recognition of "his outstanding achievements and contributions in the field of international law."

In 2013 he received both the Lifetime Achievement Award of the American Bar Association's Section of International Law and the Pat Murphy Award of the Institute for Transnational Arbitration of the Center for American and International Law "For Exceptional Civic Contributions and Extraordinary Professional Achievements in International Arbitration."



## Sharon Brown-Hruska, Ph.D.

Vice President in NERA's Global Securities and Finance Practice and Visiting Professor of Finance in the A.B. Freeman School of Business of Tulane University



**S**haron Brown-Hruska is a Vice President in NERA's Global Securities and Finance Practice and Visiting Professor of Finance in the A.B. Freeman School of Business of Tulane University. She is a leading expert in securities and derivatives markets, investments, trading, and risk management. Prior to joining NERA, she served as Commissioner (2002-2006) and Acting Chairman (2004-2005) of the U.S. Commodity Futures Trading Commission (CFTC).

**Economics Advisory:** Dr. Brown-Hruska is an expert in market design and the implications for credit and financial risk management. She has evaluated and advised on the ISDA Credit Default Swaps (CDS) auction and evaluated the rules and process for the valuation and allocation of reference entity securities. She advised on market quality impact of futures and options contracts on CDS. She has analyzed techniques and innovations in clearing mechanisms for operational and counterparty risk management in the over-the-counter (OTC) derivatives markets. She has also compared and evaluated various exchange and OTC markets for differences in market quality and their susceptibility to manipulation and other market abuses.

**Regulation:** Dr. Brown-Hruska provides consulting to exchanges, businesses, and governments regarding regulation and compliance. While at the CFTC, she served as a member of the President's Working Group on Financial Markets, with the Secretary of the Treasury, Chairman of the Federal Reserve Board, and the Chairman of the Securities and Exchange Commission (SEC). During this period the Working Group considered expansion of SEC and CFTC antifraud authority as applied to hedge funds and foreign exchange transactions, registration and disclosure requirements for investment advisors, commodity trading advisors, and securities futures brokers, among other issues. Dr. Brown-Hruska has testified and spoken to U.S. House and Senate Committees and Congressional staff on commodities and securities law and economics, with a recent focus on the Dodd-Frank Wall Street Reform and Consumer Protection Act and its implications. She has addressed numerous governmental, financial organizations and associations, including the International Monetary Fund, International Organization of Securities Commissioners, Managed Funds Association, Futures Industry Association, Structured Products Association, and the International Swaps and Derivatives Association.

**Enforcement and Adjudication:** Dr. Brown-Hruska provides consulting and expert witness testimony in cases alleging fraud or manipulation in securities and derivatives markets and various enforcement and regulatory matters. She has testified as an expert in FINRA arbitrations and is an arbitrator for the National Futures Association. She was appointed to and serves on the Panel of Recognized International Market Experts in Finance, P.R.I.M.E. Finance.

**International Regulation:** Dr. Brown-Hruska represented the Commission at high level international meetings with members of the European Commission, the Committee of European Securities Commissioners, the International Organization of Securities Commissioners, and various other governmental, regulatory, and financial organizations. She initiated the Transatlantic Cooperation Initiative to identify practical solutions to regulatory challenges in the cross-border derivatives business and presided over the Joint Meeting of the CFTC and the CESR to Facilitate Transatlantic Business in 2005. She addressed the International Regulator's Meeting and International Derivatives Conference in Bürgenstock, Switzerland (2005-06), the International Derivatives Conference in Seoul, Korea (2005), the Federation of European Securities Exchanges in Brussels, Belgium (2005), the Center for European Policy



Studies in Brussels, Belgium (2005) the Joint Meeting of the Commission and the Committee of European Securities Regulators to Facilitate Transatlantic Business in Paris, France (2005), and the IOSCO Technical Committee Conference on the Future of International Capital Markets in New York (2004).

**Energy:** Dr. Brown-Hruska provides consulting and expert testimony on energy markets, energy trading, and their regulation. She has spoken on energy issues to many forums and organizations, including the Energy Bar Association, Edison Electric Institute, and the World Forum on Energy Regulation. She has published articles in the *Energy Daily* on energy derivatives and the *Futures and Derivatives Law Report* on market manipulation in the energy markets. She was awarded the Key Women in Energy's Global Leadership Award in March 2004, announced at the National Energy Marketers Association Conference in Washington, DC.

**Financial Markets Research and Teaching:** Dr. Brown-Hruska is a Visiting Professor of Finance at Tulane University's A.B. Freeman School of Business. Prior to her public service, Dr. Brown-Hruska was an Assistant Professor of Finance at George Mason University (1998-2002) and at Tulane University (1995-1998) teaching courses on financial markets and investments at the undergraduate finance and graduate levels (including Masters of Business Administration and Chartered Financial Analyst track courses). Courses taught include Investments, Financial Markets, International Finance, Risk Management and Financial Innovation, and Venture Capital and Private Finance. She has delivered talks on investments and regulation to various public audiences, including programs sponsored by the Chamber of Commerce, Smithsonian Institute, the Center for Innovative Technology, and the Century Club's Grubstake Breakfast series. She served as Associate Editor for Accounting and Finance of the *Journal of Business Research*. She has published in applied and scholarly publications including the *Capital Markets Law Review*, *Barron's*, *Regulation*, and the *Journal of Futures Markets*.





## Alban Caillemer du Ferrage

Partner at Jones Day Paris



**A**lban Caillemer du Ferrage's practice focuses on derivatives-based structured finance, market infrastructures, banking and finance, and capital markets.

Alban advises institutional clients on regulations, structuring, drafting, and collateralized transactions involving fixed-term financial instruments and temporary transfers of securities. He has significant experience advising banks and investment companies regarding disciplinary actions and financial litigation held before French authorities and jurisdictions.

Before joining Jones Day, Alban was head of the derivatives and market infrastructures team at a major French law firm and also worked at a London law firm. He has been acting and continues to act as French counsel to the International Swaps and Derivatives Association (ISDA) on netting, collaterals, and general principles derived from the conventions published by the ISDA as well as on financial regulations. He also has acted as counsel in France for banking and professional associations such as British Bankers' Association, the Zentraler Kreditausschuss, the Treuhand Kammer of Switzerland, associations sponsored by the Federal Reserve Bank of New York, and the Federation of Bankers' Association in Japan.

Alban has served as a member of The Hague P.R.I.M.E. Finance's panel of arbitrators and international market experts; a member of the "Markets and Exchanges" Consultative Commission of the French Monetary and Financial Authority (AMF); an officer of the Banking Law Committee of the International Bar Association (IBA); an associate professor at the University of Paris II; and a member of the board of governors of the Uniform Law Foundation, supporting the work of the International Institute for the Unification of Private Law (UNIDROIT).



## Dr. Willem Calkoen

Retired Partner at NautaDutilh; former Chair of the Section on Business Law of the International Bar Association



**W**illem Calkoen specializes in mergers and acquisitions (M&A) work - both public offers and private transactions – and in securities law and corporate governance. Willem has been involved in a variety of domestic and cross-border transactions, representing clients such as AT&T, General Electric, 3I, ICI, Knight Vinke and CalPERS, Perfetti Van Melle, Rexam, Smit Internationale, South African Paper Industries and Stork.

Willem graduated from Utrecht University in 1970 and served as a naval reserve officer until 1972, when he joined NautaDutilh. He became a partner in 1980. He was chairman of the Company Law Committee of the Section on Business Law ("SBL") of the International Bar Association from 1988 to 1992; an officer of the SBL from 1993 to 1998 and chairman of the SBL from 1997 to 1998.

Willem publishes regularly on topics such as joint ventures and corporate governance. He has been identified as highly recommended in Pritchard's European Legal 500 of 2004 and listed in Who's Who Legal for the Netherlands under M&A and corporate governance. He is acknowledged by European Legal Experts 2005 as a corporate and commercial expert.

## Dr. Geert J.M. Corstens

President, Supreme Court of the Netherlands



**B**orn: 1946, 1st of February, Helvoirt, the Netherlands

Married to Madeleine Mignot, three daughters, Clarine, Hadewych, Veerle

Master of laws, cum laude, Radboud University Nijmegen, 1969

Doctor of law (PhD) University of Amsterdam, 1974

Assistant public prosecutor, Amsterdam, 1973-1975,

Law clerk, District court of Amsterdam, 1975-1976

Lawyer, Goudsmit & Branbergen, private law firm, Amsterdam, 1976-1977

Public prosecutor, Arnhem, 1977-1981

Professor of criminal law, Catholic University Nijmegen, 1982-1995

Justice, Supreme Court of the Netherlands, 1995-2006

Vice-president, Supreme Court of the Netherlands, 2006-2008

President, Supreme Court of the Netherlands, 2008-

### **Published works:**

Het Nederlands strafprocesrecht (Handbook on Dutch criminal procedure), 6th edition, Kluwer, Deventer 2008, XXVII + 964 p.

Droit pénal européen, 3rd edition (together with Jean Pradel and Gert Vermeulen, Dalloz, Paris 2009, 834 p.

European criminal law (together with Jean Pradel), Kluwer Law International, The Hague/London/New York, 2002, XII + 650 p.

About 300 contributions to Dutch and foreign books and articles in Dutch and foreign law journals, amongst which the following recent publications:

Criminal law in the first pillar?, European journal of Crime, Criminal Law and Criminal Justice 2003, p. 131-144

L'équilibre entre le droit d'examiner les témoins et le respect de leur sécurité, Revue pénitentiaire et de droit pénal 2007, p. 949-953.

Vers une justice pénale européenne ?, in : Le droit pénal à l'aube du troisième millénaire, Mélanges offerts à Jean Pradel, Cujas, Paris 2006, p. 1033 et suiv.



**Some other professional activities in past and present:**

Visiting professor University of Poitiers (France) 1986

Member of the board of the Dutch Law Association, 1983-1986

Member of the National Committee for the reform of Criminal Procedure, 1989-1993, appointed by the Dutch minister of justice

President of the Advisory Board of the national research project on criminal procedure, 1998-2003, appointed by the Dutch minister of justice

President and member of the editorial board of the Nederlands Juristenblad (the leading general Dutch Law Journal), 1995-2006

Member of the jury of the Spinoza Award (the leading Dutch award for outstanding university professors), 1995-1998

Member of the Board of International Advisors International Judicial Academy, Washington D.C., 2001-

Member of the Koninklijke Hollandsche Maatschappij voor Wetenschappen 1994-

President of the Advisory Board of the national research project on the quality of criminal judgements, 2005-2008

Officier dans l'Ordre des Palmes académiques

Chevalier dans l'Ordre de la Légion d'honneur

Honorary doctorate University of Antwerp

International Jurists Award 2013

Appointing Authority Iran-US Claims Tribunal, 2013-



## Daniel P. Cunningham

Partner at Quinn Emanuel Urquhart & Sullivan, LLP



**D**aniel Cunningham joined Quinn Emanuel Urquhart & Sullivan, LLP as a litigator in July 2009 with more than 30 years of experience in New York and London advising on risk assessment issues of various types. In addition to substantial transactional experience, he has significant experience working on litigation and arbitration matters. He also has advised Boards of Directors of major corporations on issues that combined the pursuit of strategic business goals with litigation either as a tool to reach those goals or a threat to their attainment. He is on the Executive Committee of the P.R.I.M.E. Finance Foundation based in The Hague, which is a new organization that provides education on derivatives for judges around the world and arbitration services for cross-border disputes involving complex financial products.

Dan has represented major clients as lead lawyer in virtually every kind of financing and acquisition transaction and, as a result, has an understanding of such transactions that few litigators have. He has participated in all types of capital markets transactions, including equity and debt offerings for U.S. and non-U.S. issuers, and in particular has extensive experience representing financial institutions. He was lead counsel on a number of transformational M&A transactions that required the solution of novel issues under the laws of the US and jurisdictions in Europe. Chambers named him US capital markets lawyer of the year in 2006.

Dan is one of the most knowledgeable lawyers in the world regarding derivatives and other types of structured finance instruments. He was U.S. counsel to ISDA from its inception. He is widely recognized as a principal architect of the ISDA Master Agreements and related ISDA credit derivatives and other definitions. Moreover, he advised ISDA for many years on the preparation of US insolvency legislation creating and improving safe harbors for swaps and other capital markets products under various US insolvency regimes.

He is also a Charter Trustee of Phillips Academy and Chairman of the Board of Job Path Inc. (not-for-profit NY organization that fosters employment training and independent living for the developmentally disabled).

Dan is a graduate of Harvard Law School and Princeton University. He is also a Member of The State Bar of New York and The State Bar of California.



## Lisa Curran

Senior Counsel at Allen & Overy LLP Rome



**L**isa is Senior Counsel with the Rome office of Allen & Overy. She has been qualified as a barrister and solicitor in Ontario, Canada since 1988 and as a solicitor of England and Wales since 1993.

Lisa's practice is focused on financial law matters, with particular emphasis on derivatives, including insolvency and regulatory advice relating to structured finance transactions. Lisa commenced practicing in Italy in 1988 with the Italian firm of Ughi e Nunziante and has been with Allen & Overy since 2000. Lisa has acted as counsel to the International Swaps & Derivatives Association, Inc. (ISDA) in respect of legal matters relating to the Italian derivatives market since 1990 and has provided advice to a variety of Italian and international institutions, including the World Bank and the Federal Reserve Bank of New York, in relation to matters affecting the Italian financial markets. Lisa is a past co-Chair of the International Bar Association's Banking Law Committee has also acted as a member of the Council to the Legal Practice Division of the IBA, coordinating the work of the Financial Services Section which comprises the Banking Law Committee, the Securities Law Committee, the Investment Funds Committee, the Insurance Law Committee and the Capital Markets Forum. In that capacity, Lisa coordinated in 2010/2011 a Survey of G20 countries in relation to the Legal Issues arising in relation to Proposals for Bank "Bail-in Measures", which was submitted to the Policy Development Committee of the Bank for International Settlements as well as the European Union's DG Internal Market and Services. Lisa has provided expert witness testimony in relation to Italian court cases involving derivatives transactions and has been nominated to the panel of experts of P.R.I.M.E. Finance, a dispute resolution facility based in The Hague.





## Eli Whitney Debevoise II

Senior Partner at Arnold & Porter LLP



**M**r. Debevoise practices in international litigation and arbitration, with particular experience in investor-state arbitration at the International Centre for Settlement of Investment Disputes (ICSID). He is a member of the ICSID Panels of Arbitrators and of Conciliators. He served as representative of the United States at meetings of the ICSID Administrative Council. His experience also includes service as arbitrator in investor-state arbitration under UNCITRAL Rules, as well as International Chamber of Commerce (“ICC”) appointed arbitrator in commercial cases; and experience with Inter-American Arbitration Commission, UNCITRAL, ICC, ICDR, London Sugar Association and ad hoc arbitrations. He acted as counsel in the first-ever WTO panel and Appellate Body proceeding, and other GATT and WTO panel proceedings, and has experience with multi-jurisdictional disputes, international insolvencies, asset-recovery, foreign sovereign immunity and act of state cases.

His transactional experience includes counseling a sovereign issuer of more than \$100 billion of debt securities with arbitration as method for dispute resolution as well as representation of clients in a variety of international transactions, including registered and Reg S/Rule 144A offerings, exchange offers, debt financings and worldwide equity placements; cross-border investment, including power projects, privatizations, private equity and mergers and acquisitions. Financings by international financial institutions and bilateral credit agencies and advice to financial institutions, central banks and stock and futures exchanges on financial institution regulatory legislation (Dodd-Frank) and rulemaking processes.

As Presidentially appointed and Senate-confirmed U.S. Executive Director at The World Bank Group from April 2007 - March 2010, he represented the United States on the boards of the four institutions of the World Bank Group with a combined balance sheet of nearly \$500 billion: the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, and the Multilateral Investment Guaranty Agency, and at sessions of the Administrative Council of ICSID, the World Bank’s fifth institution. As a senior U.S. Treasury official, participated in preparations for G-8 and G-20 summits. Had a leading role in capital increase and share realignment negotiations and served on the Audit, Corporate Governance and Pension Finance Committees, as well as the Information Technology Working Group.

Law Clerk to the Hon. William J. Holloway, Jr., United States Court of Appeals for the Tenth Circuit – 1978-79.

He received a J.D. from Harvard University in 1977 and a B.A. from Yale University in 1975.

## Robin Dicker QC

Barrister at South Square Chambers



**P**ractising barrister in England specialising in commercial, business and financial law, including banking, commercial litigation, company, corporate restructuring and insolvency, financial services and civil fraud.

He has appeared in various substantial and high-profile cases at all levels including, in recent years: in the Supreme Court (eg Nortel/Lehman Brothers, Eurosail, Rubin v Eurofinance, Mills v HSBC), in the Court of Appeal (eg Lomas v Firth Rixson, Standard Chartered Bank v CPC, McKillen v Maybourne Finance, Assenagon v Irish Bank Resolution Corp) and at first instance, including a number of major trials.

He is ranked by Chambers & Partners as a leading QC in six areas, including as a Star Individual for both Banking & Finance and for Restructuring & Insolvency, and described as one of the most outstanding silks in the market. He is ranked by Legal 500 as a leading QC in five areas. He is listed in the Chambers & Partners UK 100 Bar, as one of the top 100 QCs in England. He was Insolvency and Restructuring Silk of the Year at the Chambers & Partners Bar Awards 2012 and 2009.

### Recently reported cases include:

BNY Corporate Trustee Services Ltd v. Eurosail [2011] EWCA Civ 227 (Court of Appeal) (balance sheet insolvency test under section 123 Insolvency Act 1986 in the context of an Event of Default provision in a securitization)

Lehman Brothers Commodity Services Inc v. Credit Agricole [2011] EWHC 1390 (Comm) (effect of Section 9 of the ISDA Master Agreement and standard set-off clause)

Atlas Bulk Shipping A/S v. Navios International Inc [2011] EWHC 878 (effect of Cross-Border Insolvency Regulations 2006, sch.1 art.21 on set-off postinsolvency)

Re Lehman Brothers International (Europe) (in Administration); Antony Lomas v. JFB Firth Rixson, Inc [2010] EWHC 3372 (Section 2(a)(iii) of the ISDA Master Agreement)

Alan Bloom (and Others) v. The Pensions Regulator (Re Nortel and Re Lehman Brothers International Europe) [2010] EWHC 3010 (Whether financial support direction issued by the Pension Regulator ranked as an expense)

Re Lehman Brothers International (Europe) (In Administration); Stephen Pearson v. Lehman Brothers Finance SA (and Others) [2010] EWHC 2914 (ownership of securities in respect of REPO transactions)

Cattles plc v. Welcome Financial Services Ltd [2010] EWCA Civ 599 (Court of Appeal) (effect of non-competition clause in a guarantee)

Re: Kaupthing Singer & Friedlander Ltd; Brazzill v. Willoughby [2010] EWCA Civ 561 (Court of Appeal) (meaning of “deposits” in the context of a supervisory notice issued by the FSA)

Re: Kaupthing Singer & Friedlander Ltd [2010] EWCA Civ 518 (Court of Appeal) (Insolvency set-off under rule 2.85 in relation to future debts)



## The Honorable Justice Henry duPont Ridgely

Justice of the Supreme Court of Delaware



**T**he Honorable Henry duPont Ridgely was appointed a Justice of the Supreme Court of Delaware on 22 July 2004. From 1984 until his appointment as a Justice, he served as a general jurisdiction trial judge on the Superior Court of Delaware. From 1990 until 2004, he was the President Judge of the Superior Court of Delaware.

Justice Ridgely is a Member of the American Law Institute, a Fellow of the National Conference of State Trial Judges, a Life Fellow of the American Bar Foundation, a Member of the American Bar Association's House of Delegates, a Member of the Executive Committee of the Appellate Judges Conference of the Judicial Division of the American Bar Association, a Member of the American Inns of Court Leadership Council, and a Member of the National Advisory Council of the American Judicature Society. He is an Adjunct Professor of Law at the George Washington University Law School in Washington, D.C. and serves on the Advisory Board of the George Washington University Law School's Center for Law, Economics and Finance.

Justice Ridgely received his B.S. in Business Administration from Syracuse University in 1971, his J.D. from The Catholic University of America Columbus School of Law in 1973, and his LL.M. in Corporation Law from George Washington University Law School in 1974.

## The Honourable Justice Arthur R. Emmett

Judge, Supreme Court of New South Wales; Judge, New South Wales Court of Appeal



Justice Arthur Emmett was educated at North Sydney Boys' High School and the University of Sydney. He graduated from the University of Sydney as Bachelor of Arts (1964), Bachelor of Laws (1967) and Master of Laws with honours (1976). In May 2009, the University of Sydney conferred on him the degree of Doctor of Laws.

Justice Emmett served articles of clerkship from 1964 to 1967, when he was admitted as a solicitor in New South Wales. He worked as a solicitor in Sydney and London from 1967 to 1970. In 1970, he became an associate and in 1971 a partner of Dawson Waldron, now known as Ashursts. While a solicitor, Justice Emmett was engaged in commercial transactions of most kinds with particular emphasis on acquisitions, mergers and corporate finance, from time to time becoming involved in litigation arising out of commercial transactions. His clients included International Commodities Clearing House and the options clearing house of Sydney Stock Exchange.

In 1978 Justice Emmett was admitted as a barrister in New South Wales and was subsequently admitted in other Australian jurisdictions. He was appointed Queen's Counsel for New South Wales in 1985 and for other Australian jurisdictions soon after. While at the Bar, he practised in commercial litigation in the Federal Court of Australia, the Equity and Commercial Divisions of the Supreme Court of New South Wales, the Supreme Courts of the ACT, Western Australia, South Australia and Victoria and in all intermediate appellate jurisdictions. He appeared on many occasions in the High Court of Australia, and also appeared in the last appeal from Australia to the Privy Council. While at the Bar, Justice Emmett also served on several committees of the NSW Bar Association and was a member of the Legal Services Tribunal. He also served as a director and chairman of Counsels Chambers Limited.

Justice Emmett was appointed as a judge of the Federal Court of Australia with effect from February 1997. The Federal Court is both a trial court and an intermediate appellate court exercising federal jurisdiction throughout Australia. While on the Federal Court, Justice Emmett served as a member of the Competition, Corporations, Patents, Admiralty and Taxation Panels of the Federal Court. Justice Emmett was also a presidential member of the Copyright Tribunal of Australia from April 2001, and from October 2007 to March 2013 was President of the Copyright Tribunal.

In March 2013, Justice Emmett was appointed as a judge of the Supreme Court of New South Wales and judge of the New South Wales Court of Appeal. The Supreme Court of New South Wales is the superior court of the State of New South Wales and the Court of Appeal is the highest appellate court of the State of New South Wales.

For several years Justice Emmett taught Real Property at the University of Sydney and was also examiner in that subject. He has taught Roman Law at the University of Sydney since 1978 and has been Challis Lecturer in Roman Law since 1990. He also teaches Roman Law at the University of New South Wales. He is presently the convenor of the Rules Harmonisation Committee of the Council of Chief Justices of Australia and New Zealand and is also a member of the Panel of Recognised International Market Experts in Finance, in The Hague, and of the Court of Arbitration for Sport, in Lausanne.

Justice Emmett contributed the Latin and Roman law entries for *Australian Legal Dictionary* (Butterworths 1997) and *Concise Australian Legal Dictionary* (LexisNexis 2011) and was a consultant editor of *Trusts Law Australia* (Butterworths 2000). He is presently general editor of *Butterworths Corporation Law Bulletin* and is a member of the editorial board of *the Journal of Banking and Finance Law and Practice*. He has also contributed to various Australian legal publications and journals.



## Simon Firth

Partner at Linklaters LLP London



**S**imon Firth is a Partner in Linklaters' Derivatives and Structured Products Group. He joined the firm in 1987 and has been a Partner since 1996. He specialises in the structuring of derivative products, the provision of derivatives advice and litigation.

Mr. Firth regularly advises participants in the financial markets about the interpretation of standard form documentation and the legal implications of key developments. He is currently leading the team advising the English Administrators of the Lehman Brothers companies on derivatives, repos and stock loans and, in connection with this, has been handling a number of important derivatives litigation cases. In addition to his legal practice, he writes and speaks frequently about legal issues in the financial markets and is a member of the Financial Markets Law Committee, an independent committee of legal experts sponsored by the Bank of England which is responsible for identifying issues of legal uncertainty in the wholesale financial markets. He is also the author of *Derivatives Law and Practice*, the leading English textbook on derivatives law.



## Professor Jeffrey Golden

Governor and Honorary Fellow of the London School of Economics and Political Science;  
Retired Founding Partner of Allen & Overy LLP's US law practice



**J**effrey Golden is Chairman of The P.R.I.M.E. Finance Foundation in The Hague, and a member of the Foundation's Panel of Recognized International Market Experts in Finance, a Governor and Honorary Fellow of the London School of Economics and Political Science, where he has also been Visiting Professor in the Law Department (2010-2013), and a Director of MFX Solutions, Inc., an industry initiative providing currency hedging for microfinance. He recently retired from international law firm Allen & Overy LLP, which he joined as a partner in 1994 after 15 years with the leading Wall Street practice of Cravath, Swaine & Moore. He was the founding partner of Allen &

Overy's US law practice and senior partner in the firm's global derivatives practice and has extensive experience of a wide range of capital markets matters, including swaps and derivatives, international equity and debt offerings, US private placements and listings and mergers, acquisitions and joint ventures. He acts for the International Swaps and Derivatives Association, was a principal author of ISDA's master agreements and has appeared as an expert witness in several high profile derivatives cases.

Jeffrey has served on the American Bar Association's working group on the rule of law and economic development (Chair), the Financial Markets Law Committee's working groups on amicus briefs, emergency powers legislation and *Enron v TXU* (Chair), the Financial Law Panel's working groups on agency dealings by fund managers and other intermediaries and building societies legislation, the Federal Trust's working group on European securities regulation and the European Commission's study group, the City of London joint working group and ISDA task forces on the legal aspects of monetary union.

He is Immediate Past Chair of the Society of English and American Lawyers (SEAL) and a former Chair of the American Bar Association's Section of International Law, Senior Advisor to its Financial Engineering for Economic Development (FEED) and International Criminal Court task forces and a former Co-Chair of its International Securities and Capital Markets and U.S. Lawyers Practicing Abroad Committees, an elected member of the American Law Institute and a Life Fellow (Co-Chair, International) of the American Bar Foundation. He also serves on the Steering Committee of the ABA/UNDP International Legal Resource Center and as a member of the ABA House of Delegates and has served on the ABA Commission on Ethics 20/20 and as Section of International Law Liaison to the ABA Financial Markets Regulatory Reform task force (Chair, Derivatives Working Group).

He studied at Duke University, the London School of Economics and Political Science and Columbia University School of Law, from which he received his J.D. degree with honors in 1978. He is General Editor of the *Capital Markets Law Journal* (Oxford University Press), a trustee of the International Bar Association Foundation, a former Chairman of the LSE Alumni Association and a member of the International Advisory Board of Columbia Law School, the Duke Global Capital Markets Center Advisory Board, the World Legal Forum Advisory Board, the International Lawyers for Africa (ILFA) Advisory Committee and the European Bank for Reconstruction and Development Local Capital Market Development Legal and Regulatory Assessment Advisory Panel.

Recent awards for Jeffrey Golden, his projects and his law firm teams include Best Newcomer 2012 – P.R.I.M.E. Finance (Global Arbitration Review), Derivatives Law Firm of the Year 2009 (RISK), 2008, 2007, 2006, 2005 (Derivatives Week); FT Innovative Lawyers Award 2007 (Financial Times); and Capital Markets Team of the Year 1998 (Legal Business). He has topped the rankings for derivatives lawyers and drawn accolades from all leading law firm directories, including, among others, having been hailed as "Mr. Derivatives" (Chambers) and "legendary" (Legal 500) and credited with having "written the law on derivatives" (Legal 500).





## Richard E. Grove, Jr.

Chief Executive Officer and Partner, Rutter Associates LLC New York



### **C**hief Executive Officer and Partner, Rutter Associates, LLC, New York (2007-present)

As CEO of a leading financial markets risk management consulting firm, responsible for managing all operations and client services, including the valuation of structured credit assets and derivatives, model development and validation, risk management consulting, litigation support and risk management and financial products education.

### **P**rivate Equity Principal and Consultant, TLGI, New York (2005-2007)

As principal investor, oversaw the development of New York operations of TLGI, the leading global franchisor of children's athletics programs, served as consultant to TLGI on existing operations in the U.S. and in Asia and advised TLGI on growth strategy for Asia.

### **M**anaging Director, Global Commodity Derivatives Group, Bank of America, New York (2002-2005)

Part of two person team managing the global commodity derivatives sales and trading group, with 50 staff in New York, London, Singapore, Chicago, Houston and Charlotte. Products traded included oil, natural gas and electricity.

### **C**hief Executive Officer, International Swaps and Derivatives Association, New York (1997-2001)

Oversaw all activities of the global trade association responsible for establishing industry standard market practices and documentation. Managed staff of 40 professionals in New York, London, Tokyo and Singapore. Represented industry before government officials and regulators in global financial centers. Participated in effort which led to passage of U.S. Commodities Futures Modernization Act of 2000, by chairing ISDA U.S. regulatory committee, working closely with chairmen of House and Senate committees, coordinating with other trade associations and directing counsel and lobbyists. Testified on behalf of industry before U.S. Senate and House of Representatives.

### **D**ebt and Derivatives Marketer, Vice President, Paribas Capital Markets, New York (1992-1997)

Head of New York Financing Desk which was responsible for debt and derivatives origination for frequent borrowers. Structured bond and derivative transactions for clients. Head of New York U.S. Dollar fixed income syndicate. Debt and derivatives marketer for North American and Latin American clients.

### **G**eneral Counsel, Paribas Corporation, New York (1991-1992)

Oversaw legal, documentation and compliance groups supporting capital markets business in New York

### **A**ssociate, Cravath, Swaine & Moore, New York and London (1982-1991)

Practiced corporate law, primarily securities, derivatives and M&A

#### **Education:**

Harvard University: J.D. 1982, magna cum laude (Law)

Princeton University: A.B. 1979, summa cum laude (Public and International Affairs)



## Professor Mitu Gulati

Professor, Duke University Law School



### Education:

A.B. University of Chicago, 1988  
M.A. Yale University, 1991  
J.D. Harvard Law School, 1994

### Employment:

- Professor, Duke University Law School, 2006-current
- Visiting Professor, University of Chicago, (Autumn 2010)
- Professor, Georgetown University Law Center, 2002-2006
- Visiting Professor, Duke University Law School (2005-2006)
- Visiting Professor, University of Virginia School of Law (Spring 2005)
- Visiting Professor, Georgetown University Law Center, 2001-2002 (Sloan Fellow)
- Professor, UCLA School of Law, 1997-2002
- Law Clerk for Samuel A. Alito, Jr., Court of Appeals for the Third Circuit, Newark, 1996-97
- Law Clerk for Sandra L. Lynch, Court of Appeals for the First Circuit, Boston, 1995-96
- Associate, Cleary, Gottlieb, Steen & Hamilton, New York, New York, 1994-95

### Fellowships, Short Course Visitorships etc.:

- NYU Center For Labor and Employment Law Fellowship, 2001-2002
- Harvard International Law Program, Visiting Fellow, Spring 2004
- Florida State University, Short Term Visiting Professor, Spring 2004
- Center for Development Studies, Gulati Memorial Lecture, Summer 2005
- University of Alabama, Short Term Visiting Professor, Fall 2007
- University of Nevada Las Vegas, Short Term Visiting Professor, Spring 2009
- University of Haifa, Winter Term Visiting Professor, December-January 2009- 10
- Columbia University Center for the Study of Contracts, Fellow (2006--current)



## The Honorable Justice Kunio Hamada

Special Counsel, Hibiya Park Law Offices; former Justice, Supreme Court of Japan



**HAMADA, Kunio**, born 1936. **Education:** The University of Tokyo (LL.B., 1960); Harvard Law School (LL.M., 1966).

**Profession:** Attorney-at-law, originally admitted, 1962, Japan; Founding Partner, Hamada & Matsumoto (1974~2001) Justice, Supreme Court (2001–2006); Special Counsel, Mori Hamada & Matsumoto(2006~2011); Special Counsel, Hibiya Park Law Offices (2011~ ) **Associations:** *Daini* Tokyo Bar Association (Vice President, 1981~1982); Japan Federation of Bar Associations (Managing Director, 1982~1983); International Bar Association; Inter–Pacific Bar Association (Founding President, 1991~1992); World Justice Project (an Honorary Chair 2009~)

**Languages:** Japanese and English. **Practice Areas:** International Business Law; Corporate Law. International Arbitration. **Awards:** Grand Cordon of the Order of the Rising Sun (*Kyokujitsu Daijusho*), November 2007 by the Government of Japan; and The Robert G. Storey International Award for Leadership, July 2001 by The Southwestern Legal Foundation, Dallas, Texas.

## Tim Hughes

Deputy Executive Director, International Bar Association (IBA)



**T**im Hughes has held the position of Deputy Executive Director of the International Bar Association for more than a decade. His earlier career included senior management roles in both national and multinational financial services corporations, as an executive and adviser to Boards, and work on global communications at the British Council.

The International Bar Association (IBA), established in 1947, is the world's leading organisation of international legal practitioners, bar associations and law societies. Through its global membership of individual lawyers, law firms, bar associations and law societies it influences the development of international law reform and shapes the future of the legal profession throughout the world. The IBA's Sections for specialist lawyers working in Financial Services and Dispute Resolution both have a long track record of producing expert specialist events, publications and projects. The Guidelines and Rules produced by the IBA's Arbitration Committee, for example - the IBA Guidelines for Drafting International Arbitration Clauses, the IBA Rules on the Taking of Evidence in International Arbitration, the IBA Guidelines on Party Representation in International Arbitration, and the IBA Guidelines on Conflicts of Interest in International Arbitration - have been widely adopted in international practice.

The IBA has worked in close partnership with P.R.I.M.E. to promote deeper understanding within the judiciary and other senior members of the legal profession of the legal issues raised by derivatives and complex financial transactions, with particular regard to the resolution of disputes arising out of their use. An important aspect of the partnership is the successful and continuing series of high-level briefings and discussions held in East Asia, notably recently in Beijing, Hong Kong, Seoul and Tokyo.

The IBA's administrative office is in London. Regional offices are located in: São Paulo, Brazil; Seoul, South Korea; and Washington DC, US, while the International Bar Association's International Criminal Court Programme (IBA ICC) is managed from an office in The Hague.

The International Bar Association's Human Rights Institute (IBAHRI) works to promote, protect and enforce human rights under a just rule of law, and to preserve the independence of the judiciary and the legal profession worldwide.



## Carolyn Jackson

Partner at Katten Muchin Rosenman LLP London



**C**arolyn Jackson is a partner in Katten Muchin Rosenman UK LLP and is a Registered Foreign Lawyer. She provides US financial regulatory legal advice to a broad range of market participants, including commercial banks, investment banks, investment managers, broker-dealers, electronic trading platforms, clearinghouses, trade associations and over-the-counter derivatives service providers.

Carolyn guides clients in the structuring and offering of complex securities, commodities and derivatives transactions and in complying with US securities and commodities laws and regulations.

She is adept at addressing US registration issues for non-US entities looking to transact business into the US, including clearing organizations and exchanges as well as asset managers and swap dealers. Having practiced outside of the United States for her entire legal career, she is particularly well-versed in the cross-border effects of US regulations including the Dodd-Frank Act. She is a frequent speaker on topics including OTC derivatives regulatory reform and investment management regulation.

Prior to joining Katten, Carolyn was the European head of Allen & Overy LLP's US Regulatory Practice. Before becoming a lawyer, Carolyn was the executive director and a board member of the International Swaps and Derivatives Association, Inc. (ISDA). Carolyn spent the first 13 years of her career as a derivatives trader and was part of the original swaps team at the Chase Manhattan Bank, NA. She established the New York derivatives trading desk for Banque Nationale de Paris, and was first vice president and manager of the Banque Indosuez International Capital Markets Group in New York.

### Education

JD, Fordham University School of Law

*cum laude*, Order of the Coif

MS, University of Rochester, Simon Graduate School of Business

BA, University of Virginia

*cum laude*

### Recognition

- Chambers Global 2013

### Memberships

American Bar Association, Committee for Commercial & Business

Litigation and Committee for Trial Practice

American Health Lawyers Association, Healthcare Liability and

Litigation Practice Group

Center for Disability & Elder Law, Board of Directors

Chicago Bar Association

Panel of Recognised International Market Experts in Finance (P.R.I.M.E.)



## Thomas W. Jasper

Managing Partner of Manursing Partners LLC; Founding partner of PremieRe Capital Ltd



Over the course of his career, Thomas W. Jasper has played a leading role in the growth and development of key areas of the financial and derivatives markets. Mr. Jasper is currently the Managing Partner of Manursing Partners, LLC and a founding partner of PremieRe Capital Ltd a company organized to sell credit protection in the single-name risk transfer market. Most recently, he served as Chief Executive Officer (2001-2010) and a director (2002-2010) of Primus Guaranty, Ltd., (NYSE—PRS) a company he joined in 1999 and led over the past decade. During his tenure, Primus established the first credit derivatives product company (“CDPC”), an innovative business model for selling credit protection to global financial institutions and also expanded into credit asset management. Mr. Jasper led the Company’s capital-raising initiatives, which totaled over \$800 million in equity and debt, including an initial public offering and listing on the New York Stock Exchange. At its peak, Primus managed a \$24 billion credit swap portfolio and \$3.7 billion in structured credit assets. Prior to joining Primus, Mr. Jasper served for 17 years as a key executive of Salomon Brothers, Inc. and its successor companies. Mr. Jasper’s accomplishments at Salomon included: establishing its interest rate swap business, running its Debt Capital Markets platform, serving as Chief Operating Officer of the Asia Pacific Region based in Hong Kong and as Global Treasurer. In 1984 while at Salomon, Mr. Jasper co-founded the International Swaps and Derivatives Association (“ISDA”) and served as its first Co-Chairman. Mr. Jasper was recognized for his profound contributions to the field of risk management through his inclusion in 2003 in the RISK Hall of Fame. Mr. Jasper serves on the Boards of the Blackstone GSO Senior Floating Rate Term Fund (NYSE – BSL), Blackstone/GSO Long-Short Credit Income Fund (NYSE- BGX), Blackstone GSO Strategic Credit Fund (NYSE—BGB) and Blackstone Real Estate Income Fund (“BREIF”). On all four funds, Mr. Jasper is a member of and Chairs the Audit Committee. Mr. Jasper also serves on the board of three non-profits: Phoenix House Foundation, where he is Chairman of the Board, Wellspring Foundation and the SMU Cox School of Business. Additionally, Mr. Jasper serves on the Advisory Board of P.R.I.M.E. Finance a non-profit based in The Hague that was established to provide an independent and expert facility for resolving complex financial disputes generally involving derivatives. He received his BBA from Southern Methodist University and his MBA from the University of Texas.





## Vladimir Khrenov

Partner at Monastyrsky, Zyuba, Stepanov & Partners



Vladimir Khrenov is a partner and head of the derivatives and structured financial products practice at MZS & Partners. He was the lead drafter of the industry standard documentation for the Russian domestic OTC derivatives market published jointly by the National Association of Stock Market Participants (NAUFOR), the Association of Russian Banks (ARB) and the National Foreign Exchange Association (NFEA). The documentation includes the only form of a domestic master agreement for derivatives transactions currently approved by the regulator for close-out netting purposes, a credit support annex as well as definitions for such asset classes as foreign exchange, interest rates, equity and fixed income securities and commodities. Mr. Khrenov is currently leading the MZS team drafting the credit derivatives definitions for use in the domestic market jointly commissioned by NAUFOR, ARB and NFEA.

Mr. Khrenov advises some of the largest sell-side and buy-side clients – both Russian and international – on all aspects of the derivatives and structured products markets and transactions involving Russian law aspects or parties. He advised the National Settlement Depository in relation to setting up the first Russian OTC trade data repository. He also advises the Moscow Exchange on the pilot project of CCP clearing of OTC derivative transactions. He recently acted as an industry expert in the consultations between the staff of the Supreme Arbitrazh Court and NAUFOR on issues involving the enforceability of swaps and the scope of the dealers' risk disclosure obligations to clients.

Prior to joining MZS & Partners in 2009, Vladimir was head of the emerging markets derivatives practice in the legal department of the JPMorgan London branch and subsequently headed up the derivatives and structured products practice at the Moscow office of a magic circle law firm.



## Carolyn B. Lamm

Partner at White & Case LLP



Carolyn B. Lamm's practice concentrates in international dispute resolution through international arbitration, litigation, and international trade matters. She has substantial experience with ICSID and its additional facility, NAFTA and other commercial arbitral fora including AAA/ICDR, ICC, Vienna Centre, Stockholm Chamber, Swiss Chamber, and in federal court litigation. She is involved primarily in the representation of foreign corporate clients and foreign sovereigns. Ms. Lamm is a member of the Firm's Partnership Committee. Ms. Lamm has been recognized repeatedly for her professional expertise in international dispute resolution and leadership in the profession by numerous sources including:

- The Washingtonian (one of the 30 Top Lawyers in Washington);
- The Best Lawyers in America (International Arbitration);
- Chambers Global and USA (she received Chambers USA Award for Professional Excellence 2008);
- Which Lawyer PLC Yearbook (listed as a Leading Individual);
- Who's Who in International Business (listed as Highly Recommended Individual);
- Euromoney's Guide to Worlds Leading Lawyers in International Arbitration and International Commercial Litigation;
- Women's Bar Association (named Woman Lawyer of the Year 2002);
- The Bar Association of the District of Columbia (named Lawyer of the year 2008);
- The National Law Journal (naming her one of the 50 most Influential Women in America);
- Legal Times 2010 Award "Visionary" (naming her one of Washington's most influential women)

Ms. Lamm was appointed by President Clinton to the US Panel and later by the Government of Uzbekistan to the Uzbek Panel of Arbitrators for ICSID arbitration; she is a member of the American Arbitration Association Executive Committee and Board and has served as an arbitrator in AAA International Rules disputes. She has also rendered advice with respect to arbitration clauses and disputes under ICC rules and ad hoc arbitrations using UNCITRAL rules or agreed-upon procedures. She is a frequent lecturer on the topics of litigation, international arbitration and international trade.

Prior to joining White & Case, Ms. Lamm was employed by the US Department of Justice under the Attorney General's Program for Honor Law Graduates and served as a trial attorney in the Fraud Section, Civil Division, before obtaining the position of Assistant Director, Commercial Litigation Branch, Civil Division.



## Chin Chong Liew

Partner at Linklaters LLP Hong Kong



### **P**rofession

Solicitor of the Senior Courts of England and Wales(1997), Solicitor of the Supreme Court of Hong Kong (1996), Advocate and Solicitor of the High Court of Malaya (1991), Barrister and Solicitor of the High Court of New Zealand (1990)

### **E**xperience

A partner in Linklaters' capital markets practice. Widely recognised as a market leader in sophisticated derivatives products, has considerable experience in over-the-counter derivatives, structured equity, structured credit, market access and fund-linked products across Asia. Also advises on a wide range of international capital markets transactions including straight debt issues, equity-linked issues and tax-based transactions.

Has been closely involved in the development of derivatives and structured products in China since 1995. He advised a number of claimants in GITIC's insolvency in 1998 including on the first two swap litigations in China. He has also worked closely with ISDA and market participants on a number of structural developments in China (including the new derivatives regulations and the ongoing Bankruptcy Law reform) and elsewhere in the region.

### **P**rofessional experience

2006 - to date Partner, Linklaters  
2000 - 2006 Partner, Allen & Overy  
1995 - 2000 Solicitor, Allen & Overy

### **E**ducation

1991 - 1992 Worcester College, University of Oxford, B.C.L.  
1986 - 1990 Victoria University of Wellington, New Zealand, LL.B (First Class Honours)

### **L**anguages

Bahasa, Cantonese, English, Fujianese, Hakka, Mandarin

## Antoine Maffei

Founding Partner at De Pardieu Brocas Maffei A.A.R.P.I.; former Legal Advisor, World Bank; former Chairman of the Capital Market Forum of the International Bar Association (IBA)



**A**ntoine Maffei is a member of the Paris Bar and a founding partner at the law firm De Pardieu Brocas Maffei. He is a doctor at law from the University of Ghent School of Law and graduated from the New York University Law School (Master of Comparative Law) in 1970.

From 1970 to 1972 he worked for the New York law firm Dewey Ballantine.

He joined the World Bank in Washington in 1973 as a legal adviser, where he mainly focused on international project finance.

In 1978, Antoine Maffei joined Banque Française du Commerce Extérieur (BFCE), where he spent about 10 years as a senior legal adviser on international legal matters, handling, among other things, aircraft project financing matters and complex international workouts.

Antoine Maffei became a member of the Paris Bar in 1989 and specialized in banking law and regulation as well as syndicated loan facilities. He advises clients in large international project finance transactions and financing of large-scale projects, leveraged buyouts, securitization, capital markets and derivative products.

He joined de Pardieu Brocas Maffei in late 1993. He now advises major French and foreign banks in various fields, including asset financing, export financing, trade financing, Euro lending and leasing.

Antoine Maffei has a strong capital market practice focusing on public and private issues of bonds and complex debt instruments, equity issues, securitization matters, payment and DVP systems, as well as derivatives transactions and related collateral matters.

He was also a member of the Unidroit study group on Harmonized Substantive Rules regarding Securities Held with an Intermediary and a member of the drafting committee for the proposed preliminary Unidroit draft convention on substantive rules regarding intermediated securities.

He was member of the drafting committee related to the Hague Securities convention. He acted also as an expert on the EU Legal Certainty Project and former chairman of the Capital Market Forum of the International Bar Association.

Antoine Maffei has been appointed as an arbitrator in several ICC-related arbitration cases.

## Professor Dr. Gerard J. Meijer

Partner at NautaDutilh N.V.



**G**erard J. Meijer (Prof. Dr.) specializes in both arbitration and litigation. Gerard acts as counsel to Dutch, foreign, and multi-national corporations, as well as to governmental bodies, in high value matters in a variety of disputes. In addition, Gerard is involved in high profile arbitration associated court litigation, such as the enforcement of arbitral awards, the setting aside of arbitral awards, and interim measures in support of arbitral proceedings. Gerard also frequently sits as arbitrator.

Matters that Gerard handled include the successful representation of the largest insurance company in the Netherlands in its multi-billion euro investment treaty claim against the Republic of Poland regarding the company's investment in the largest insurance company in Poland, as well as in the setting aside proceedings that were initiated by the Republic of Poland after the First Partial Award in those proceedings had been rendered; the representation of a UK defense company in multiple court actions regarding the setting aside of arbitral awards between the UK company and the Republic of Iran; and the request for the enforcement of Russian arbitral awards in the Netherlands, notwithstanding the setting aside of these arbitral awards by the Russian state court. Gerard recently represented an investment vehicle company in the energy sector incorporated under the laws of Ghana, held ultimately by a US investment company, in arbitration proceedings on the basis of the UNCITRAL Arbitration Rules at the Permanent Court of Arbitration in The Hague. He is currently involved as Dutch counsel in a multi-billion euro investment dispute between an investor and a State, mainly exploring the availability of interim measures on behalf of the investor.

Gerard graduated from Erasmus University in Rotterdam in 1990. He was admitted to the Amsterdam Bar in 2000 and joined NautaDutilh laterally as a partner, heading the Arbitration Practice, on 1 September 2006. He obtained his PhD degree in 2008.

Gerard is also Professor of Arbitration & Dispute Resolution at the Erasmus University in Rotterdam and secretary general at P.R.I.M.E. Finance, the newly founded global arbitration institute for the financial markets, and he is a member of the Advisory Board of the Netherlands Arbitration Institute and of the Arbitration Commission of the International Chamber of Commerce (ICC). Gerard was individually ranked in Chambers and Partners' Global Guide, editions 2004-2013.



## Professor Tetsuo Morishita

Professor of Sophia University Law School (Japan)



### *Academic Background*

1989 B.A. in Law University of Tokyo  
1994 M.A. in Law Graduate School of Law and Politics, University of Tokyo

### *Work and Professional Experience*

1989-1992 The Sumitomo Bank, Limited, Shinjuku Branch  
1994-1999 The Sumitomo Bank, Limited, Legal Department  
1999-2007 Associate Professor, Faculty of Law, Sophia University  
2007- Professor, Sophia University Law School

### *Activities*

2002-2007 Member of the Working Group on Applicable Law on Indirectly Held Securities of the Legislative Council of the Ministry of Justice (Japan)  
2006-2007 Member of the Working Group on Electronically Recorded Monetary Claims Law of the Legislative Council of the Ministry of Justice (Japan)  
2008-2010 Expert Committee Member of the Finance Task Force of the Council for the Promotion of Regulatory Reform (Japan)  
2012 Member of the Working Group on Framework of Regulations on Banks which Contribute to Stability of the Financial System, etc. (Financial Services Agency) (Japan)

### *Research Interests*

Banking and Financial Law, International Business Law, Negotiation





## Habib Motani

Partner at Clifford Chance LLP London



**H**abib Motani is a Partner in the International Finance Practice of Clifford Chance and is based in its London office. He is Global Head of Derivatives.

Habib has specialised in acting for banks and other financial services institutions across a wide product range, including derivatives products, netting, repos and securities lending, payment and settlement systems and capital markets and other credit facilities. He has participated in many financial services industry infrastructure initiatives relating to risk management, sales and trading and derivatives, including standardisation of documents, collateral and payment and settlements.

In addition, he has served for 12 years, first as a Member and then as Chair, on the Shia Ismaili Muslim International Conciliation and Arbitration Board.

He is also a Member of the Law Advisory Board of University of Ireland, Maynooth.

Habib's recent work includes: significant involvement in market standard derivatives and sales and trading documentation, including for ISDA; extensive experience of structured products, including retail structured products, such as notes, warrants and certificates programmes and securitised derivative issues; corporate equity derivatives and equity financings; and extensive involvement in market consultations and initiatives in relation to netting, collateral, clearing and settlement, disclosure and prospectus requirements.



## Edward Murray

Consultant at Allen & Overy LLP London



**Location:** United Kingdom

**Practice(s):** Derivatives and Structured Finance

**Date Joined:** 1990. Partner (1993- 2013). Consultant since 2013

**Education:** Trinity College, Dublin, MA 1980, Harvard Law School, JD (cum laude) 1985, admitted to the Bar of the State of New York 1986, qualified as a solicitor in England and Wales 1992.

**Spoken Languages:** English, French

### Experience

Edward Murray is a consultant to and former senior partner of the Derivatives and Structured Finance practice at Allen & Overy LLP. He joined Allen & Overy in London in April 1990 and became a partner in 1993. He was based in the Paris office of the firm from 1999 to 2002.

Mr. Murray is a senior external legal adviser to the International Swaps and Derivatives Association (ISDA) and Chairman of the ISDA Financial Law Reform Committee. He has represented ISDA since 2009 on the UK Treasury's Banking Liaison Panel. He was a member of the UK Financial Markets Law Committee from 2005 to 2013, during which time he chaired or otherwise participated in many of its working groups.

Mr Murray was heavily involved in financial market preparations for the introduction of the euro and, among other roles, acted as principal counsel to the City of London Joint Working Group on EMU Legislation. He was a member of the European Commission's Forum Group on Collateral, a group of national experts that advised the Commission during the preparation of the European Directive on financial collateral arrangements, which entered into force on 27 June 2002. During 2007 he acted as an adviser to the UK delegation to the UNCITRAL Working Group on Secured Transactions, and he has participated as an Observer on behalf of ISDA in projects of the Hague Conference on Private International Law and of UNIDROIT. He is a member of the Secured Transactions Law Reform Project, which is chaired by Lord Saville of Newdigate and directed by Professor Sir Roy Goode and Professor Louise Gullifer.

Mr. Murray is a Visiting Professorial Fellow at the Centre for Commercial Law Studies of Queen Mary London and a visiting lecturer at the Université Panthéon-Assas (Paris II). He has also given guest lectures at the London School of Economics, the Bucerius Law School in Hamburg, the Universities of Oxford and Cambridge and the Commercial Law Centre at University College Dublin. He is a member of the Editorial Boards of the Capital Markets Law Journal (Oxford University Press) and the Law and Financial Markets Review (Hart Publishing).

In October 2009 Mr Murray was appointed a Recorder of the Crown Court (part-time criminal court judge) and in September 2013 a Deputy High Court Judge in the Chancery Division (part time civil court judge).

# Ivo Opstelten

Minister of Security and Justice of the Netherlands



## Personal details

Full name: Ivo Willem Opstelten  
Place and date of birth: Rotterdam, 31 January 1944  
Place of residence: Rotterdam  
Civil status: married, four children

## Education

Secondary school, Emmen  
1969: Degree in law, Leiden University

## Career

After graduating, Ivo Opstelten worked for the municipality of Vlaardingen (1970-1972). He was then Mayor of, successively, Dalen (1972-1977), Doorn (1987-1980) and Delfzijl (1980-1987).

In 1987, Mr Opstelten was appointed Director-General for Public Order and Safety at the Ministry of the Interior. He was Mayor of Utrecht from 1992 to 1997 and Mayor of Rotterdam from 1990 to 2008. He was acting Mayor of Tilburg from 2009 to 2010.

In 2010, from 4 August to 4 September and then again from 13 September to 7 October, Ivo Opstelten was the mediator in the negotiations that resulted in the formation of the Rutte-Verhagen government. From 14 October 2010 to 5 November 2012 he was Minister of Security and Justice in this government. On 5 November 2012 Ivo Opstelten was appointed Minister of Security and Justice in the Rutte-Asscher government.

## Party political positions and outside activities

Ivo Opstelten has been vice-chair (1986-1993) and chair (2008-2010) of the People's Party for Freedom and Democracy (VVD). He has also held numerous administrative and public positions, including chair of the Association of Netherlands Municipalities.

## The Honorable Natalia Pavlova

Judge of the Supreme Commercial Court of the Russian Federation



**M**s. Pavlova was born in Komsomolsk-on-Amur on April 28th, 1975.

She studied at the Law faculty of the Perm State University, graduating in 1997 and doing post-graduate studies at the Russian Academy of State Service. She received her PhD in 2002.

She began to work at the Supreme Commercial Court of the Russian Federation in 1997, as a chief consultant of the International Private Law Sector and assistant to a judge.

In 2005 she was appointed Head of the International Cooperation Section and was promoted to Head of the International Law and Cooperation Department in 2007.

Ms. Pavlova was appointed judge of the Supreme Commercial Court of the Russian Federation in 2011. She is currently a judge of the first qualification class.

As a representative of the Russian Federation, she took part in creating the UNCITRAL model law on insolvency. She is also one of the developers of the Commercial Procedure Code of the Russian Federation, adopted in 2002.

Ever since graduating, Ms. Pavlova has been giving lectures on international private law and international civil procedure. She is an assistant professor at the Russian Academy of Justice and author of more than 40 publications in the sphere of international public and private law.



## Camilla Perera - De Wit

Registrar of P.R.I.M.E. Finance



**A**s the Registrar of P.R.I.M.E. Finance, Camilla leads the head office in The Hague. Camilla's work focuses on international arbitration and financial market dispute resolution. She has written and lectured on these subjects.

Prior to this appointment in 2011, Camilla has practiced international corporate and commercial law in New York as well as in the Netherlands for almost seven years, in private practice with a global firm. Camilla studied Dutch law at the University of Amsterdam, and International law at the University of Toronto and completed several post graduate courses, including The Hague Academy of International Law, International Private Law.



## Dr. Joanna Perkins

Director of the Financial Markets Law Committee



**J**oanna worked at the Bank of England from 2004-2010 as Secretary of the Financial Markets Law Committee (“FMLC”), a role which involves directing initiatives to address problems of legal uncertainty in the wholesale financial markets. Today, she continues to act as Director of the FMLC. Before joining the FMLC, Joanna worked for the Law Commission and managed a project on unfair contract terms. She has held lectureships at Durham University, Paris II (Panthéon-Assas), Université de Paris and Birkbeck College, University of London. She is also an occasional guest lecturer at the London School of Economics and Political Science and University

College, Dublin and has published articles on, inter alia, financial law and the conflict of laws.

After completing a Doctorate in Law at Oxford University, where she worked as a college lecturer, Joanna was called to the Bar in July 2001.





## Robert G. Pickel

Chief Executive Officer, International Swaps and Derivatives Association (ISDA)



**R**obert G. Pickel is Chief Executive Officer of the International Swaps and Derivatives Association, Inc., a position he previously held from 2001 to 2009. Mr. Pickel served as executive vice chairman from 2009 to 2011 and as general counsel from 1997 to 2001.

Prior to joining ISDA, Mr. Pickel was assistant general counsel in the Legal Department of Amerada Hess Corporation, an international oil and gas company, from 1991 to 1997. He has also worked at the law firm of Cravath, Swaine & Moore in New York and London, where he represented ISDA in a variety of matters.

Mr. Pickel graduated from Williams College and received his law degree from New York University.



## The Honorable Justice VK Rajah

Judge of Appeal, Supreme Court of Singapore



**J**ustice V K Rajah graduated from the National University of Singapore in 1982. He subsequently obtained an LLM (First Class) from University of Cambridge in 1986. He was in private practice for some twenty years before he joined the Bench. During this period he managed one of the largest law firms in Singapore and the region. In 1997 he was named as one of the first twelve Senior Counsel in Singapore.

He was appointed a Judicial Commissioner of the Supreme Court, Singapore on 2 January 2004 and thereafter a Judge on 1 November 2004. Justice Rajah was appointed a Judge of Appeal on 11 April 2007. He recently chaired Government appointed Committees tasked with making recommendations to develop the Singapore Legal Sector and the Supply of Lawyers. He is currently the Chairman of the Singapore Institute of Legal Education.



## Jonathan Ross

Director of The Reserve Bank of New Zealand



**J**onathan Ross is a corporate, capital markets and financial services lawyer, based in Auckland, New Zealand. He retired as a partner of Bell Gully, one of New Zealand's leading corporate law firms, in February 2011, after 23 years as a partner. Jonathan is admitted to the New Zealand Bar.

Jonathan was in June 2011 appointed as an inaugural member of the P.R.I.M.E. Finance list of experts.

Jonathan has broad transactional and advisory experience with a predominantly international focus. He represented a broad range of international and domestic financial institutions. He specialised in in-bound investment and acquisitions, debt and equity capital markets issues and banking and derivatives issues. Jonathan also had a substantial regulatory practice. He also has broad experience of the international project, structured finance, credit and capital markets, securitisation and structuring transactions and investments. He has a particular interest in corporate governance and ethics and risk management issues.

Prior to rejoining Bell Gully in 1986, Jonathan spent two years working in the international finance section of a leading Magic Circle firm in London. Prior to that, he spent three years working in the corporate finance department of a leading Wall Street law firm. Jonathan is admitted to the New York Bar.

Jonathan has an LL.B. (Hons) from Victoria University of Wellington. He also has a B.A. in Economics and Politics and a B.C.L. from Magdalen College, Oxford University, which he attended on a Rhodes Scholarship. He speaks regularly at international and domestic conferences on corporate governance, ethics, capital markets, netting, derivatives and securitisation issues and has published articles and country-specific chapters in these areas.

Jonathan was formerly a Co-Chair of the International Bar Association's Securities Law Committee. He is currently a director of The Reserve Bank of New Zealand.

Various surveys of the world's leading lawyers have named Jonathan as one of the world's experts in corporate, banking, capital markets, derivatives, structured finance and securitisation law.

## Hugo Hans Siblesz

Secretary-General of the Permanent Court of Arbitration



**T**itle:

Secretary-General of the Permanent Court of Arbitration, The Hague

Family Name and First name:

SIBLESZ Hugo H.

Academic degree:

Law Degree, Free University Amsterdam

Professional experience:

- 2012 - Secretary-General of the Permanent Court of Arbitration, The Hague
- 2006 – 2012 Ambassador for the Netherlands to France, Monaco and Andorra
- 2001 – 2006 Director-General for Political Affairs, Ministry of Foreign Affairs
- 1998 – 2001 Deputy Director-General for Political Affairs, Ministry of Foreign Affairs
- 1994 – 1998 Director of the Consular Department, Ministry of Foreign Affairs
- 1994 Political Counsellor, Permanent Mission to NATO – Brussels
- 1990 – 1994 Political Counsellor, Netherlands Embassy – Paris
- 1980 – 1990 Assistant Legal Advisor (i.a. law of the sea, human rights, outer space, disarmament, international organizations, terrorism, drugs), Ministry of Foreign Affairs
- 1973 – 1980 United Nations Department (i.a. human rights, disarmament, sanctions) Ministry of Foreign Affairs
- 1971 – 1973 Military service: platoon commander (infantry)

Awards:

Officer in the Order of Orange Nassau; Légion d'honneur, Officier; Orde de Mérite, Grand Officier



## The Honorable Judge Elizabeth Stong

U.S. Bankruptcy Judge for the Eastern District of New York



**J**udge Elizabeth S. Stong has served as U.S. Bankruptcy Judge for the Eastern District of New York since 2003. Before entering on duty, she was a litigation partner and associate at Willkie Farr & Gallagher in New York, an associate at Cravath, Swaine & Moore, and law clerk to Hon. A. David Mazzone, U.S. District Judge in the District of Massachusetts.

Judge Stong is a member of the Council on Foreign Relations and the Council and Audit Committee of the American Law Institute. She is also a Trustee and member of the Executive Committee of the Practising Law Institute, co-chair of the International ADR Committee and UNCITRAL Relations Committee of the International Insolvency Institute, and a member of the board of P.R.I.M.E. Finance, an international dispute resolution organization that promotes judicial education in complex financial disputes. She serves on the ABA Standing Committee on Federal Judicial Improvements, is a member of the ABA National Conference of Federal Trial Judges Executive Committee, and is active in the leadership of the ABA Business Law Section. She chairs the National Conference of Bankruptcy Judges International Judicial Relations Committee and has trained judges in North Africa, the Middle East, the Arabian Peninsula as an expert with the World Bank, the International Finance Corporation, and U.S. Department of Commerce Commercial Law Development Program. She has also consulted with the Supreme Court of China and People's High Courts in Beijing and Guangzhou, and has led judicial workshops in Cambodia, Brazil and Argentina. Judge Stong is an adjunct professor at St. John's University School of Law and Brooklyn Law School.

Judge Stong previously served as President of the Harvard Law School Association, Vice President of the Federal Bar Council, Vice President of the Board of Directors of New York City Bar Fund Inc. and the City Bar Justice Center, Chair of the New York City Bar's Alternative Dispute Resolution Committee and Vice Chair of its Judiciary Committee, and an officer of the ABA Business Law Section. She was also a member of the board of MFY Legal Services, Inc., one of the largest providers of free civil legal services to low-income residents of New York City, and served on the ABA's Standing Committee on Continuing Legal Education, Commission on Women in the Profession, and Commission on Homelessness and Poverty.

Judge Stong received her J.D. and A.B. *magna cum laude* from Harvard University.



## Professor Akihiro Wani

Partner at Linklaters LLP Tokyo



**A**kihiro Wani is Partner in Linklaters' Tokyo office. He has almost 30 years experience in the capital markets arena and is widely renowned as an expert in the banking sector. Throughout his extensive career, he has acted for major domestic financial institutions on financial regulations and cutting-edge derivatives transactions, including advising on the first public offering of credit-linked securities in Japan and the establishment of new commodity funds. He has also advised on the establishment of head/branch offices of type I financial instruments trading firms, investment management companies, life insurance companies and other financial institutions, as well as acting on a wide variety of matters involving cross-border financial trading, securities, insurance and general corporate transactions. Akihiro has been a professor at Sophia University Law School since 2004, and has written and lectured on various legal issues relating to international capital markets. He acts as counsel for the International Swaps and Derivatives Association (ISDA) in Japan, a member of the Financial Law Board sponsored by the Bank of Japan and a Financial Expert of P.R.I.M.E. Finance. Akihiro graduated from the University of Tokyo, with an LLB in 1975 and an LLM in 1977. He also holds an LLM from Columbia University School of Law.

*\* Bengoshi, member of the Dai-ni Tokyo Bar Association*





## PD Dr. Thomas Werlen, LL.M.

Partner at Quinn Emanuel Urquhart & Sullivan LLP London



**P**D Dr. Thomas Werlen is our continental European finance specialist partner with more than 20 years of experience in international finance. Qualified in both New York and Switzerland and having worked at the highest levels in New York, London and Switzerland, Thomas Werlen has unique experience in both common and civil law on international issues. Thomas joined Quinn Emanuel in 2012 from Novartis, where he was for six years Group General Counsel and a member of the Executive Committee, the Finance Committee and the M& A Committee, among other things, in charge of the 50 bn plus acquisition by Novartis of Alcon and the related debt capital markets financings in the 30 bn plus range.

Prior to joining Novartis, from 2001 onwards Thomas was a partner in the international finance and the corporate and capital markets groups at Allen & Overy in London and from 1995 – 2000 he worked at Cravath, Swaine & Moore in New York and London. His work focused on derivatives, debt (straight bonds, high-yield, ABS) and equity capital markets (IPO's and rights offerings), structured finance, banking (loan agreements for investment grade and below investment grade borrowers); his clients included both global investment banks and corporations. He was also involved in regulatory matters involving the SEC, the CFTC and various other capital markets regulators.

Thomas holds Lic. iur. and Dr. iur. degrees in law from the University of Zurich and a master's degree in law from Harvard Law School. He is a member of the NY and the Swiss bar. Ever since 1995 Thomas has been teaching international banking and finance law at the Universities of Zurich and St. Gallen, since 2013 he has been named a teaching professor at the University of St. Gallen. He has been a member of the Regulatory Board of the SIX Swiss Exchange AG from 2008 – 2012 and now serves on the complaint commission of SIX Swiss Exchange AG.

Thomas reputation in international capital markets is such that he was one of the top 20 Capital Market Lawyers in the World. Thomas regularly appears on Swiss TV, national radio and major newspapers as expert on finance topics. Thomas is a Member of the Panel of Experts for P.R.I.M.E. Finance.



## Dr. Peter M. Werner

Senior Director, International Swaps and Derivatives Association (ISDA)



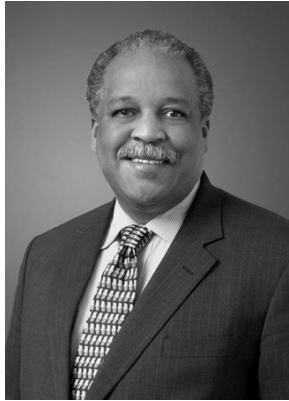
**P**eter M. Werner is a Senior Director based at ISDA's office in London. Mr. Werner is responsible for addressing matters of global and regional law reform (contract, insolvency, collateral, conflict of law rules, dispute resolution). He is also ISDA's representative on law reform matters to various international organizations (e.g., UNIDROIT, UNCITRAL, Hague Conference on Private International Law). Mr Werner is also responsible for ISDA's global documentation projects globally in energy and commodities as well as developing products (incl Islamic finance). Furthermore, he is responsible for legal and regulatory issues in emerging markets in Central and Eastern Europe, Africa and the Middle East.

Before joining ISDA in early 2001, Mr. Werner worked with the United Nations and, most recently, as a solicitor/barrister based in Frankfurt. Mr. Werner is qualified in Germany and holds a Ph.D. in international law. Mr Werner served as Vice-chair of the Private International Law Committee of the ABA Section of International Law and is currently Co-chair of the ABA Task Force on Financial Engineering for Economic Development (FEED). E-mail: [pwerner@isda.org](mailto:pwerner@isda.org)



## Walter H. White, Jr

Partner at McGuireWoods LLP London



**W**alter H. White, Jr is a partner in the London office of McGuireWoods where he is the head of the firm's emerging markets transactions practice. His work consists of multinational securities transactions, international business and finance law issues, and complex litigation and related arbitration. He has represented clients in multibillion-dollar business transactions and litigation throughout North America, Europe, the former Soviet Union, Asia and Africa.

In the late 1980's he served as Commissioner of Securities for the State of Wisconsin. In that capacity he investigated and prosecuted Drexel Burnham Lambert and authored the Wisconsin "Delaware style" Corporate Takeover Law. He has acted as an advisor to central banks, and financial regulatory agencies in North America, Europe, Africa and Asia on market, economic development and regulatory issues. Significant representations have included Salomon Brothers with regard to their US Treasury bond trading activities, as well as the longstanding representation of one of the world's largest private commodities brokerage firms and one of the world's largest aluminium firms on global trading and derivatives issues.

Walter was appointed to the board of the Central Asian American Enterprise Fund by President Clinton and served as its chair. He has served as a non-executive director on the board of the Church Mutual Insurance Company since 1992 where he serves on the Audit Committee. He currently serves on a Financial Markets Law Committee Steering Committee advising the G20 on "Implementing G20 Commitments Consistently". In the 1990's He served on the Deans Advisory Board on Finance and International Business at the University of Wisconsin, Graduate School of Business.

In the North American Securities Administrators Association Walter served as chair of the International Corporation Finance Committee; vice-chair of the Corporate Finance Section and on the SEC Task Force on the Canadian Multijurisdictional Disclosure System.

In the American Bar Association he has served on the Board of Governors, chaired the Center on Human Rights, the Section on Individual Rights and Responsibilities and the Young Lawyers Division. He has published books and articles on multinational business activity and lectured in North America, Europe, Central Asia and Africa.

Walter was previously a partner at Bryan Cave in London preceded by his role as partner and Managing Director of Steptoe & Johnson International based in Moscow. Prior to moving overseas in 1994 Walter was a partner at Quarles & Brady and he began his career as an associate at Michael Best & Friedrich. While earning his law degree from Berkeley Law, Walter was a judicial extern for the Honorable Robert F. Peckham of the U.S. District Court for the Northern District of California. Upon graduation from Amherst College, he was named a John Woodruff Simpson Fellow. He also studied at the Leningrad Pedagogical Institute, in (then) Leningrad USSR.

Walter is admitted to practice in Wisconsin, Washington D.C.; Qatar International Court; registered as a foreign lawyer in England and Wales; previously registered as a foreign lawyer in the Russian Federation.



## Philip R. Wood QC

Special Global Counsel at Allen & Overy LLP



**P**hilip R. Wood QC (Hon), BA (Cape Town), MA (Oxon), LL.D (Lund, Hon) is:

- Head of the Allen & Overy Global Law Intelligence Unit
- Special Global Counsel at Allen & Overy
- Visiting Professor in International Financial Law, University of Oxford
- Yorke Distinguished Visiting Fellow, University of Cambridge
- Visiting Professor, Queen Mary College, University of London
- Visiting Professor, London School of Economics & Political Science

Philip Wood is one of the world's leading experts in comparative and cross-border financial law, a celebrated speaker, a well-known writer and an experienced practitioner. He works full-time for Allen & Overy in the firm's London office. He has written around 18 books, including nine volumes in the series *Law and Practice of International Finance* published in 2007.

His university textbook on international finance has been translated into Chinese. He was for ten years head of Allen & Overy's Banking department. He is chairman of the Sovereign Bankruptcy Group of the International Law Association and a member of the Market Monitoring Committee of the Institute of International Finance. One of his recent assignments was acting for the steering committee of the bondholders in relation to the bankruptcy of Greece. In a recent period of about a year, he delivered about 140 lectures in 30 countries.

He is on the editorial board of many law journals and on the advisory council of law faculties at universities in India and Hong Kong.

His 40 years experience in the firm includes most aspects of international banking and finance, including financial regulation, risk management, bank loan syndications, project finance, asset-based finance, leasing, securitisations, insolvency and debt restructuring, netting, clearing houses, payment systems, trade finance, derivatives, security interests, capital market issues, sovereign insolvencies, expert witness in litigation and law reform.

He has experience and knowledge of financial law in most jurisdictions, including those in Britain and others in the European Union, Scandinavia, Central and Eastern Europe, Turkey, Russia, the Central Asian republics, India, China and other countries in South East and East Asia, Japan, Australia, New Zealand, Africa, the Middle East and Arab countries, the United States, Canada, Central America, South America and the Caribbean. He is qualified as an English lawyer.

He pioneered a method of measuring financial law according to key indicators and is particularly well-known for his colour-coded global law maps. He has developed a methodology for legal risk ratings of the jurisdictions of the world with regard to both their written law and the application for the law.

He completed the London Marathon in 2005, and the Berlin Marathon in 2011 (at age 69). He climbed Mount Kilimanjaro in 2009. The garden at his Surrey home, designed and built by his wife, was featured in the Austrian TV programme *England's Most Beautiful Gardens* and the book *Britain's Most Amazing Gardens*. He is interested in literature, economics, history, architecture and science, and plays popular tunes on the piano. He was born in Livingstone, Zambia and is married with four children.

## Antony Zacaroli QC

Barrister at South Square Chambers



**A**ntony has been in practice as a barrister at the bar in England and Wales since 1987, and a Queen's Counsel since 2006. He specialises in business and financial law, with an emphasis on banking, insolvency and restructuring, derivatives and securitisations, and financial services. His recent experience includes advising and representing ISDA in connection with proceedings concerning the interpretation of Section 2(a)(iii) of the ISDA Master Agreement (*Lomas v Firth Rixson* [2012] EWCA Civ 419, Court of Appeal), advising counterparties in respect of the close-out of complex financial transactions with failed investment banks (including the Icelandic banks, and Lehman Brothers), and representing clients of Lehmans in proceedings to determine the entitlement to client money under the FSA Client Money Rules ([2012] 1 BCLC 487, Supreme Court). He has been retained by the special administrators of MF Global (UK) Limited to advise and represent them on a variety of banking, insolvency and regulatory matters. He has also been retained in relation to a number of major recent corporate restructurings, including a multi-billion Euro restructuring of debt by the German residential property group Deutsche Annington (2012) and a £1.5 billion restructuring of subordinated debt of The Co-operative Bank (2013). He is recommended as a starred individual or level one silk in six practice areas in Chambers and Partners directors (Insolvency & Restructuring, Commercial Dispute Resolution, Banking & Financial Services, Chancery/Commercial and Company), where he is described as being "*appreciated for his outstanding work ethic, commercial acumen and unquestionable intellect. He is frequently involved in market-leading cases, especially those with cross-border elements*". He has been instructed to provide expert evidence of English law in relation to proceedings involving insolvency and/or derivative transactions before the courts of France, Germany, Iceland, Italy, Switzerland and the United States.



# P.R.I.M.E. FINANCE

Panel of Recognised International Market Experts in Finance





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## **Contact Information**

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