

Asset Recovery International

26 - 28 February 2020

Intercontinental Hotel
Dublin, Ireland



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Asset Recovery Day 1

Thursday, 27 February 2020

08:30 - 09:30 60 mins

Registration, Refreshments & Breakfast Networking

09:30 - 09:45 15 mins

Chair's Opening Remarks

Rebecca Hume - Partner, Kobre & Kim (Cayman)

David Standish - Partner, KPMG

09:45 - 10:40 55 mins

Keynote: What Happens When Things Go Wrong – Reflections from the former CFO of Cambridge Analytica

Julian recounts the story of a company that was founded with good intentions but dramatically got caught up in events beyond its control. He describes the decisions that led to CA becoming inexorably linked to breaches of privacy and the manipulation of voters via Facebook data. He looks at key lessons from the story, from reputation management to the necessity for businesses to have an ethical structure and processes. He emphasises the crucial importance of ethics and transparency in businesses of all types, as well as the importance of understanding the power of data and how it can be used. He will also discuss crisis management and "how to avoid becoming the next Cambridge Analytica". Julian's talk will be followed by a Q&A.

Julian Wheatland - Former CFO & COO, Cambridge Analytica

10:40 - 11:10 30 mins

Refreshment Break

11:10 - 11:50 40 mins

Follow the Money: Reversing Fraudulent Transfers

A fraudster's ability to move assets across borders in an attempt to conceal their location has become easier due to the increase in international commerce. The panel will look at the ability of an insolvency practitioner to trace and recover such assets to obtain the maximum possible recovery for creditors.

Jamie Ensor - Partner, Insolvency and Corporate Recovery, Dillon Eustace (Ireland)

Blair Leahy - Barrister, Twenty Essex

Barbara Rumora-Scheltema - Partner, NautaDutilh (Netherlands)

11:50 - 12:30 40 mins

It's Always Freezing in the UK! - Interim Relief vs Insolvency

This panel session will consider the potential advantages of interim insolvency remedies such as provisional liquidations in international asset recovery, and their interaction with freezing orders and other traditional interim remedies in civil proceedings, with offshore perspectives from the Caribbean and the Baltic states.

Tal Goldsmith - Partner, Wedlake Bell LLP

Justinas Jarusevičius - Partner, Motieka Audzevičius (Lithuania)

John Skelton - Director, Grant Thornton

12:30 - 13:40 70 mins

Lunch

Afternoon Streamed Sessions: Choose to attend Two of the Three Below Sessions

13:40 - 14:20 40 mins

Stream 1: Offensive Use of Insolvency to Beat the Fraudsters

Offensive use of insolvency to beat the fraudsters

The panel will examine the use of insolvency to seize assets and hold the ring in conjunction with traditional remedies e.g. injunctions and receiverships through a case study.

Nehad El Gamal - President, Gryphon Transnational (UAE)

Henrique Forssell - Partner, Duarte Forssell Advogados (Brazil)

Julian Cahn - Partner, Stephenson Harwood

13:40 - 14:20 40 mins

Stream 2: When Fraud Strikes: the Battle of the Regulator vs Insolvency Practitioner

When fraud strikes: the battle of the regulator v. insolvency practitioner

When a fraud break and the company at the heart of that fraud collapses it will often find itself in a formal insolvency proceeding shortly after the regulator in the jurisdiction in which the entity is located has already taken steps to take control of that entity. The panel will look at how to navigate dealing with the regulator to ensure assets and recoveries are preserved for all creditors not just the victims the regulator is looking to protect.

Virginia Cooper - Partner, Bevan Brittan LLP

Geoff Varga - Managing Director, Duff & Phelps (USA)

Scott M. Berman - Partner, Friedman Kaplan Seiler & Adelman LLP (USA)

Nkululeko Christopher Ndzengu - Regional Head, Asset Forfeiture Unit, National Prosecution Authority (South Africa)

13:40 - 14:20 40 mins

Stream 3: Effective Use of Private Investigations in the Race to the Money

Effective use of private investigations in the race to the money

The panel will look at the advantages and disadvantages of an insolvency practitioner engaging a private investigator to identify the location of deep pockets when insolvency strikes due to fraud. In particular whether an investigator should be employed on day one, structuring the engagement to ensure the investigation is focused and provides the best return on investment and ensuring any intelligence obtained can be used to pursue claims.

Steven Haynes - Director, Greyhawk

Nick Marsh - Partner, Quinn Emanuel Urquhart & Sullivan UK LLP

Ian Casewell - Partner, Mintz Group

14:20 - 15:00 40 mins

Stream 1: Offensive Use of Insolvency to Beat the Fraudsters

Targeting Deep Pockets

This panel will look at the options for pursuing directors, officers and third parties and the importance of being aware of how proceedings in one jurisdiction may impact on another and being mindful of limitation issues.

Frances Coulson - Senior Partner, Head of Insolvency & Litigation, Moon Beaver

Darío Oscós Coria - Partner, Oscós Abogados (Mexico)

Paul Kennedy - Counsel, Campbells (Cayman)

14:20 - 15:00 40 mins

Stream 2: When Fraud Strikes: the Battle of the Regulator vs Insolvency Practitioner

Using Insolvency Tools to Break Asset Protection Trusts and Structures Created by Fraudsters

This panel will look at the use of insolvency tools to break asset protection structures which fraudsters try to implement to avoid their creditors.

Sophia Rolle-Kapousouzoglou - Partner, LennoxPaton (The Bahamas)

Caroline Moran - Partner, Maples Group (Cayman)

Fabio Trevisan - Partner, BSP (Luxembourg)

Benoît Mauron - Counsel, LALIVE (Switzerland)

15:00 - 15:35 35 mins

Refreshment Break

15:35 - 16:15 40 mins

Different Practitioners involved in Crisis Management

This panel considers how crisis management differs in different jurisdictions in fraud and insolvency claims, and how lawyers in different jurisdictions prioritise tasks

Simon Thomas - Partner, Baker & Partners

Kateryna Gupalo - Partner, Head of White Collar Crime Practice, Arzinger (Ukraine)

Alexander Khaki - Partner, Kalita Partners

16:15 - 16:55 40 mins

Hey Mr. Ponzi: Where did you go With our Money?

Chris Parker - Partner, DLA Piper

Kenneth Kryz - Executive Chairman & Founder, KRyS Global (Cayman)

Christian Casanova - Partner, Prager Dreifuss AG (Switzerland)

16:55 - 17:00 5 mins

Chair's Summation & Close of Day 1

Rebecca Hume - Partner, Kobre & Kim (Cayman)

David Standish - Partner, KPMG

17:00 - 19:30 150 mins

Have I Got Fraud News for You & Drinks Reception - sponsored by Stephenson Harwood

Grab a drink and then enjoy 30 minutes of lighthearted relief followed by formal drinks reception

The session closely follows the format and structure of the popular TV programme, but with a specific fraud theme.

The subject matter will be fraud, fraudsters, and related issues such as asset freezing, money laundering and the like.

- Caption Round

The panels are shown a photo at the start, and at the end are invited to provide funny captions.

- Round one - Video Stories

Each team will be shown one sequence of video clips and asked which recent story they believe it relates to.

- Round Two - Odd One Out

Each team will be shown photos of four people and asked to pick the odd one out.

- Round Three - Buzzer Round

A picture representing a story will be slowly revealed - the team who thinks they know it buzz in.

- Round Four - Missing Words

The teams are shown headlines with missing words.

Matt Peover - Comedy, Writer & Director

Rebecca Hume - Partner, Kobre & Kim (Cayman)

David Standish - Partner, KPMG

Ros Prince - Partner, Stephenson Harwood

Bernard O'Sullivan - Partner, CMS Cameron McKenna Nabarro Olswang

19:30 - 22:30 180 mins

Conference Dinner

Please let katherine.reggler@informa.com know your dietary requirements by 24th February.

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