

SESSIONS

EEST TIMEZONE (GMT+3) - ARBITRATION & FRAUD IN RUSSIA & CIS - 13 APRIL

Arbitration and Fraud in Russia & CIS

13 - 14 April 2021

Virtual Conference

Delivered Live (EEST/GMT+3) & On Demand Afterwards

Pre-event Networking

12:00 - 14:15

Log in to our digital event platform to set up meetings, engage with other attendees, and check out the matchmaking feature to see who the app recommends you should meet!

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Chairs' Opening Remarks

14:15 - 14:20

Participants

Andrey Panov - Counsel, Allen & Overy (Russia)

Ros Prince - Partner, Stephenson Harwood (UK)

Keynote Session: Fraud & the Psyche: Deconstructing Truth and Lies in Fraud

14:20 - 15:05

Participants

Ahi Wheeler - Psychotherapist & Counsellor, Harley Therapy

Horizon scanning – arbitration and asset recovery in a post-pandemic world

15:05 - 15:50

The world has seen unprecedented changes in the last year, some of which profoundly affected the legal sector. From insolvency moratoria to remote hearings, legal work has changed. Fraudsters have also changed with the times: they also work from home, and cyber fraud has increased rapidly. This panel will consider what changes are temporary, and which ones are here to stay. More widely, looking ahead at the next 12 months, our panel will seek to predict what the biggest trends in arbitration and asset recovery will be – who will be litigating, where and how? Will the after shock of Covid be the driving force, or will other factors such as a new US administration, sanctions or indeed Brexit also have a material effect?

Participants

Moderator: Nick Cherryman - Partner, Kobre & Kim (UK)

Valts Nerets - Partner, Sorainen (Latvia)

Steven Molo - Partner, MoloLamken LLP (USA)

Maxim Kulkov - Managing Partner, KK&P (Russia)

Alessandro Volcic - Managing Director and Head of Russia and CIS Office, Kroll (Russia)

Break & Networking

15:50 - 16:20

Discovery from dishonest defendants

16:20 - 17:05

Fraudsters rarely comply fully with orders from arbitral tribunals. In those cases, the only avenue to key documents is often to obtain them from third parties? This panel considers what remedies their domestic courts will grant in support of arbitral proceedings (both domestically and abroad), and against whom they might grant such relief.

Participants

Timur Aitkulov - Senior Partner, Aitkulov & Partners (Russia)

Matthew Adler - Partner, Troutman Pepper (USA)

Tim Wright - Partner, Carey Olsen (BVI)

Nicola Boulton - Partner, PCB Byrne (UK)

Pledges, mortgages, and arbitration clauses

17:05 - 17:50

Creditors often think that security protects them, but fraudsters will often try to transfer assets in breach of security agreements. Agreements such as pledges or mortgages offer additional security, but also bring complexity to disputes. This panel discusses how practitioners should approach cases where there are multiple agreements – for example, a loan subject to English law and arbitration, and pledges over assets subject to the jurisdiction of the Russian and other Courts. How should lawyers approach these cases strategically to assist their clients?

Participants

Varvara Knutova - Partner, Kveidze and Partners (Russia)

Dmitry Ivanov - Partner, Morgan Lewis (Russia)

Jonathan Wood - Head of International Arbitration, RPC (UK)

Tameka Davis - Partner, Conyers (BVI)

Stepan Guzey - Partner, Lidings (Russia)

Chairs' Closing Remarks

17:50 - 17:55

Participants

Andrey Panov - Counsel, Allen & Overy (Russia)

Ros Prince - Partner, Stephenson Harwood (UK)

Post-event Networking

17:55 - 19:55

Post-event, continue the conversation with more meetings and opportunities to chat to with other attendees - don't forget to check out the matchmaking feature to see who the app recommends you should meet!

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Chairs' Opening Remarks

14:00 - 14:05

Participants

Ros Prince - Partner, Stephenson Harwood (UK)

Andrey Panov - Counsel, Allen & Overy (Russia)

View from the bench

14:05 - 14:55

Back by popular demand, but updated for arbitration: our panel of arbitrators will discuss how they deal with dishonesty claims, what their views are on asset preservation, and whether arbitration is fit for purpose in the context of a post-pandemic world where insolvencies may be rife?

Participants

Professor. Dr. Kaj Hober - Professor of International Investment and Trade Law, Uppsala University & Associate Member, 3 Verulam Buildings

Noah Rubins QC - Partner, Freshfields Bruckhaus Deringer (France)

When insolvency practitioners and arbitrators meet

14:55 - 15:40

Following global economic turmoil, insolvencies are likely to increase in the next 12 months. This panel discusses how insolvency and arbitration impact – considering insolvency both before an arbitration is commenced and during it, and the different effects of an insolvent claimant and an insolvent defendant.

Participants

Konstantin Kroll - Partner, Dentons (Russia)

Volodymyr Yaremko - Counsel, Sayenko Kharenko (Ukraine)

Viktor Gerbutov - Partner, Noerr (Russia)

Julie Engwirda - Partner, Harneys (Hong Kong)

Nick Peacock - Partner, Herbert Smith Freehills (UK)

Break & Networking

15:40 - 16:10

Investigators, tribunals, courts and regulators – where is the future?

16:10 - 16:55

It is becoming ever more common to use private investigators in the course of disputes. Information they obtain can be vital, both to winning arbitrations and later securing assets. But the work they do, and how they are regulated, differs widely from jurisdiction to jurisdiction: from the US, where they must be licensed, to Russia and the UK where there is no regulation. What is the future for the use of investigators in disputes, and what should lawyers be careful about? What is the position of lawyers who are passed illegally obtained information? Can they deploy it in the arbitration? And what if the lawyers' bar rules do not permit this, but the rules of the arbitration do? Does it have an impact on enforcement if information in the arbitration was illegally obtained?

Participants

Carri Ginter - Partner, Sorainen (Estonia)

Olena Perepelynska - Partner, INTEGRITES (Ukraine)

Denis Almakaev - Counsel, Hogan Lovells (Russia)

Jevgenija (Jane) Fedotova - Associate, Conyers (BVI)

Ekaterina Kobrin - Head of Compliance and Litigation, Yandex (Russia)

Talking ourselves out of a job – negotiation tactics in dishonesty cases

16:55 - 17:40

In fraud cases, emotions run high – one party thinks they have been defrauded, the other may think they are wrongly being accused of dishonesty. Can these cases be settled without costly arbitration? And if so, how should claimants approach settlement negotiations?

Participants

Mike Cooke - Managing Director, Kroll (UK)

Anne-Karin Grill - Founder and Principal, AKG ADVISORY (Austria)

Ula Cartwright-Finch - Managing Director, Cortex Capital

Mikael Krapivin - Executive Coach, Krapivin Coaching

Chairs' Closing Remarks

17:40 - 17:45

Participants

Ros Prince - Partner, Stephenson Harwood (UK)

Andrey Panov - Counsel, Allen & Overy (Russia)

Post-event Networking

17:45 - 19:45

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