

SESSIONS

ASSET RECOVERY LATAM WELCOME - 02/06/2019

Asset Recovery Latin America

2 - 4 June 2019
InterContinental São Paulo
São Paulo, Brazil

Welcome Drinks with Remarks from the Chairs

19:00 - 21:00

SCHEDULE

ASSET RECOVERY LATAM WELCOME - 02/06/2019

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São Paulo, Brazil

TIME	
19:00	19:00 - Welcome Drinks with Remarks from the Chairs

SESSIONS

ASSET RECOVERY LATAM DAY 1 MONDAY, 3RD JUNE 2019 - 03/06/2019

Asset Recovery Latin America

2 - 4 June 2019
InterContinental São Paulo
São Paulo, Brazil

Registration & Welcome Refreshments

09:00 - 09:30

Chair's Opening Remarks

09:30 - 09:45

Participants

Henrique Forssell - Partner, Duarte Forssell Advogados- DFA (Brazil)

Bernardo Porras - Partner, Hughes & Hughes (Uruguay)

Ros Prince - Partner, Stephenson Harwood (UK)

Welcome Address

09:45 - 10:00

Participants

State Prosecutor Gianpaolo Poggio Smanio - Head of Prosecutor's Office, State of Sao Paulo (Brazil)

Keynote Address

10:00 - 10:40

Participants

Eronides Aparecido dos Santos - Prosecutor, State of Sao Paulo (Brazil)

Refreshment break

10:40 - 11:10

Forum Shopping

11:10 - 11:50

This panel looks at how different for a can be used in insolvency – and how insolvency practitioners can choose to take action against fraudsters in different jurisdictions to maximise returns for creditors.

Participants

Marcelo Lamego Carpenter - Senior Partner, Sergio Bermudes Advogados (Brazil)

Felipe Galea - Partner, Barbosa, Müssnich, Aragão (Brazil)

Nick Wood - Partner, Grant Thornton (UK)

Farrington Yates - Lawyer, Kobre & Kim (USA)

Tackling Fraud – Global and Regional Perspectives How Are Jurisdictions Tackling Fraud – and Is It Working?

11:50 - 12:30

Discussion about developments regionally and globally – from criminal legislation to civil remedies – and whether this is helping the fight against fraud

Participants

Justin Shur - Partner, Molo Lamken LLP (USA)

Fernando Carlos Magno - Partner, Nery & Medeiros Advocacia Empresarial (Brazil)

Paolo Ghirardani - Partner, Stephenson Harwood LLP (UK)

Lunch

12:30 - 13:40

The individual and the state – frauds against states and state owned companies

13:40 - 14:20

This panel considers particular issues arising from frauds against states and state owned entities. It considers defences commonly argued by fraudsters (for example that allegations are politically motivate), and practical difficulties often faced by these claimants (for example, an inability to respond quickly to litigation due to funding problems or internal decision making processes).

Participants

Alejandro Pignataro - Partner, Pignataro Abogados (Costa Rica)

Glen Harloff - Senior Manager Director, Kroll

Ed Davis - Founding Shareholder, Sequor Law (US)

Red Alert – Triage in the First Moments After a Fraud

14:20 - 15:00

When a fraud is first discovered, there are numerous key decisions lawyers and clients have to make: whether to choose the criminal or civil recovery route, whether to focus on domestic or international recovery strategies, while managing reputational issues and preserving evidence. This panel looks at best practice in the first hours after a fraud is discovered.

Participants

Vanio Aguiar - Partner, AJUD Administradores Judiciais Ltda. (Brazil)

Guilherme Ferreira - Senior Counsel, Jive Asset Management (Brazil)

Eric Snyder - Partner, Jones Day (USA)

Refreshment Break

15:00 - 15:30

Follow the Money

15:30 - 16:10

This panel looks at how fraudsters move and hide assets internationally, with a focus on corporate structures and financial transactions – and how to follow the money through them

Participants

David Mizrahi - Partner, MDU Legal (Panama)

Yves Klein - Partner, Monfrini Bitton Klein (Switzerland)

Stuart Cullen - Partner, Harneys (British Virgin Islands)

Criminal Remedies for Civil Wrongs

16:10 - 16:50

This panel deals with criminal and regulatory proceedings in the context of asset recovery rather than simple justice – with a focus of the financial outcome for victims

Participants

Rogério Taffarelo - Partner, Mattos Filho (Brazil)

Steven Molo - Partner, MoloLamken LLP (USA)

Daniel Praetorius - Partner, Bofill Escobar Silva Abogados

Chairs Summation & Close of Day 1

16:50 - 17:00

Participants

Henrique Forssell - Partner, Duarte Forssell Advogados- DFA (Brazil)

Bernardo Porras - Partner, Hughes & Hughes (Uruguay)

Ros Prince - Partner, Stephenson Harwood (UK)

Drinks Reception

17:00 - 19:00

Conference Dinner

19:00 - 22:00

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10:00	10:00 - Keynote Address 10:40 - Refreshment break
11:00	11:10 - Forum Shopping 11:50 - Tackling Fraud – Global and Regional Perspectives How Are Jurisdictions Tackling Fraud – and Is It Working?
12:00	12:30 - Lunch
13:00	13:40 - The individual and the state – frauds against states and state owned companies
14:00	14:20 - Red Alert – Triage in the First Moments After a Fraud
15:00	15:00 - Refreshment Break 15:30 - Follow the Money
16:00	16:10 - Criminal Remedies for Civil Wrongs 16:50 - Chairs Summation & Close of Day 1
17:00	17:00 - Drinks Reception
18:00	
19:00	19:00 - Conference Dinner

SESSIONS

ASSET RECOVERY LATAM DAY 2 TUESDAY, 4TH JUNE 2019 - 04/06/2019

Asset Recovery Latin America

2 - 4 June 2019
InterContinental São Paulo
São Paulo, Brazil

Morning Refreshments

09:00 - 09:30

Chairs Opening Remarks

09:30 - 09:40

Participants

David Mizrachi - Partner, MDU Legal (Panama)

Nick Wood - Partner, Grant Thornton (UK)

When the Money Has Gone – the Advantages of an Insolvency Process in a Fraud Context

09:40 - 10:20

This panel looks at recovery through an insolvency process and the advantages that this offers – including powers of insolvency practitioners in an international context.

Participants

Judge Joao De Oliveira - Judge, 1st Bankruptcy Court of Sao Paulo (Brazil)

Fabio Rosas - Partner, Cescon, Barriou, Flesch & Barreto Advogados (Brazil)

Leyza Blanco - Shareholder, Sequor Law (US)

Guilherme Fontes Bechera - Partner, Demarest (Brazil)

Keynote Address

10:20 - 11:00

Participants

Dr. Silvio Antonio Marques, state prosecutor in São Paulo, Brazil

Refreshment Break

11:00 - 11:30

View from the Judge's Bench

11:30 - 12:30

Participants

The Honourable Robert Mark - Judge, United States Bankruptcy Court, Southern District of Florida (USA)

Judge Marcelo Sacramone - Judge, 2nd Bankruptcy Court of Sao Paulo (Brazil)

Judge Paulo Furtado de Oliveira Filo - Judge, 2nd Bankruptcy Court of Sao Paulo (Brazil)

War between shareholders: asset recovery where companies go wrong

12:30 - 13:30

In shareholder disputes, passions often run high. Where a joint venture goes wrong, often there are no assets left. This panel discusses what recover options are open to shareholders, and what claims are available against them.

Participants

Professor Ivo Waisberg - Partner, Thomaz Bastos, Waisberg, Kurweil Advogaods (Brazil)

Marcelo Adamek - Partner, Von Adamek (Brazil)

Pedro Serrano Espelta - Partner, Marval, O'Farrell & Mairal (Argentina)

Jonathan Kellner - Partner, Shearman & Sterling (USA)

Lunch

13:30 - 14:40

Accidental Involvement – What Happens When Third Parties Such as Banks Become Involved in Fraud?

14:40 - 15:20

Fraudsters often perpetrate their frauds through third parties such as banks, both in the local jurisdiction and abroad. This panel looks at the possible liabilities of these parties, how to obtain evidence from them, and how they can protect themselves

Participants

Sue Millar - Partner, Stephenson Harwood

Matthias Gstoehl - Partner, Lalive

Judgment – But is the Battle Over?

15:20 - 16:00

This panel looks at how to enforce internationally, through a judgment and in an insolvency context – it considers legal routes to enforcement, and practical issues (such as the ease of enforcing against different asset classes)

Participants

Joana Rego - Partner, Raedas Consulting Limited

Octaviano Duarte Filho - Partner, Duarte Forssell Advogados- DFA (Brazil)

Kevin Hellard - Partner & Practice Leader, Contentious Insolvency & Asset Recovery, Grant Thornton

Andre Rocha - Partner, EXM Partners (Brazil)

Chair Summation & Close of Conference

16:00 - 16:30

Participants

Rodrigo Callejas - Partner, Carrillo & Asociados (Guatemala)

David Mizrachi - Partner, MDU Legal (Panama)

Nick Wood - Partner, Grant Thornton (UK)

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15:00	15:20 - Judgment – But is the Battle Over?
16:00	16:00 - Chair Summation & Close of Conference