



C5

Business Information in a Global Context

This year marks 30 years since the inception of C5 Group. It is time to match our brand with the dynamic strides we have made. See inside for details...

October 17th & 18th 2016 | Four Seasons Hotel | Miami

C UP TO 12.25 CPD/CLE CREDITS AVAILABLE

C5's 5th Forum

FRAUD, ASSET TRACING AND RECOVERY MIAMI

Innovative Tactics and Strategies for Asset Recovery in an Era of Global Fraud

Benchmark and Network With:

ADR Miami LLC	Greenberg Traurig LLP
Astigarraga Davis	Harneys
Baker & Partners	Holland & Knight
Bär & Karrer	Kobre & Kim LLP
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Bird & Bird LLP	Martin Kenney & Co., Solicitors
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Essex Court Chambers	Schifferli Vafadar Sivilotti Zappelli
Feldens Madruga	Verifone
Freeborn & Peters LLP	XXIV Old Buildings

New for this year:

- What has Emerged from the Panama Papers?
- Offshore Jurisdictions in the Spotlight: A Comparative View
- Mock Hearing: Admissibility of Unlawfully Obtained Evidence
- Cybercrime and Emerging Legal and Investigative Tools
- They think it's all Over! It is Now.....
- Best Practice Approaches to Obtaining Freezing Injunctions and Search Orders
- The Ethics of Interviewing in Civil Proceedings
- Grand Corruption - A Crime Against Humanity - Strategies to Fund and Effect Substantial Recoveries of Value

Conference Co-Chaired by:

Edward Davies
Founding Shareholder
Astigarraga Davis

Martin Kenney
Founding Partner,
Martin Kenney & Co., Solicitors



Keith Oliver
Senior Partner and Head
of Commercial Fraud Litigation
Peters and Peters

Robert Hunter
Partner
Edmonds Marshall McMahon

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Business Information in a Global Context

“Excellent conference for US Receivers to meet offshore asset recovery specialists and learn procedures to assist recovery from Fraud”

Gregory Hays, Founder and Managing Principal, Hays Financial Consulting (Fraud Miami 2015)

Now in its 5th iteration, **C5's Fraud, Asset Tracing & Miami** conference brings together an ever growing community of leading civil fraud experts each year to share expertise and practical solutions in this highly specialized area. As well as the benchmarking and learning opportunities, in a practice area where referral work is common, you will also have the opportunity to meet experts who you may be working alongside in future fraud cases.

Why you should be part of this leading industry event:

- No other event in the region brings together as many senior experts in the area of civil fraud and asset recovery
- Hear from and network with an international array of leading professionals from **USA, Brazil, Switzerland, UK, Paraguay, Panama, BVI, Argentina, Cayman Islands, Canada, Jersey and Guatemala**
- Benefit from informative and interactive panel sessions on the most topical issues including the Panama papers, Petrobras and Corruption in Sport
- Like many past attendees, establish valuable new contacts through our unparalleled networking opportunities: Join your peers at our welcome dinner on 16th October and the drinks reception on 17th October

Plus! Optional Afternoon Networking Cruise in Miami Biscayne Bay, Sunday 16th October 2016

(Boarding time 1.30-2.00pm, cruise 2.00-4.00pm, disembarking 4.00-4.30pm)



JOIN DELEGATES AND SPEAKERS FOR 2 HOURS OF UNINTERRUPTED NETWORKING

Complemented by Hors d'Oeuvres, Beverages and many of Miami's coastal sights, this unique opportunity is limited on a first come first served basis to registered delegates and speakers only.

For further details and information please contact Nathan Denham:
N.Denham@C5-Online.com

WHO SHOULD ATTEND?

- Attorneys/Lawyers and Barristers specialising in fraud, banking litigation and insolvency litigation
- Forensic accountants and litigation support accountants
- In-house lawyers, risk analysts and heads of financial crime from:
 - banks and other financial institutions
 - public enforcement bodies
 - insurers
 - corporates
- Private investigators and other recovery specialists



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Business Information in a Global Context

This year marks 30 years since the inception of C5 Group.

30 years
hosting more
than 6,000
conferences

30 years
building a
network of
industry leaders

30 years
expanding
across
the globe

It is time for a brand, logo and language in keeping with the dynamic strides we have made as a company. It is time for a brand that will take us forward for the next 30 years.

C5 Group, comprising C5 in Europe, American Conference Institute and The Canadian Institute, will unite under one central brand image, appropriately a globe. See how bringing together the power of people and the power of information can accelerate your growth and success.

Our new brand look and language will be fully revealed soon. Stay tuned for more exciting changes.

Join the Conversation  @C5Live #C5Fraud

 Financial Crime Experts: Networking Group

WELCOME RECEPTION & DINNER

Sunday 16 October 2016

(For all conference delegates and speakers)

18.30 Conference Registration and Welcome Drinks
Co-Hosted by

Bird & Bird

**Conyers
Dill & Pearman**

19.30 Welcome Dinner Co-Hosted by

ASTIGARRAGA DAVIS
The Power of Focus

Martin Kenney & Co.
Solicitors

CONFERENCE DAY ONE

Monday 17 October 2016

8.00 **Networking Breakfast**
Sponsored by

ESSEX COURT CHAMBERS
BARRISTERS

10.10 **Morning Refreshments**
Sponsored by

SHELLENBERG
WITTMER

9.00 **Co-Chairs' Opening Remarks:**

Edward Davis
Founding Shareholder
Astigarraga Davis (USA)

Martin Kenney
Founding Partner
Martin Kenney & Co., Solicitors (BVI)

10.40 **Offshore Jurisdictions in the Spotlight:
A Comparative View**

Moderator

James Collins QC
Essex Court Chambers (UK)

Panellists

Jonathan Addo
Counsel
Harneys (BVI)

Warren Gluck
Associate
Holland and Knight (USA)

9.10 **What Has Emerged from the Panama Papers?
Assessing its Impact on Fraud Litigation and
Asset Recovery**

Moderator

Edward Davis
Founding Shareholder
Astigarraga Davis (USA)

Panellists

Stephen Baker
Senior Partner
**Baker & Partners
(Jersey)**

Nicholas Nehamas
Business Reporter
Miami Herald (USA)

Jeffrey Neiman
Partner
MNR Law (USA)

- What information has been disclosed and what is still to come?
- The impact of the Panama papers on historic and present fraud and asset recovery cases
- What litigation has arisen as a result of the leaks?
- How should such information be used in fraud investigations?
- The impact of the investigations on Panama as an offshore financial centre and on other jurisdictions
- Where will the next Panama papers occur?

David Mizrachi
Senior Partner
Mizrachi, Davarro & Urriola (Panama)

This session will compare and contrast selected offshore jurisdictions and how their legal frameworks can assist with or hinder a fraud investigation.

- Piercing the corporate veil/alleging alter ego in cases of fraud – recourse to the civil and criminal courts
- Could a discovery request for a United States-incorporated company extend to its BVI, Cayman or Panamanian holding company for documents that are in its possession?
- Pre-litigation discovery in respect of offshore disputes
- Appointment of Liquidators and Receivers – and obtaining recognition of these appointments abroad – the latest on cross-border insolvency recognition
- Debate - the future for offshore jurisdictions

11.40 **Cybercrime and Emerging Legal
and Investigative Tools**

Deena Coffman
Managing Director
BDO (USA)

Sophie Eyre
Partner
Bird & Bird LLP (UK)

“Top Practitioners Giving Up to Date Insights”

Michael Mysak, Partner, Bennett Jones (Fraud Miami 2015)

Karen Anderson
Director Global Litigation and IP
Verifone (USA)

Julie Himo
Partner
Norton Rose Fulbright (Canada)

Fraudsters routinely utilise technology in their activities, often evading investigation and prosecution by the borderless nature of cybercrime. This session will explore how legal and investigative tools are keeping pace with the technologies utilised by fraudsters. The session will also include a live demonstration of how to hack through someone's firewall.

- Cross border co-operation in tackling cybercrime
- What you need to know about the investigatory powers bill
- EU Draft cybercrime Directive
- Privacy considerations

12.40 Networking Lunch

2.00 The Ethics of Interviewing in Civil Proceedings

Robert Hunter
Partner
Edmonds Marshall McMahon (UK)

Many jurisdictions have notorious legal disasters where questioning of witnesses did not arrive at the truth, but resulted in a significant miscarriage of justice. The issue is never far out of the public eye. Differing rules between jurisdictions as to what is acceptable practice for interviewing techniques (and in particular those designed to elicit confessions) highlight very real questions for practitioners as to the proper way in which to approach witness interviews. The session will address some of the difficulties that can arise and the different ways in which they can be addressed.

1. Appropriate and inappropriate pressure;
2. Questioning and syntax;
3. Partial truths, selective truths and obvious falsehoods;
4. Implications for the witness outside the interview; and
5. Retraction and amendment

No single jurisdiction has the complete answer. The session will be designed to stimulate discussion amongst the practitioners present as to good practice for the remainder of the conference.

2.40 Best Practice Approaches to Obtaining Freezing Injunctions and Search Orders

Jane Colston
Partner
Brown Rudnick LLP (UK)

Benjamin Borsodi
Managing Partner
Schellenberg Wittmer (Switzerland)

Richard Millett QC
Essex Court Chambers (UK)

Jerry D Samuel
Partner
Conyers Dill & Pearman (BVI)

- Criminal vs civil freezing orders
- Most significant issues for obtaining search orders no matter what the jurisdiction
- Search orders and injunctive relief in the context of international cooperation
- Questions to be asked (or not) when instructing overseas lawyers

3.50 Afternoon Refreshments Sponsored by

SHELLENBERG[®] WITTMER

4.10 Financial Frauds and Ponzi Schemes: Current Litigation Trends and Creative Mechanisms to Pursue Fraudsters

David J Molton
Partner

Brown Rudnick LLP (USA)

- Current litigation trends in financial fraud cases and Ponzi schemes including Petters and Madoff
- How defences are changing in the context of applicable Insolvency legislation
- The ability to sue offshore transferees: jurisdiction, choice of venue/consent to jurisdiction, inconvenient fora and the long arm (or not) of avoidance claims
- Supplementing claw back claims through alternative causes of actions including aiding and abetting, dishonest assistance, civil conspiracy, unjust enrichment, negligence, malpractice

4.50 Charles Ponzi: Then and Now

Neal Levin
Partner

Freeborn & Peters LLP (USA)

In terms of today's dollars, Ponzi's short-lived scheme would have been one of the largest in history, right up there with Madoff. Though we all know that fraud and even Ponzi schemes existed well before the namesake financial crime, this presentation looks at how Charles Ponzi came to be etched into history and celebrity. Understanding the economic landscape and mind set of the Roaring 20s and how Ponzi tried to cash-in on that boon presents a fascinating overlay to the mad rash of fraud cases seen over the past 9 years.

5.30 Co-Chair's Closing Remarks and Conference Adjourns

5.40 Networking Drinks Reception Hosted by:



CONFERENCE DAY TWO

Tuesday 18 October 2016

8.00 Networking Breakfast Sponsored by

ESSEX COURT CHAMBERS
BARRISTERS

9.00 Co-Chairs' Opening Remarks

Keith Oliver
Senior Partner and Head of Commercial Fraud Litigation
Peters and Peters (UK)

Robert Hunter
Partner
Edmonds Marshall McMahon (UK)

9.10 They think it's all Over! It is Now.....

Moderator

Keith Oliver
Senior Partner and Head of Commercial Fraud Litigation
Peters and Peters (UK)

Panellists

Edward C. O'Callaghan
Partner
Clifford Chance US LLP (USA)

Dan Ventricelli
Managing Director
BDO (USA)

Marcio Battilana
Partner
Preda Del Puerto & Asociados (Paraguay)

Pierre Schifferli
Partner
Schifferli Vafadar Sivilotti Zappelli (Switzerland)

- The extraterritorial application of US criminal laws (e.g RICO, money laundering, wire fraud) to activities involving FIFA and other international sports organizations and individuals' exposure to extradition
- The individual liability provided for in FCPA and recent DOJ developments: risk and consequence
- The latest on FIFA's action to recover misappropriated funds from Executives
- Does sport need its own anti-corruption agency?
- Illegal betting activities
- Arbitration and the Court's - using the Court's powers to support arbitral proceedings against corruption

10.30 Morning Refreshments Sponsored by

SCHELLENBERG
WITTMER

10.50 Petrobras – The Latest Developments and Recovery Efforts

Saverio Lembo
Partner – Head of White Collar Crime Department
Bär & Karrer (Switzerland)

Dora Cavalcanti Cordani
Partner
Cavalcanti & Arruda Botelho Advogados (Brazil)

Antenor Madruga
Partner
Feldens Madruga (Brazil)

- Lifting the lid on the largest public/private corruption case in history with \$40 billion in losses
- Latest developments in Operation Car Wash
- On-going criminal cases and investigations in Brazil and Switzerland
- The release of \$120 million by the Swiss Government for the purpose of repatriation
- The use of plea bargains with suspects to aid asset recovery
- Misuse of International Mutual Legal Assistance (lessons learnt from recent cases from the Swiss Federal Supreme Court)
- Impact of fundamental rights' and guarantees' violations on International Mutual Legal Assistance

11.50 Grand Corruption - A Crime Against Humanity - Strategies to Fund and Effect Substantial Recoveries of Value

Moderator

Martin Kenney
Founding Partner
Martin Kenney & Co (BVI)

Panellists

Rodrigo Fermín García
Partner
Marval, O'Farrell & Mairal (Argentina)

Rodrigo Callejas Aquino
Partner
Carrilo & Asociados (Guatemala)

Guido Rodriguez
Prosecutor
Attorney General of Accounts, Republic of Panama

Declan Magennis
Senior Manager
BDO (Cayman Islands)

- The role of the state in recovering the proceeds of corruption
- The use of criminal and civil proceedings
- Tracing and recovering bribes
- Facilitator liability actions for damages
 - suing the enablers of corruption for damages
 - making bankers, accountants, lawyers, and trust companies pay
- How anti-corruption measures can be used as an aid in asset recovery cases
- Lessons learnt from recent cases

1.00 **Networking Lunch**

2.00 **Mock Hearing: Admissibility of Unlawfully Obtained Evidence**

This session will feature two concurrent hearings and comparative applications, which will look at the admissibility of unlawfully obtained evidence and sanctions to investigators. The session will compare the approaches of the US and Cayman Islands Courts.

Justice Ingrid Mangatal
Judge

Grand Court of the Cayman Islands

Stephen Moverley Smith QC
XXIV Old Buildings (UK)

Catherine Newman QC
Maitland Chambers (UK)

Juan Ramirez Jr.
FCIArb Mediator, Arbitrator and Consultant Retired
Chief Judge, District Court of Appeal
ADR Miami LLC

Mark P. Schnapp
Shareholder
Greenberg Traurig LLP (USA)

Adriana Riviere-Badell
Partner
Kobre & Kim LLP

4.00 **Media In The Post Media Age: Friend or Foe?**

William Brock
Partner

Davies Ward Phillips & Vineberg LLP (Canada)

Ron Guirguis
CEO, U.S. Operations
MSLGROUP (USA)

- The infinite reach of tv, print, web, YouTube, Twitter and beyond
- It will help you or hurt you, or worse
- To comment or not to comment: is that really the question?
- How to get ahead - timing is everything
- The art of constructive brevity
- When all else fails, and it's too late to keep calm and carry on

4.45 **Co-Chair's Closing Remarks and End of Conference**

Media Partners:



JOIN THE GLOBAL FRAUD SERIES



CLE/CPD Hours

CONTINUING LEGAL EDUCATION CREDITS

Accreditation will be sought in those jurisdictions requested by the registrants which have continuing education requirements. You are required to bring your state bar number to complete the appropriate state forms during the conference. CLE credits are processed in 4-8 weeks after the conference is held.

CONTINUING PROFESSIONAL DEVELOPMENT HOURS

12.25 hours towards Continuing Professional Development hours (Solicitors Regulation Authority). Please contact for further information on claiming your CPD points.

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- Fraud and Corruption Due Diligence and Investigations
- Forensic Technology Services
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- Litigation and Dispute Advisory

A key component of BDO's service philosophy is active and continuous involvement from our most senior resources. Our partners and senior professionals are actively involved throughout the engagement, delivering technical support, insights, and guidance. With relevant experience in practically all industries, our multidisciplinary teams are poised to serve the unique needs of our clients. For more information, visit www.bdointernational.com

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Baker & Partners is a Jersey law firm specialising in civil & commercial litigation, contentious trusts, financial services regulation, crime, international co-operation & asset recovery. The firm has been involved in many highly complex cases involving cross-border crime. These cases have included the most serious instances of political corruption, large scale fraud, drug trafficking and money laundering. The firm are instructed by the Federal Republic of Brazil and in November 2012 successfully sought judgment in a civil fraud action to recover US\$10.5million from a major fraud that was operated for the benefit of, amongst others, Paulo Maluf, the former Mayor of Sao Paulo.



Brown Rudnick, an international law firm with offices in the United States and Europe, represents clients from around the world in highstakes litigation, international arbitration and complex business transactions. With relentless focus on our clients' objectives, we provide business-focused solutions that address today's ever-changing, ever-demanding competitive marketplace.

EXECUTIVE SPONSORS



Freeborn & Peters LLP is a full-service law firm, headquartered in Chicago, with international capabilities. Freeborn's Fraud and Internal Investigations Team focuses on the investigation, prosecution and recovery related to fraud, corruption and other misconduct. Working on behalf of other law firms, banks, insurers, corporate boards, judgment creditors and trustees and receivers the team focuses on detecting and responding to fraud aggressively and efficiently



Harneys provides legal advice to some of the world's largest corporations and high-net-worth individuals. Our litigation team based across Bermuda, BVI, Cayman, Cyprus, Hong Kong, London and Singapore advise in a range of areas, including: fraud and asset tracing, complex hedge fund litigation, securities enforcement, cross-border insolvency, company advice, claims against directors, shareholder disputes, trust litigation, distressed funds, banking and contractual disputes, insurance, property, judicial review and IP disputes.

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With more than 1,100 lawyers and legal practitioners in 26 offices worldwide, Bird & Bird has the international coverage, deep industry knowledge and full range of legal services to offer you the commercial advantage, whichever sector you are in, including aviation & aerospace, communications, electronics, energy & utilities, financial services, healthcare, information technology, life sciences, media and sports.



International offshore law firm Conyers Dill & Pearman's BVI-based Litigation & Restructuring practice is globally renowned and is consistently ranked Tier 1 in leading legal directories.

WELCOME DINNER SPONSORS



Astigarraga Davis is a specialized commercial law firm with a practice focused on asset recovery and financial fraud (representing victims of fraud and corruption), bankruptcy and creditors' rights litigation (representing banks and other creditors), and international litigation and arbitration. Our firm has located and pursued fraudsters who have victimized governments, financial institutions, private entities and individuals.



Martin Kenney & Co., Solicitors, based in the British Virgin Islands, is recognised as a preeminent law firm in the highly specialised field of fraud investigation, asset-tracing and recovery. Our team of lawyers, investigators and forensic accountants is happy to support C5's annual forum on fraud and asset recovery which brings together the very best specialists in the field.

REFRESHMENT BREAK SPONSOR



Schellenberg Wittmer Ltd is one of the leading business law firms in Switzerland. Our lawyers in Zurich and Geneva provide comprehensive legal services to domestic and international clients in all aspects of business law. www.swlegal.ch

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Essex Court Chambers is a leading set of barristers' chambers, specialising in commercial, international and public law. Members advise and act in a broad range of litigation, arbitration and dispute resolution worldwide, including commercial fraud, asset tracing and recovery.

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October 17th & 18th 2016 | Four Seasons Hotel | Miami

C5's 5th Forum

FRAUD, ASSET TRACING AND RECOVERY MIAMI

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Registration Code B00-596-596L17.WEB

2 Select your Level of Engagement

	Register & Pay by 12 Aug, 2016	Register & Pay by 23 Sept, 2016	Register & Pay after 23 Sept, 2016
<input type="checkbox"/> ELITEPASS* : Conference & Boat Cruise	\$2245 USD	\$2445 USD	\$2645 USD
<input type="checkbox"/> Conference Only	\$1995 USD	\$2195 USD	\$2395 USD
<input type="checkbox"/> Conference Materials Only	\$595 USD		

All Delegates will receive an online link to access the conference materials as part of their registration fee. Conference materials are available 2 working days post event

*ELITEPASS is recommended for maximum learning and networking value.

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Fee Includes

The program, all program materials, refreshment breaks and lunches.

Conference Code 596L17-MIA

Terms and Conditions

Payment Policy

Payment must be received in full by the conference date to ensure admittance. All discounts will be applied to the Conference Only fee (excluding add-ons), cannot be combined with any other offer, and must be paid in full at time of order. Group discounts available to 2 or more individuals employed by the same organisation, when registering at the same time.

Delegate Substitutions and Cancellations

You must notify us by email at least 48 hrs in advance of the conference if you wish to send a substitute participant. If you are unable to find a substitute, please notify us in writing no later than 10 days prior to the conference date. All cancellations received will be subject to a cancellation fee of \$350. Delegates opting to receive a credit voucher will receive a credit for the full amount paid, redeemable against any other C5 conference in the next 12 months.

No credits or refunds will be given for cancellations received within 10 days of the conference start date. Delegates may not "share" a pass between multiple attendees without prior authorisation. No liability is assumed by C5 for changes in program date, content, speakers or venue. C5 reserves the right to cancel any conference it deems necessary and will, in such event, make a full refund of any registration fee, but will not be responsible for airfare, hotel or other costs incurred by registrants.

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5 Accept the Terms and Conditions to Register

Venue Information at a Glance

Date: October 17th & 18th 2016
Time: 9.00 – 5.30
Venue: Four Seasons Hotel
Address: 1435 Brickell Ave, Miami, FL 33131, United States
Telephone: +1 (0)305 358 3535

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