



NEW YORK STATE BAR ASSOCIATION  
**INTERNATIONAL SECTION**

# Global Conference 2019: A World of Many Voices, United in Our Diversity

**Tokyo, Japan | November 5-8, 2019**

[www.nysba.org/tokyo2019](http://www.nysba.org/tokyo2019)



## **International Section Chair:**

Diane O'Connell, PriceWaterhouseCoopers LLP, New York

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Edward K. Lenci, Hinshaw & Culbertson LLP, New York

Tsugumichi Watanabe, Morgan, Lewis & Bockius LLP, Tokyo

Miriam Rose Ivan L. Pereira, Oh-Ebashi LPC & Partners, Tokyo

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Taro Tsunoda, Anderson Mori & Tomotsune, Tokyo

Harumichi Uchida, TMI Associates, Tokyo

Gonzalo Zeballos, BakerHostetler LLP, New York



## TRAVEL INFORMATION

### Hilton Tokyo

6-6-2 Nishi-Shinjuku  
Shinjuku-ku, Tokyo, Japan 160-0023

#### Hotel Reservations

The 2019 Global Conference will be held at the Hilton Tokyo. The deadline to submit hotel reservations at the conference rate is October 21, 2019. Availability of rooms is only guaranteed up to the cut-off date and reservations received after the above date are accepted on a space and rate availability basis and cannot be guaranteed at the conference rate.

There are limited rooms in each category, so we recommend you reserve your room as soon as possible.

Discounted daily room rates, which include internet access, for this program are:

Single Room: JPY 42,213 (approximately \$385 USD) per night– bed type will either be twin or queen

Double Room: JPY 48,380 (approximately \$440 USD) per night – bed type will either be twin, queen or king

Rooms are inclusive of buffet breakfast, 13% service charge, 10% taxes and accommodation tax and wifi.

**Reserve your hotel room today! [www.nysba.org/tokyohotel](http://www.nysba.org/tokyohotel)**



## IMPORTANT INFORMATION

### 18.5 TOTAL MCLE Credits: 18.5 Areas of Professional Practice | Non-transitional

This program will satisfy up to 18.5 NY MCLE credit hours in the professional practice category. This program will not qualify for newly admitted attorneys because it is not a basic practical skills program.

**Discounts and Scholarships:** New York State Bar Association members and non-members may receive financial aid to attend this program.

Under this policy, anyone who requires financial aid may apply in writing, not later than 20 working days prior to the start of the program, explaining the basis of his/her hardship, and if approved, can receive a discount or scholarship, depending on the circumstances. To apply, please send your request to Tiffany Bardwell at: New York State Bar Association, One Elk Street, Albany, New York 12207, or [tbardwell@nysba.org](mailto:tbardwell@nysba.org). Scholarships are for the CLE portion of the program only and not evening and social functions or tours.

**Accommodations for Persons with Disabilities:** NYSBA will make reasonable modifications/accommodations to allow participation in its services, programs, or activities by persons with disabilities. NYSBA will provide auxiliary aids and services upon request. NYSBA will remove architectural barriers and communication barriers that are structural in nature where readily achievable. To request auxiliary aids or services or if you have any questions regarding accessibility, please contact Tiffany Bardwell at [tbardwell@nysba.org](mailto:tbardwell@nysba.org) or 1-518-487-5675.

#### Dress Code:

- Conference Panels, Plenaries and Lunches: Business Attire or Business Casual
- Wednesday and Thursday evening receptions/dinners: Business Attire
- Friday Gala Dinner: Business Attire or Semi-Formal (ex. cocktail dresses and suits are appropriate)

## SCHEDULE OF EVENTS

Tuesday, November 5

**At the offices of Oh-Ebashi LPC & Partners, Tokyo** | 2F Kishimoto Building, 2-2-1 Marunouchi, Chiyoda-ku, Tokyo

12:30–2:00 pm	Executive Committee Luncheon Meeting
2:00–3:30 pm	Chapter Chairs Meeting
3:30–5:00 pm	Latin American Council Meeting
6:00 pm	Bus transfers from Hilton Tokyo to EC Dinner (EC and Steering Committee members only)
6:30 pm	<b>Executive and Steering Committees' Dinner</b>   The Palace of Tokyo
9:00 pm	Bus transfers from EC Dinner to Hilton Tokyo

Wednesday, November 6

8:15–8:25 am **Welcome** | Diane O'Connell, International Section Chair

8:30 am–12 pm  
2.5 Skills Credits  
1.0 Ethics Credit

### **Mock International Arbitration & Advocacy Workshop**

A mock arbitration problem will be used to demonstrate advocacy techniques in international arbitration. Designed for counsel, arbitrators, in-house counsel, and anyone interested in international arbitration, this extended session will feature experienced international arbitration practitioners making brief presentations on best practices for international advocacy and participating in mock arbitration sessions. Our workshop will consider how international advocacy differs from advocacy in national courts, and how practitioners may most effectively advocate for their clients amid a diversity of cultures, legal traditions, and ethical requirements.

### **Advocacy & Ethics in International Arbitration**

**Moderator:** Jordan Tan, Clifford Chance, Singapore

#### **Panelists:**

Jessica Fei, Herbert Smith, Beijing  
Haig Oghigian, Squire Patton Boggs, Tokyo  
Carlos Ramos-Mrosovsky, Alston & Bird, New York  
Nancy Thevenin, Thevenin Arbitration & ADR, New York  
Christine Artero, Singapore Arbitration Chambers

### **Mock Arbitration #1**

**Tribunal:** Alex Yanos, Alston & Bird, New York; Kevin Tan, Rajah & Tann, Singapore; Tomoko Kamikawa, Matsui & Kamikawa, Osaka

**Counsel for the Claimant:** Asuza Saito, Nishimura & Asahi NY LLP, New York; Daniel Allen, Mori Hamada & Matsumoto, Tokyo

**Counsel for the Respondent:** Francisco Franco-Rodriguez, Baker McKenzie, Mexico City; Masafumi Kodama, Kitahama Partners, Osaka

**Secretary to the Tribunal/Alternate:** Yoshinori Tatsuno, Mori Hamada & Matsumoto, Tokyo

### **Mock Arbitration #2**

**Tribunal:** Haig Oghigian, Squire Patton Boggs, Tokyo; Gonzalo Zeballos, Baker Hostetler, New York; May Kim Ho, Singapore

**Counsel for the Claimant:** Yoko Maeda, City Yuwa Partners, Tokyo; Evan Michailidis, Duane Morris, New York

**Counsel for the Respondent:** Yuko Kanamaru, Mori Hamada & Matsumoto, Tokyo; Kimarie Cheang, HFW, Singapore

12:00–1:20 pm Networking Lunch

## SCHEDULE OF EVENTS

1:25–3:30 pm  
2.0 Credits

### **The A-Team: We Love It When Your Arbitration Comes Together**

This plenary session brings together leading arbitral institutions and seasoned practitioners in the Asia-Pacific region – our amazing A-Team! Listen to recent ADR developments and future trends in their respective jurisdictions, including Hong Kong, Japan, Korea, Philippines, Singapore, Ireland, Paris, Stockholm and the US. Learn how diversity and competition are driving them to constantly innovate as illustrated by their rules to promote efficiency, transparency and diversity (e.g., the Arbitration Pledge) as well as their rules on arb-med-arb/mediation, early dismissals, expedited procedures, and emergency arbitrators. US panelists will also exchange views with their Asian counterparts on a variety of hot topics, collaborative efforts, and best practices.

#### **Co-Chairs:**

Yoshimasa Furuta, of Anderson Mori & Tomotsune, Tokyo. In addition to his international arbitration practice, Mr. Furuta is a managing director of the Japan Association of Arbitrators (JAA) and a founding member of the new Japan International Dispute Resolution Center (JIDRC).

Jay G. Safer, of Wollmuth Maher & Deutsch LLP, New York. In addition to his international arbitration and litigation practice, Mr. Safer is a Lecturer in Law and an Adjunct Professor at Columbia University School of Law and at Fordham University School of Law and on the AAA Roster of Neutrals for Commercial Cases.

Ron Soffer, Soffer Advocats, Paris. In addition to his international arbitration practice, Mr. Soffer has taught on the Faculty of Law of the Hebrew University of Jerusalem and is a member of the Panel of Arbitrators of the International Centre for Dispute Resolution and a Fellow of the Chartered Institute of Arbitrators.

#### **Panelists:**

Marc L. Abrams, Board Member, AIDA Reinsurance and Insurance Arbitration Society (ARIAS) – U.S., and Partner, Mintz Levin, New York

Mingchao Fan, Regional Director, Arbitration & ADR for North Asia, International Chamber of Commerce (ICC), Shanghai

Sarah Grimmer, Secretary-General, Hong Kong International Arbitration Centre (HKIAC), Hong Kong  
Prof. Yoshihisa Hayakawa, Rikkyo University, Secretary General, Japan International Dispute Resolution Center (JIDRC), and Partner, Uryu & Itoga, Tokyo

Kap-You (Kevin) Kim, President, Korean Council for International Arbitration (KOCIA), and Senior Partner, Bae Kim Lee, LLC, Seoul

Michael D. Lee, Vice President, International Centre for Dispute Resolution (ICDR), Singapore, American Arbitration Association (AAA), Singapore

Donemark J. L. Calimon, Secretary General, Philippine International Center for Conflict Resolution (PICCR), and Partner, Quisumbing Torres, Manila

Ranse Howell, Director of International Operations, JAMS, Washington DC/London

Kristin Campbell-Wilson, Deputy Secretary General, of the Arbitration Institute of the Stockholm Chamber of Commerce (SCC), Stockholm

Edward K. Lenci, on behalf of Arbitration Ireland, and Partner, Hinshaw & Culbertson LLP, New York

3:30–4:00 pm

Networking Break

4:00–5:30 pm  
1.5 Credits

### **Judicial/International Litigation Plenary**

#### **Co-Chairs:**

Neil A. Quartaro, Watson Farley & Williams LLP, New York

Hyun Suk Choi, Choi & Park, LLC, New York

#### **Panelists:**

Judge Loretta Preska: Senior US District Judge and former Chief Judge of the US District Court for the Southern District of New York

Judge Woojin Kim: Chief Researcher, Judicial Policy Research Institute of the Supreme Court of Korea; Presiding Judge, the Seoul High Court

5:30 pm

**President's Welcome Reception** | Featuring NYSBA President, Henry M. Greenberg  
Hilton Tokyo, Sakura Ballroom

6:30 pm

**Welcome Dinner** | Hilton Tokyo, Fuji Ballroom

## SCHEDULE OF EVENTS

Thursday, November 7

8:30–10:00 am **General Counsel Roundtable | Plenary**

1.5 credits

**Co-Chairs:**

Tomoyuki Otsuki, Senior Counsel Law, Intellectual Property and Compliance, IBM Japan, Ltd., Tokyo  
Diane O’Connell, PriceWaterhouseCoopers LLP, New York

**Panelists:**

Prof. Teruo Saito, Meiji University Law School, former General Counsel of AIG Japan, and of counsel, Anderson Mori & Tomotsune, Tokyo

Piyasena Perera, Corporate Finance Attorney, Softbank Investment Advisers, London

10:00–10:30 am Networking Break

10:30 am–12:00 pm 1.5 Credits

Track 1 Disputes	Track 2 Corporate/Transactional	Track 3 Special Interest
<p><b>PANEL 1</b> <b>Challenges in Cross-Border White Collar Criminal Investigations</b></p> <p>This panel will explore the role of in-house and outside counsel in internal investigations, representation of the company and company employees, privilege considerations (both corporate and individual), coordination of investigations in different countries, self-reporting to government officials, document production and preserving confidentiality, and jurisdictional considerations.</p> <p><b>Co-Chairs:</b> Atsushi Yamada, Anderson Mori &amp; Tomotsune, Tokyo Jay Himes, Labaton Sucharow LLP, New York</p> <p><b>Panelists:</b> Daniel J. Fetterman, Kasowitz Benson Torres LLP, New York Eriko Watanabe, Nagashima Ohno &amp; Tsunematsu, Tokyo Dominique Lombardi, Rajah &amp; Tann LLP, Singapore Nobuaki Mukai, Momo-o, Matsuo &amp; Namba, Tokyo Lisa P. Phelan, Morrison Foerster LLP, Washington, DC</p>	<p><b>PANEL 2</b> <b>Drafting Distribution Contracts Around the World: A Practical Guide</b></p> <p>Distribution contracts are fundamental to international distribution of goods. We will take a practical approach to drafting issues for key contract provisions from the perspective of key regions of the world, and pay particular attention to how suppliers and distributors can address the disruptive complications arising from the explosive growth of e-commerce intermediaries and their disregard for distribution territories.</p> <p><b>Co-Chairs:</b> Nagako Oe, TMI Associates, Tokyo Andre R. Jaglom, Tannenbaum Helpert Syracuse &amp; Hirschtritt LLP, New York</p> <p><b>Panelists:</b> Hernán Pacheco O., EY Law S.A., San José, Costa Rica George Ribeiro, Ribeiro Hui, Hong Kong Michele S. Riley, Columbia University, International Center for Cooperation and Conflict Resolution, New York Sofia Cerqueira Serra, Morais Leitão, Galvão Teles, Soares da Silva, Lisbon</p>	<p><b>PANEL 3</b> <b>Ready for Investment in North Korea? Exploring Possible Legal Framework for Foreign Direct Investment in North Korea</b></p> <p>In light of a complex and evolving relationship between North Korea, its neighbors, and the United States, this panel will explore the following topics: overview of the Foreign Direct Investment Law of North Korea; lessons learned from the Kaesong Industrial Region and Rason Special Economic Zone in North Korea; possible legal and economic framework for North Korea and foreign investors; independent dispute resolution system; and the current status of international sanctions on North Korea</p> <p><b>Co-Chairs:</b> Hyun Suk Choi, Choi &amp; Park, LLC, New York Carlos Ramos-Mrosovsky, Alston &amp; Bird, New York</p> <p><b>Panelists:</b> Prof. Mitsuhiro Mimura, Economic Research Institute for Northeast Asia (ERINA), Niigata Glen N. Kelley, Jacobson Burton Kelley, Washington, DC Cheol Jeong, Jipyong, Seoul</p>

12:15–1:50 pm **Lunch | Keynote Speaker: Hon. Kunio Hamada**, former Justice of the Supreme Court of Japan and founding partner, Mori Hamada & Matsumoto, Tokyo

## SCHEDULE OF EVENTS

2:00–3:30 pm      1.5 Credits

Track 1 Disputes	Track 2 Corporate/Transactional	Track 3 Special Interest
<p><b>PANEL 4</b>  <b>Freezing Orders and Other Extraordinary Injunctive Relief in North America, Asia, and Europe: What Cross-Border Litigators Need to Know</b></p> <p>The panelists will discuss freezing orders, also known as Mareva Injunctions in certain common law jurisdictions, and other injunctive reliefs offered to plaintiffs in North America, Asia and Europe, and how this could affect US-based parties and cross-border litigation.</p> <p><b>Co-Chairs:</b>            Prof. Naoki Kanayama, Keio University Law School, Tokyo            Chris Semerjian, Fasken, Montreal</p> <p><b>Panelists:</b>            Gonzalo S. Zeballos, Esq, Baker Hostetler, New York            Dongfeng Zhao, JustFaith Law, Beijing            Sophia Yeh, Tsar &amp; Tsai, Taipei            François Berbinau, BFPL Avocats, Paris</p>	<p><b>PANEL 5</b>  <b>The Increasing Importance of Trade-Secret Protections</b></p> <p>In our global economy, trade secrets are an increasingly important means of protecting intellectual property rights that are not subject to, or suited for, copyright or patent protection. This panel will explore the development and application of trade secret laws in various jurisdictions, which is also the primary topic covered in the Summer 2019 edition of the International Law Section’s Practicum publication.</p> <p><b>Co-Chairs:</b>            Takanori Abe, Abe &amp; Partners, Osaka            Torsten M. Kracht, Hunton Andrews Kurth LLP, Washington, DC</p> <p><b>Panelists:</b>            Eriko Hayashi, Oh-Ebashi LPC &amp; Partners, Tokyo            Dr. Sebastian Heim, Beiten Burkhardt, Munich            Chris Williams, Gilbert + Tobin, Sydney            Chun Y. Yang, Kim &amp; Chang, Seoul</p>	<p><b>PANEL 6</b>  <b>Tax Multilateralism – Panacea against Tax Abuse? Or Just a Taxpayer Compliance Nightmare!</b></p> <p>The real world implementation of OECD’s BEPS Project presents tax planning and compliance issues for multinational enterprises and their advisors. Addressing these will be time-consuming and expensive; perhaps, not quite the task of cleaning the Augean stable, but difficult nevertheless. This panel will discuss (i) the procedures and problems for MLEs in gathering and transmitting tax information relating to CbC (country by country) reporting, including confidentiality concerns, taxpayer safeguards on competent authority requests for information, and bilateral tax examinations, and (ii) the BEPS Multilateral Instrument (“MLI”) which modifies bilateral tax treaties to promote greater uniformity and reduce opportunities for tax avoidance.</p> <p><b>Co-Chairs:</b>            Shigeki Minami, Nagashima Ohno &amp; Tsunematsu, Tokyo            James R. Shorter, Jr., Shorter Law Offices, New York</p> <p><b>Panelists:</b>            Pere Pons, Chevez, Ruiz, Zamarripa, S.L., Madrid            Peter Utterstrom, Peter Utterström Advokat AB, Stockholm            Makoto Sakai, Mori Hamada &amp; Matsumoto, Tokyo            Mark Anthony P. Tamayo, Mata-Perez, Tamayo &amp; Francisco, Salcedo Village, Makati City</p>

3:30–4:00 pm      Networking Break

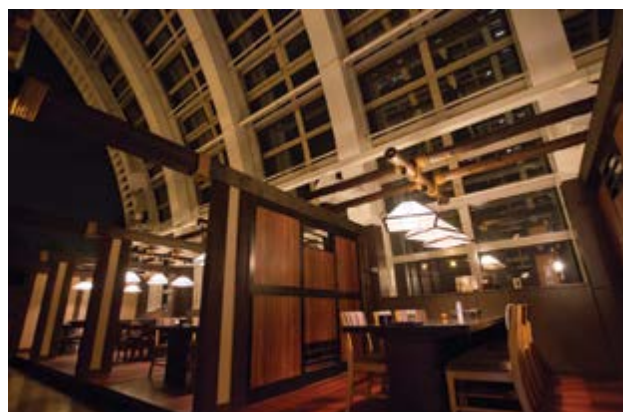
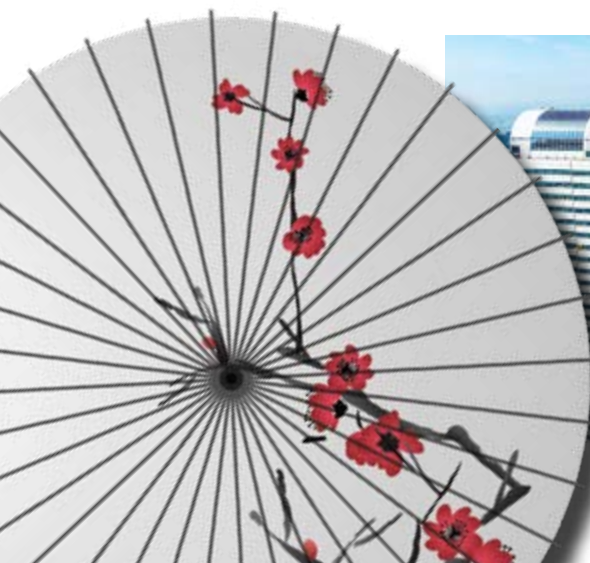


# SCHEDULE OF EVENTS

4:00–5:30 pm 1.5 Credits

Track 1 <b>Disputes</b>	Track 2 <b>Corporate/Transactional</b>	Track 3 <b>Special Interest</b>
<p><b>PANEL 7</b>  <b>Current Issues for US and Japanese Businesses, with a Focus on Jurisdiction</b></p> <p>The panel will discuss commercial litigation risks faced by Japanese businesses, with a focus on jurisdictional issues. The topics will include jurisdictional reach of US courts in commercial litigation, jurisdictional reach of Japanese courts internationally, US-Japan parallel litigation, and white-collar defense perspective, as well as observations related to other Asian countries. The panel will discuss practical issues and cautionary tales and will offer helpful tips and possible solutions for Japanese businesses.</p> <p><b>Co-Chairs:</b>            Yasuhiro Saito, Saito Law Group PLLC, New York            Prof. Margaret McGuinness, St. John's University Law School, New York</p> <p><b>Panelists:</b>            Satoru Nagasaka, TMI Associates, Tokyo            Teruo Saito, Anderson Mori &amp; Tomotsune (former General Counsel of AIG Japan), Tokyo            Howard Fischer, Moses &amp; Singer LLP, New York            Douglas K. Freeman, Law Offices of Douglas K. Freeman, Tokyo            Kyeong Catherine Kim, DR &amp; AJU LLC, Seoul            Bianca Lin, Allegaert Berger &amp; Vogel LLP, New York</p>	<p><b>PANEL 8</b>  <b>Cross-border M&amp;A and Protectionism</b></p> <p>The panel will discuss implications of recent changes in foreign investment control on cross-border M&amp;A transactions in the respective jurisdictions of the panelists. It will outline changes in legislation and in the application of foreign investment control laws by governmental authorities and talk about M&amp;A transactions where foreign investment control played a significant role.</p> <p><b>Co-Chairs:</b>            Takayuki Kihira, Mori Hamada &amp; Matsumoto, Tokyo            Anna Dąbrowska, Wardyński &amp; Partners, Warsaw            Torsten Rosenboom, Watson Farley &amp; Williams, Frankfurt</p> <p><b>Panelists:</b>            Kenneth Lebrun, Davis Polk &amp; Wardwell LLP, Tokyo            Avimukt Dar, Indus Law, New Delhi            Daniel He, Junhe LLP, Shanghai            Robert J. Leo, Meeks, Sheppard, Leo &amp; Pillsbury, New York            Kosuke Hamaguchi, Nagashima Ohno &amp; Tsunematsu, Tokyo</p>	<p><b>PANEL 9</b>  <b>A Century of Trust Law in Asia and in North America</b></p> <p>Japan adopted a Trust Law in 1926, followed by Korea, China, and Taiwan. This panel will focus on the lessons to be learned from the Asian and North American experience of trusts, looking to what North America can learn from Asia about commercial trusts and what Asia can learn from North America about trusts for wealth preservation and transmission.</p> <p><b>Co-Chairs:</b>            Lusina Ho, Professor, University of Hong Kong            Michael W. Galligan, Phillips Nizer LLP, New York</p> <p><b>Panelists:</b>            Makato Arai, University of Tsukuba, Tokyo            Rachel Blumenfeld, Aird &amp; Berlis, Toronto            Hao Wang, Rayyin Partners, Beijing            Tang Hang Wu, Professor, Singapore Management University, Singapore</p>

6:30 pm Bus transfers from Hilton Tokyo to Hokkaido restaurant  
 7:00 pm **Dinner at Hokkaido restaurant** | Nishi-Shinjuku 6 5 1 Shinjuku Island Tower 44F, Tokyo  
 9:30 pm Bus transfers from Hokkaido restaurant to Hilton Tokyo





## SCHEDULE OF EVENTS

Friday, November 8

8:30–10:00 am  
1.5 credits

### **Human Rights Plenary | Human Rights in Daily Life**

Like the law, human rights is a seamless web that touches every aspect of our lives. This plenary will focus on three of them: Human Trafficking, Diversity and Inclusion, and Marriage Equality. The panelists will provide an overview of the law in each area along with their views on a variety of hot topics.

#### **Human Trafficking**

**Chair:**

Prof. Osamu Arakaki, International Law, International Christian University, Tokyo

**Panelists:**

Alexandra Piscionere, International Center for Missing and Exploited Children, Singapore  
Caroline Fish, DLA Piper, LLP, New York

#### **Diversity and Inclusion**

**Chair:**

Kenneth G. Standard, Epstein Becker Green, New York

**Panelists:**

Ulrich Fobian, Weavind & Weavind, South Africa  
D.L. Morriss, Hinshaw & Culberston LLP, Chicago  
Miriam R. Schindel, Jackson Lewis, PC, New York

#### **LGBTQ/Marriage Equality**

**Chair:**

Janiece Brown Spitzmueller, Global Digital Productions LLC, New York

**Panelists:**

Alexander Dmitrenko, Freshfields Bruckhaus Deringer, Tokyo  
Rika Beppu, Squire, Patton & Boggs, Tokyo  
Hanae Fujinami, Morrison & Foerster, Tokyo

10:00–10:30 am

Networking Break



# SCHEDULE OF EVENTS

10:30 am–12:00 pm 1.5 credits

Track 1 Disputes	Track 2 Corporate/Transactional	Track 3 Special Interest
<p><b>PANEL 10</b> <b>Cross-Border Insolvency</b></p> <p>Cross-border insolvencies have become increasingly prevalent, as more and more businesses with overseas facilities, employees and debtor/creditor relationships face financial failure. The legal rules governing liquidation or rehabilitation of an insolvent multinational enterprise must be accompanied by efforts to harmonize global proceedings. This panel will include an overview and comparison of insolvency laws in Japan and the U.S., using the recent Takata bankruptcy case as a case study. It will also examine significant asset sales in Takata and other cross-border cases.</p> <p><b>Panel Chair:</b> William H. Schrag, Thompson Hine LLP, New York</p> <p><b>Panelists:</b> Shin-ichiro Abe, Kasumigaseki International Law Office, Tokyo Mark D. Bloom, Greenberg Traurig, LLP, Miami Tomohiro Okawa, Nagashima Ohno &amp; Tsunematsu, Tokyo Gavin Westerman, Weil, Gotshal &amp; Manges LLP, New York</p>	<p><b>PANEL 11</b> <b>Cross-Border Protection of Design</b></p> <p>The panel will discuss design law and related IP rights in Japan, China, UE, US and Central America and how to obtain best crossborder protection. Panelists will focus on its legal definition, what can be protected, means of protection and registration process, validity requirements, scope of protection, licensing and transfer issues, infringement and litigation. And, finally, best practices for design protection.</p> <p><b>Co-Chairs:</b> Takashi Hirose, Oh-Ebashi LPC &amp; Partners, Tokyo Mary Fernández, Headrick Rizik Alvarez &amp; Fernández, Santo Domingo</p> <p><b>Panelists:</b> Pierodavide Leardi, Studio Leardi, Milan Mitsuko Miyagawa, TMI Associates, Tokyo Oren J. Warshavsky, BakerHostetler, New York Lili Wu, Han Kun Law Offices, Beijing</p>	<p><b>PANEL 12</b> <b>Competition Enforcement of Digital Platforms in the US and Japan</b></p> <p>The panel will explore how current competition law is being applied to technology platforms, particularly those focused on e-commerce, advertising, social networking and digital goods. The panel will consider the adequacy or appropriateness of using traditional antitrust rules to regulate digital platforms, taking into account economic and societal factors that can be or should be analyzed to answer critical competition questions. The panel will also discuss recent trends and future developments.</p> <p><b>Co-Chairs:</b> Yuichi Oda, Oh-Ebashi LPC &amp; Partners, Tokyo Jeffrey C. Bank, Wilson Sonsini Goodrich &amp; Rosati, PC, New York</p> <p><b>Panelists:</b> Prof. Kensuke Kubo, Keio University, Tokyo</p>



# SCHEDULE OF EVENTS

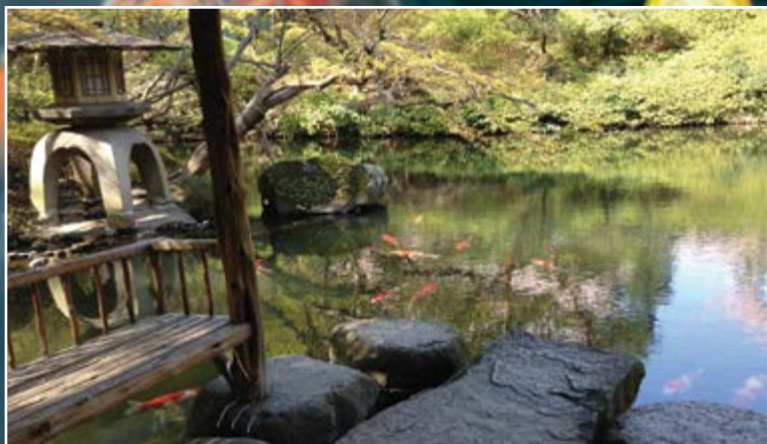
12:15–1:50 pm **Luncheon – speaker to be announced**  
 2:00–3:30 pm 1.5 Credits

Track 1 <b>Disputes</b>	Track 2 <b>Corporate/Transactional</b>	Track 3 <b>Special Interest</b>
<p><b>PANEL 13</b>  <b>Japan, China, Korea &amp; the U.S.: Contrasts in Workplace Law &amp; Culture</b></p> <p>The relationship between Japan, China, and Korea - the three greatest economies and powers of Asia - has sometimes been contentious. But how do their workplace practices, work ethic, employee rights, treatment of women and minorities, and codes of conduct compare? How do these practices affect their global cultural influence? And finally, how do they compare with U.S. employment? Japanese, Chinese, Korean and U.S. attorneys will consider these vital issues in an illuminating roundtable setting.</p> <p><b>Co-Chairs:</b>                      Hironobu Tsukamoto, Nagashima Ohno &amp; Tsunematsu NY LLP, New York                      Philip Berkowitz, Littler Mendelson, P.C., New York</p> <p><b>Panelists:</b>                      George A. Pierce, SVP and General Counsel, Toyota Tsusho (America) Inc., New York                      Lucy Lu, Partner, King &amp; Wood Mallesons, Shanghai                      Alan Wong, SVP and Head of Human Resources, Bank of China, New York Branch, New York                      Hoin Lee, Senior Foreign Attorney, Kim &amp; Chang, Seoul                      Richard Goldstein, Goldstein &amp; Lee, P.C., New York and London</p>	<p><b>PANEL 14</b>  <b>The Global Expansion of Shareholder Activism</b></p> <p>Shareholder activism, in which investors purchase shares of a company and agitate for some sort of strategic shift – buy back of shares, sell assets, sell the company, etc. – is a growing phenomenon globally. This panel will discuss trends in shareholder activism in various jurisdictions, including Japan, the United States, China and Europe. The topics of discussion will include the tactics used, demands typically made, the legal regimes applicable to activism, and the defenses available to target companies.</p> <p><b>Co-Chairs:</b>                      Gregory Ostling, Wachtell, Lipton, Rosen &amp; Katz, New York                      Carl-Olof Bouveng, Cirio Advokatbyrå, Stockholm</p> <p><b>Panelists:</b>                      Gaku Ishiwata, Mori, Hamada &amp; Matsumoto, Tokyo                      Nels Hansen, White &amp; Case, Tokyo                      Andreas W. Mayr, Dorda Rechtsanwälte GmbH, Vienna                      Jianwei Zhang, JunHe, Beijing                      Azish Filabi, Blackrock, New York                      Hernán Pacheco O., EY Law S.A., San José, Costa Rica</p>	<p><b>PANEL 15</b>  <b>Cyber and Data Security: What to Do When Your Company or Your Client is Hacked</b></p> <p>This session will focus on cross-border data breach issues identifying</p> <ul style="list-style-type: none"> <li>- the regional threat landscape;</li> <li>- the risks and obligations that arise in the event of a data breach involving multi-jurisdiction data (US, EU, Asia and Latin/ South Americas);</li> <li>- best practices for effective handling, including,                             <ul style="list-style-type: none"> <li>+ incident preparedness and response</li> <li>+ technical investigations</li> <li>+ crisis communications</li> </ul> </li> </ul> <p><b>Co-Chairs:</b>                      Scott A. Warren, Squire Patton Boggs, Tokyo                      Jonathan Armstrong, Cordery Legal Compliance, London</p> <p><b>Panelists:</b>                      Alejandro Maria Massot, Estudio Randle Abogados, Buenos Aires                      Jonathan Crompton, RPC, Hong Kong                      Paul Jackson, Managing Director and APAC Cyber Risk Practice Leader, Kroll, Hong Kong                      Shinichi Tanaka, President, Fleishman Hillard, Japan</p>



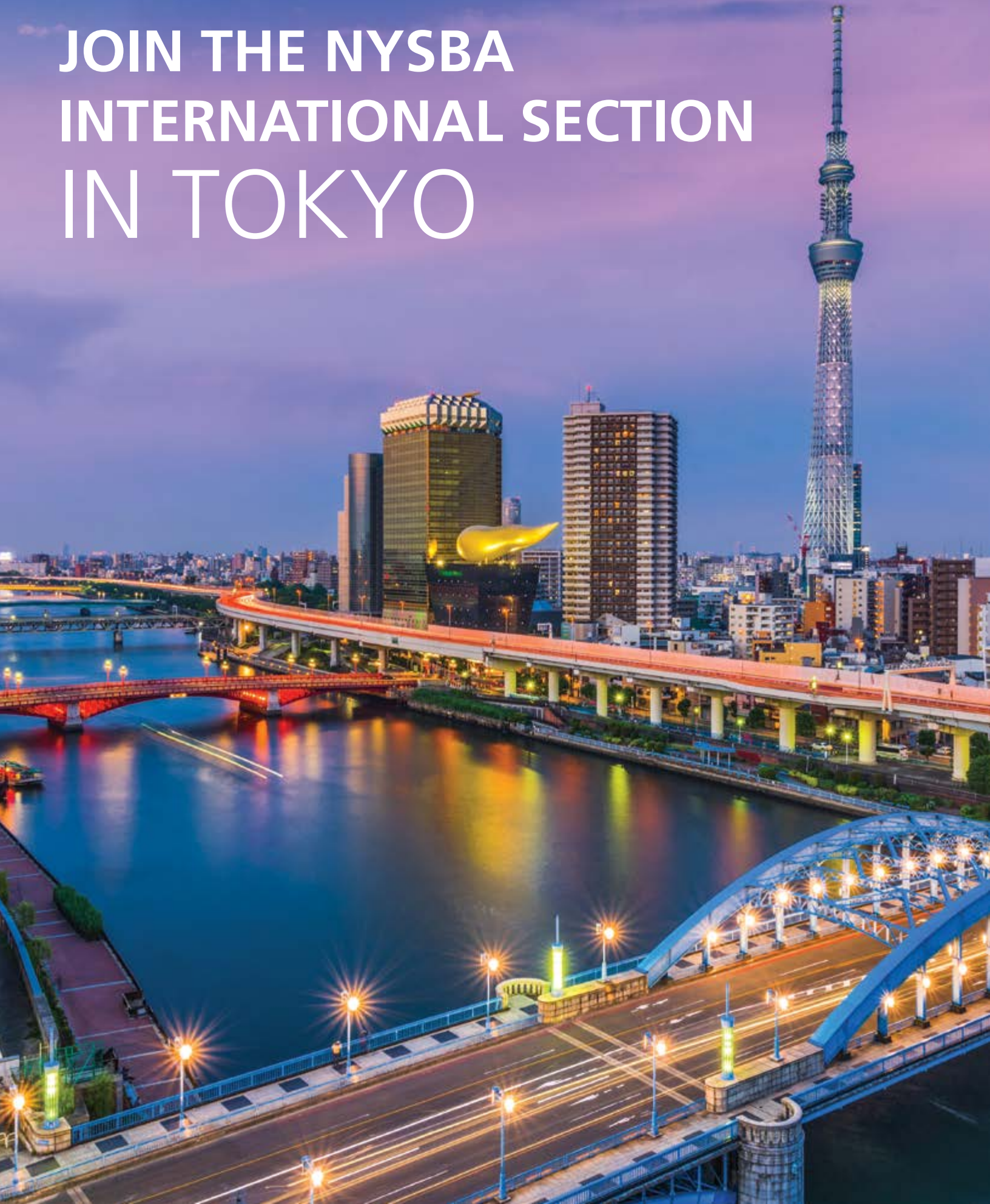
Track 1 Disputes	Track 2 Corporate/Transactional	Track 3 Special Interest
<p><b>PANEL 16</b>  <b>Chasing Plunder Restitution of Ill-Gotten Gains in Different Fora</b></p> <p>This panel will explore the use of U.S.-based recovery mechanisms for the return of funds wrongfully obtained, whether by actions taken in the U.S., or outside the U.S. The recovery mechanisms which would be discussed by our panel are the following: international arbitration, mediation, litigation in federal, bankruptcy and state courts.</p> <p><b>Co-Chairs:</b>                      Hiroyuki Tezuka, Nishimura &amp; Asahi, Tokyo                      William G. Primps, Locke Lord LLP, New York</p> <p><b>Panelists:</b>                      Yuri Sugano, Nishimura &amp; Asahi, Tokyo                      James Dubow, Alvarez &amp; Marsal, Hong Kong                      Ron Thompson, Alvarez &amp; Marsal, Hong Kong                      Teresa Rosen Peacocke, Outer Temple Chambers, London</p>	<p><b>PANEL 17</b>  <b>Ethical Issues for Lawyers and Law Firms Concerning Cybersecurity</b></p> <p>A vibrant discussion of ethical considerations raised by multinational cybersecurity and data privacy issues in law practice. Is compliance enough? Is it an IT issue? A professional issue? Both? What must a lawyer understand about law practice technology? What are the risks to your firm and to your clients? Do lawyers' and law firms' responsibilities vary from nation to nation?</p> <p><b>Co-Chairs:</b>                      Atsushi Okada, Mori Hamada &amp; Matsumoto, Tokyo                      Andre R. Jaglom, Tannenbaum Helpert Syracuse &amp; Hirschtitt LLP, New York</p> <p><b>Panelists:</b>                      Diane O'Connell, PriceWaterhouseCoopers LLP, New York                      Jonathan Armstrong, Cordery, London                      Mary Fernández, Headrick Rizik Alvarez &amp; Fernández, Santo Domingo, Dominican Republic                      Scott A. Warren, Squire Patton Boggs, Tokyo</p>	<p><b>PANEL 18</b>  <b>Asian/North American Estate Planning for the Coming Decade</b></p> <p>This panel will consider the challenges and opportunities for wealth planning preservation and transfer for individuals, families and family trusts and companies with ties particularly with Japan, China, Korea, the United States and Canada, with a particular focus on the civil law of succession in Asia and relevant tax treaties.</p> <p><b>Co-Chairs:</b>                      Glenn Fox, Baker McKenzie, New York                      Tomoko Nakada, Hokusei Law Office, Tokyo, Japan</p> <p><b>Panelists:</b>                      Michael Shikuma, Shikuma Law Office, Tokyo                      Rachel Blumenfeld, Aird Berlis, Toronto                      Takashi Saida, Nagashima Ohno &amp; Tsunematsu, Tokyo                      Soo Jeong Ang, Yulchon LLC, Seoul                      Jane Yuan, Zhong Lun Law Firm, Shanghai</p>

6:30 pm Bus transfers from Hilton Tokyo to Happon Gardens  
 7:00 pm **Gala Reception and Dinner at Happon Gardens** | 1 Chome-1-1 Shirokanedai, Minato City, Tokyo  
 10:00 pm Bus transfers from Happon to Hilton Tokyo



## SPONSORS

# JOIN THE NYSBA INTERNATIONAL SECTION IN TOKYO



**International Section Global Conference 2019 – Registration Form**  
Tokyo | November 5-8, 2019

**I. REGISTRANT INFORMATION**

Name \_\_\_\_\_  
 Company/Law Firm \_\_\_\_\_  
 Address \_\_\_\_\_  
 City \_\_\_\_\_ State \_\_\_\_\_  
 Zip \_\_\_\_\_ Country \_\_\_\_\_  
 Phone \_\_\_\_\_ E-mail address \_\_\_\_\_  
 Name of spouse or guest \_\_\_\_\_  
 First-time attendee of a Section meeting?  
 I am a speaker on program # \_\_\_\_\_

**II. REGISTRATION FEES**

Fees are denoted in U.S. dollars

	EARLY BIRD until Sept. 9	Standard Sept. 10
<input type="checkbox"/> NYSBA Member Attorney	\$1095	\$1195
<input type="checkbox"/> Non-NYSBA Member Attorney	\$1295	\$1395
<input type="checkbox"/> Recently Qualified Attorney (3 years or less)	\$895	\$895
<input type="checkbox"/> Federal Govt Employees & NFP Sector	\$895	\$895
<input type="checkbox"/> Students (daytime panels and lunches only, no CLE)	\$125	
<input type="checkbox"/> Spouse/Guest	\$695	\$695

Spouse/Guest fee Includes: Welcome Reception and dinner, Thursday reception & dinner, Friday cocktail reception and Gala dinner; as well as applicable transportation.

**Local Commuter Day Rates**

<input type="checkbox"/> Wednesday	\$425
<input type="checkbox"/> Thursday	\$425
<input type="checkbox"/> Friday	\$625

Local Commuter Day Rates include: daily panels, NY MCLE credit, networking breaks, lunch, evening event on the day(s) chosen, including transportation to/from the Hilton Tokyo and entertainment, if applicable.

**III. CHOOSE YOUR EVENTS**

Please choose the programs you plan to attend:

**Wednesday, November 6**

- Mock Arbitration & Advocacy Workshop  Arbitration Plenary  
 Judicial Plenary

**Thursday, November 7**

- General Counsel Plenary  
 Panel 1  Panel 2  Panel 3  Lunch  
 Panel 4  Panel 5  Panel 6  
 Panel 7  Panel 8  Panel 9

**Friday, November 8**

- Human Rights Plenary  
 Panel 10  Panel 11  Panel 12  Lunch  
 Panel 13  Panel 14  Panel 15  
 Panel 16  Panel 17  Panel 18

Please indicate social functions you plan to attend:

- Wednesday, Nov. 6**  President's Reception & Welcome Dinner – Hilton Tokyo  
**Thursday, Nov. 7**  Dinner – Hokkaido restaurant  
**Friday, Nov. 8**  Gala Reception and Dinner – Happoen Gardens  
 I/we will require group transportation to all events (included).

**IV. DIETARY RESTRICTIONS/ALLERGIES**

\_\_\_\_\_  
 \_\_\_\_\_

**V. PAYMENT INFORMATION**

Payment for registration fees will be accepted by credit card or wire transfer.\* Please include the name of the credit card holder if it is different from the registered attorney.

- Charge \$ \_\_\_\_\_ to:  
 American Express  MasterCard  Visa

Expiration date \_\_\_\_\_

Card number \_\_\_\_\_

\_\_\_\_\_  
 Authorized Signature

Cardholder \_\_\_\_\_

\*Please email [tbardwell@nysba.org](mailto:tbardwell@nysba.org) for wire transfer instructions.

[www.nysba.org/Tokyo2019](http://www.nysba.org/Tokyo2019)

**VI. EMERGENCY CONTACT**

Name \_\_\_\_\_

Phone \_\_\_\_\_

Email \_\_\_\_\_

**Attorney Registration fees include:**

Programming and costs associated with programming, coffee breaks, attorneys' lunches on Thursday and Friday, cocktail receptions, dinners on Wednesday, Thursday and Friday, as well as transportation to offsite evening events and NY MCLE credit.

**Cancellation Notice:**

Notice of cancellation must be received by **October 23, 2019** in order to obtain a refund of fees.

**Email or Fax this form to:**

Tiffany Bardwell  
 New York State Bar Association  
 One Elk Street, Albany, New York 12207

**Telephone:** 1.518.487.5675

**Secure Fax:** 1.518.463.5993

**Email:** [tbardwell@nysba.org](mailto:tbardwell@nysba.org)



**NEW YORK STATE BAR ASSOCIATION  
SECTION AND MEETING SERVICES DEPARTMENT**

One Elk Street  
Albany, NY 12207