



The Voice of Business Recovery

# R3 & INSOL EUROPE INTERNATIONAL RESTRUCTURING CONFERENCE

One day conference  
**CPD accreditation: 6 hours**  
**9.00 – 17.00** Registration starts at 8.30

**LONDON**

**19 MAY 2017**

Hilton London Tower Bridge



# 2017



**Glen Flannery**  
Nabarro LLP (CMS)



**Nicolaes Tollenaar**  
RESOR

This will be the 14th conference between the UK trade body, R3, and its European wide equivalent, INSOL Europe. This conference will debate topical issues from current international and cross-border cases.

Technical sessions will be delivered through a combination of presentations, panel discussions and case studies. Delegates will depart fully up to date on the main developments in this area, equipped for the next phase of cross-border insolvencies and restructurings.

#### At this conference you will receive:

- > An international case-law update
- > Information on fast moving legal developments from the European Union
- > Assistance in identifying market trends such as the ever-changing stakeholder landscape
- > An understanding of the emergence of mediation in cross-border cases
- > Insight from a comprehensive cross-border case study
- > Updates on fascinating cases such as 'Nortel'

#### Who is this conference aimed at?

This is a technical conference aimed at all insolvency and restructuring professionals who have an interest in cross-border matters, including insolvency practitioners, lawyers, financial advisers, lenders, distressed asset investors, judges and academics.

## SPEAKERS

- > **Derek Adler – Hughes Hubbard** Derek represents non-US clients in complex commercial disputes, insolvency and white-collar criminal and regulatory matters in the United States.
- > **Alan Bloom – EY LLP** Alan joined Ernst & Young in 1981 and has specialised in corporate restructuring work since 1979. Alan was Global Restructuring Leader for Ernst & Young between 2007 and 2015. He has served as President of R3 In 2000/01.
- > **Judge Leif Clark – CB Insolvency (USA)** Leif served as a United States Bankruptcy Judge for 25 years, sitting in the Western District of Texas. As a bankruptcy judge, Judge Clark developed a national reputation for thoughtful, insightful and clearly written judicial decisions that have strongly influenced the development of the law.
- > **Reinhard Dammann – Clifford Chance (France)** Reinhard advises on insolvency law, with a particular emphasis on international and cross border insolvency and restructuring. He also specialises in French trust law 'fiducie'. Reinhard has acted for a broad spectrum of clients in fields including financial institutions, private equity funds, industrial corporations and insolvency trustees in France and abroad with acknowledged experience in these fields.
- > **Jack Esher – CB Insolvency (USA)** Jack has served as a mediator and arbitrator in bankruptcy and commercial matters for more than 25 years, including serving as a primary mediator for large multi-party, international disputes in the Lehman Brothers case for over six years.
- > **Juan Ferre – Jones Day (Spain)** Juan focuses his practice on special situations, restructuring, and insolvency matters. He has acted as insolvency office holder or legal counsel for debtors, investors, directors and creditors in hundreds of domestic and cross-border cases.
- > **Richard Fisher – South Square** Richard has a commercial dispute focused practice with a particular specialism in domestic and cross-border reconstruction and insolvency, banking, fraud and financial products/derivatives litigation.
- > **Glen Flannery – Nabarro (CMS)** Glen is a partner at Nabarro and specialist in insolvency and restructuring law. He is recognised for his expertise in advising on international and cross-border matters.
- > **Patricia Godfrey – Nabarro (CMS)** Patricia is a partner at Nabarro in the Banking, Finance and Restructuring group and is a past president of both INSOL Europe and R3. Patricia advises corporates in challenging situations as well as creditors and a range of other stakeholders.
- > **Fred Hodara – Akin Gump Strauss Hauer & Feld LLP** Fred Hodara, recently retired, was a partner in and leader of Akin Gump Strauss Hauer & Feld LLP's financial restructuring practice. He is now a Partner Emeritus of Akin Gump Strauss Hauer & Feld LLP. He represented private placement noteholders, committees, investment funds and other creditors in major financial restructuring and bankruptcy situations.
- > **Michael Jervis – PwC** Mike is a restructuring and insolvency expert, having been appointed on iconic assignments such as Lehman, Parmalat & Enron; he leads the PwC deals arena in Retail, Consumer and Leisure and Global Distressed Crisis Management.

- > **Radu Lotrean – CITR (Romania)** Radu, founding associate of CITR, is a graduate of the Faculty of Law, within the "Babeş-Bolyai" University in Cluj-Napoca. Radu manages the sales and asset capitalization team of CITR.
- > **Emma Lovell – R3** Emma is R3's Chief Operating Officer, responsible for the operational and strategic leadership of the Association. She is a member of the R3 Executive and works closely with R3 Council, R3's members and wider stakeholders, including the Insolvency Service, government departments and the Insolvency Regulatory Professional Bodies.
- > **Gabriel Moss QC – South Square** Gabriel specialises in UK, EU, EEA and international insolvency and restructuring, as well as company, banking, financial services, commercial chancery and offshore law and litigation.
- > **Henry Phillips – South Square** Henry specialises in domestic and cross-border insolvency/restructuring, banking and financial services, commercial litigation, company law and offshore work.
- > **Dr Leo Plank – Kirkland & Ellis (Germany)** Leo is a restructuring partner in the Munich office of Kirkland & Ellis International LLP. He focuses on financial restructuring and bankruptcy matters, particularly on the representation of institutional high-yield and distressed debt investors as well as companies in cross-border and multinational restructurings.
- > **Abid R Qureshi – Akin Gump Strauss Hauer & Feld LLP** Abid focuses on financial restructuring litigation. Abid represents creditors, bondholders, hedge funds, institutional investors and creditor committees and debtors in the full range of complex litigation matters arising in the course of chapter 11 restructurings, cross-border insolvencies and other bankruptcy contexts.
- > **Nicolaes Tollenaar – RESOR (The Netherlands)** Nicolaes works at RESOR and specialises in corporate and bankruptcy law, both litigation and advisory. He has a special focus on cross-border matters and represents a range of stakeholders in formal and informal restructurings.
- > **Prof Michael Veder – Radboud University (The Netherlands)** Michael is professor of insolvency law at the Business & Law Research Centre of Radboud University Nijmegen, Visiting Professor at Nottingham Law School and adviser at the Amsterdam based law firm RESOR.
- > **John Willcock – Global Turnaround** John is the editor and publisher of Global Turnaround, the leading magazine focusing on international restructurings, insolvencies, turnarounds and distressed investing. Since launching Global Turnaround in 1999, John has built it into the leading independent source for news, analysis and comment on international and large-scale corporate crises and rescues; who is doing the deals, and how they are doing them.
- > **Malcolm Weir – Pension Protection Fund** Malcolm joined the PPF as Head of Restructuring and Insolvency in June 2013. Prior to this, he was Head of Corporate Insolvency at Barclays Corporate. He has 30 years' experience and has previously held a number of roles in restructuring, reorganisation and corporate recovery at Deloitte and predecessor firms to KPMG.

<b>08.30</b>	<b>Registration and coffee</b>
<b>09.00</b>	<b>Chairman's introduction</b> <b>Glen Flannery</b> , Nabarro (CMS) <b>Nicolaes Tollenaar</b> , RESOR
<b>09.10</b>	<b>International case-law update</b> An update on significant international and cross-border cases, including: <ul style="list-style-type: none"> <li>• <i>Elliniko Dimosio v Stroumpoulis</i> – protection of employees in insolvency</li> <li>• <i>Private Equity Insurance Group SIA v Swedbank AS</i> – definition of financial collateral</li> <li>• <i>SCI Senior Home v Gemeinde Wedemark</i> – the EIR Article 5 (rights in rem) exception</li> <li>• <i>In re Indah Kiat International Finance Co BV</i> and <i>In re Metinvest BV</i> – cross border schemes of arrangement</li> <li>• <i>Vizcaya Partners v Picard</i> – submission to the jurisdiction</li> <li>• <i>Leonmobil v Homag</i> – COMI</li> </ul> <b>Richard Fisher</b> , South Square <b>Henry Phillips</b> , South Square
<b>10.00</b>	<b>Market developments, focusing on the ever-changing stakeholder landscape</b> A panel of restructuring professionals from around Europe will debate the numerous new players shaping today's deals (which include private equity, hedge funds, CLOs, CDOs, pension regulators and peer-to-peer lenders) and how these compare to the traditional role performed by bank workout departments. <b>John Willock</b> , Global Turnaround (Chairperson) <b>Juan Ferre</b> , Jones Day <b>Dr Leo Plank</b> , Kirkland & Ellis <b>Reinhard Dammann</b> , Clifford Chance
<b>11.00</b>	<b>Coffee break</b>
<b>11.30</b>	<b>The emergence of mediation in cross-border cases</b> A panel review of the pros and cons of mediation to resolve disputes in complex cross-border insolvency cases, drawing on experiences in recent high profile cases. <b>Judge Leif Clark</b> , CB Insolvency <b>Jack Esher</b> , CB Insolvency <b>Abid R. Qureshi</b> , Akin Gump Strauss Hauer & Feld LLP <b>Fred Hodara</b> , Akin Gump Strauss Hauer & Feld LLP

<b>12.30</b>	<b>INSOL Europe – Deputy President's update</b> <b>Radu Lotrean</b> , CITR
<b>12.40</b>	<b>Lunch</b>
<b>13.40</b>	<b>Game-changing EU developments</b> A concise overview and critique of the European Commission's proposal for a harmonisation directive on preventative restructuring proceedings. <b>Nicolaes Tollenaar</b> , RESOR <b>Prof Michael Veder</b> , Professor of Law at Radboud University Nijmegen
<b>14.30</b>	<b>R3 update</b> <b>Emma Lovell</b> , R3
<b>14.40</b>	<b>Coffee break</b>
<b>15.00</b>	<b>Cross-border case study</b> An interactive panel will bring to life some of the main cross-border issues faced in recent and on-going cases. Topics will include: <ul style="list-style-type: none"> <li>• Cross-border recognition, relief and assistance</li> <li>• The relationship between EU and non-EU countries</li> <li>• Cross-border pensions issues</li> <li>• Cross-border mediation</li> <li>• Joint trials in Canada and USA</li> <li>• Substantive consolidation</li> </ul> <b>Patricia Godfrey</b> , Nabarro (CMS) <b>Alan Bloom</b> , EY LLP <b>Malcolm Weir</b> , Pension Protection Fund <b>Gabriel Moss QC</b> , South Square <b>Derek Adler</b> , Hughes Hubbard <b>Michael Jervis</b> , PwC
<b>16.55</b>	<b>Close</b> <b>Glen Flannery</b> , Nabarro (CMS)
<b>17.00</b>	<b>Drinks reception</b>

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**Please tick appropriate membership category**  
**Cost includes all refreshments**

## LONDON

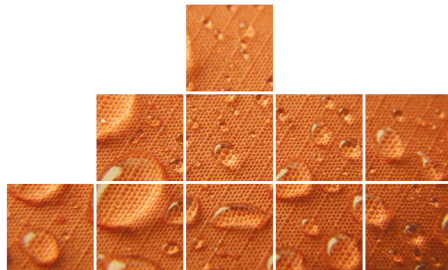
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How did you hear about this course?

Post ☐ Email ☐ LinkedIn ☐ Recovery Magazine ☐ Other (please specify) ☐

☐ Tick to receive R3 membership information

### Credit/debit payment form

We accept any of the following payment methods (please tick):

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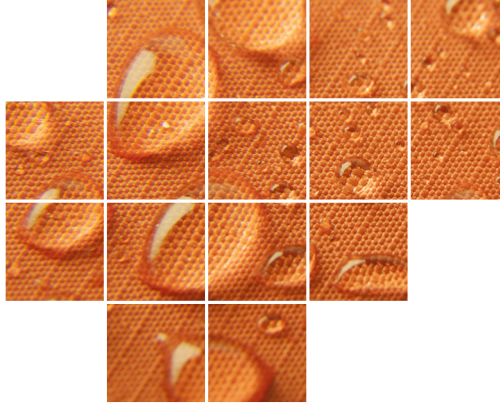
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R3 takes your privacy seriously. We will retain and use your personal data to provide you with information on our services. Your name and firm will be published in the delegate pack for every course you attend, unless otherwise requested.

Cheques to be made payable to 'Association of Business Recovery Professionals'. Bookings will only be accepted on receipt of registration form by post, fax, email ([courses@r3.org.uk](mailto:courses@r3.org.uk)) or through the R3 website, [www.r3.org.uk](http://www.r3.org.uk).

Delegate substitutions are permitted but a supplement will be charged where there is a difference in membership category. Credit notes will only be issued if cancellations are received in writing no less than two working days prior to the date of the course. Refunds will not be available. A VAT receipt will be issued. R3 reserves the right to change the programme should circumstances dictate.



The Voice of Business Recovery



## Not an R3 member?

R3 is the leading trade body of Business Recovery Professionals operating as the most authoritative body for the Insolvency Profession.

## How do I join?

To take advantage of its member benefits, join today and receive discounts on R3 courses, including this one. Visit [www.r3.org.uk](http://www.r3.org.uk)

## Association of Business Recovery Professionals

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## Key sponsorship partners



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## CPD Accreditation

The course constitutes structured CPD to meet the requirements of the Association of Certified Chartered Accountants (ACCA), the Institute of Chartered Accountants in England and Wales (ICAEW), the Insolvency Practitioners Association (IPA), the Institute for Turnaround (IFT), the Solicitors Regulation Authority (SRA) and the Bar Standards Board.

Bar Standards Board CPD provider ID number: 1087 – **6 hours**