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לשכת עורכי הדין בישראל
ISRAEL BAR ASSOCIATION

LAW, BUSINESS AND SOCIETY- U.S./ISRAEL/GLOBAL RELATIONSHIPS

**THE THIRD ANNUAL AMERICAN BAR ASSOCIATION
SECTION OF INTERNATIONAL LAW JOINT
CONFERENCE IN CONJUNCTION WITH THE ISRAEL
BAR ASSOCIATION'S 12TH ANNUAL MEETING**

**May 20 – May 24, 2012
EILAT, ISRAEL**

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CONFERENCE AGENDA

SUNDAY

5:00 pm – 7:30 pm PRELIMINARY SESSION
The Exclusion of Women

This program is being organized by the Israel Bar at the Isrotel Royal Beach Hotel, and will be conducted in Hebrew, with simultaneous translation provided into English.

Opening Remarks:

Prof. Joseph Gross, Co-Chair of the Annual Conference, Gross, Kleinhendler, Hodak, Halevy, Greenberg & Co., Tel Aviv, Israel

Greetings:

Meir Yitzhak Halevi, Mayor of Eilat, Israel

Program Chair:

Merav Michaeli, Haaretz Newspaper, Tel Aviv, Israel

Speakers:

Meir Shamgar, Chief Justice (former), Israel Supreme Court, Jerusalem, Israel

Gila Gamliel, Deputy Minister for the Advancement of Young People, Students and Women, Jerusalem, Israel

Moshe Gafni, Chairman, the Knesset's Finance Committee, Jerusalem, Israel

Dr. Nachman Shai, Jerusalem, Israel

Rabbi David Lau, Chief Rabbi, Modiin, Israel

Wafa Zoubi-Fahoum, Haifa, Israel

Bat-Sheva Sherman-Shani, Director, "Yad L'Isha", Tel Aviv, Israel

9:00 pm OPENING BEACH PARTY

Enjoy Shlomi Shabat in concert on the beach of the Isrotel Royal Beach Hotel.

MONDAY

10:00 am – 11:30 pm OPENING SESSION
Market Concentration

This program is being organized by the Israel Bar at the Isrotel Royal Beach Hotel, and will be conducted in Hebrew, with simultaneous translation provided into English.

Greetings:

Doron Barzilay, President, Israel Bar Association

Prof. Yaakov Neeman, Minister of Justice, Jerusalem, Israel

Asher Gronis, Chief Justice, Israel Supreme Court, Jerusalem, Israel
Yehuda Weinstein, Government's Legal Advisor, Jerusalem, Israel
Lt.-Gen. Yohanan Danino, Commissioner, Police, Israel

Program Chair:

Dr. Ilana Dayan, Channel 2, Israel

Opening Remarks:

Dr. Yuval Steinitz, Finance Minister, Israel

Speakers:

Carmel Shama Hacohen, Economic Affairs Committee, Jerusalem, Israel

Shlomo Eliahu, Eliyahu Insurance Company Ltd., Tel Aviv, Israel

Dalia Tal, Tel Aviv, Israel

Ram Caspi, Tel Aviv, Israel

Eliad Shraga, Tel Aviv, Israel

Sever Plotzker, "Yedioth Ahronoth" Newspaper, Tel Aviv, Israel

1:00 pm – 3:00 pm **LUNCH BREAK**

Lunch will be held on your own.

3:00 pm – 3:20 pm
OPENING OF INTERNATIONAL JOINT CONFERENCE

Herods Palace Hotel

Opening Remarks:

Gideon Fisher, Conference Chair, Gideon Fisher & Co., Tel-Aviv, Israel

Aaron Schildhaus, Conference Chair, Law Offices of Aaron Schildhaus, Buenos Aires, Argentina and Washington, DC, USA

Eric Sherby, Conference Co-Chair, Sherby & Co. Advs, Ramat Gan, Israel

3:30 pm – 5:00 pm
The New Employment Relationship

Herods Palace Hotel

Companies increasingly rely on contingent workers and independent contractors, creating a \$425 billion industry in the US alone. Employers expect that the costs associated with changeable staffing levels will be less than costs incurred with the use of permanent employees. However, laws concerning the proper classification of workers, payment obligations, tax and benefit requirements, terminating workers, and whether multiple entities should be jointly responsible for compliance with worker rights are complex. The panel will address the issues and risks faced by companies which rely on contingent workers and independent contractors and discuss how employers can minimize their legal risks.

Program Chair & Moderator:

Eric Savage, Littler Mendelson P.C., New York, New York USA

Speakers:

Judge Steve Adler, President (former), National Labor Court, Israel

Donata Lasson, Freshfields Bruckhaus Deringer LLP, Koln, Germany

Kalia Klein, Pearl Cohen Zedek Latzer, Herzliya, Israel

Lawrence Witt, Heenan Blaikie, Montréal, Quebec, Canada

5:00 pm – 5:30 pm **NETWORKING BREAK**

Herods Palace Hotel

5:30 pm – 7:30 pm
Joint Program with the ABA/Israel Bar
Money Laundering and Legal Ethics

This program is being organized by the Israel Bar at the **Isrotel Royal Beach Hotel**, and will be conducted in Hebrew, with simultaneous translation provided into English. It discusses current and controversial issues in Israel with respect to money laundering legislation and the legal and ethical responsibilities of lawyers. The conflict between these two sets of obligations is one that is of current interest to lawyers everywhere. Because the same issues are actively being discussed internationally, and because this is a subject of heated debate in Israel, it is expected that the program will be lively as well as timely.

Program Chair:

Prof. David Libai, Adv., Tel Aviv, Israel

Speakers:

Aviyah Alef, State Attorney, Head of Economics Department, State Prosecutor's Office, Israel

Sarig Damarie, formally with Economic Department, State Attorney's Office, Tel Aviv, Israel

Doron Kaufman, President, The Institute of Certified Public Accountants, Israel

Paul Landes, Chief of Money Laundering Authority, Ministry of Justice, Israel

Aaron Schildhaus, Law Offices of Aaron Schildhaus, Buenos Aires, Argentina and Washington, DC, USA

Honorable Uri Shoham, District Court, Tel Aviv, Israel (*Invited*)

Nati Simchunie, Criminal Law Forum of the Israel Bar Association, Tel Aviv, Israel

7:30 pm – 9:00 pm
CELEBRATORY RECEPTION FOR INTERNATIONAL GUESTS AND BAR LEADERS

This reception is being organized by the Israel Bar at the **Isrotel Royal Beach Hotel**.

Host: **Doron Barzilay**, President, Israel Bar Association

In the presence of the Justice Minister, **Prof. Yaajov Neeman**

TUESDAY

8:30 am – 9:30 am
Breakfast meeting with Doron Barzilay, President of Israel Bar
Herods Palace Hotel

10:00 am-11:30 am
Helping Transnational Clients Deal with The Foreign Corrupt Practices Act and other Laws Dealing with White Collar Crimes
Herods Palace Hotel

Current developments in legislation and enforcement in the US and elsewhere are examined by a panel of experts. The focus will be on the extra territorial application of laws, and will include discussions of the United States' Foreign Corrupt Practices Act (FCPA), money laundering, securities fraud, tax fraud, healthcare and commercial fraud. Dodd-Frank, Sarbanes-Oxley (SOX), the UK's Anti-Bribery Act and other relevant legislation as well as recent, high-profile cases will all be discussed. The panel will discuss how best to advise clients on establishing compliance programs for all sizes of businesses. The presentations will be followed by an extensive Q & A session.

Program Chair & Moderator:

Aaron Schildhaus, Law Offices of Aaron Schildhaus, Buenos Aires and Washington, DC, USA

Speakers:

Theodore Edelman, Sullivan & Cromwell, New York, NY USA and London, United Kingdom
Dr. Kenneth Mann, Libai, Mann & Co., Tel Aviv, Israel
Deborah Meshulam, DLA Piper, Washington, DC USA
Yehuda Shaffer, Deputy State Attorney, Ministry of Justice, Israel
Robert Weinberg, Williams & Connolly (Retired), Washington, DC USA

12:00 pm-1:30 pm

The "Nuts and Bolts" of International Joint Ventures: Israel and the U.S./EU

Herods Palace Hotel

This panel will explore the key legal elements involved in establishing technology joint ventures between companies in Israel and other jurisdictions (the United States and the EU). The panel discussion will be based on a hypothetical, with each of the panelists assuming the role of one of the parties' counsel in the context of a mock negotiation. Topics to be covered will include: Initial Structuring and Tax Considerations; Business Terms; Governance; Regulatory Issues (such as foreign investment and antitrust); Technology Export Licenses, including "BIRD" Foundation financing; and Intellectual Property issues.

Program Chair & Moderator:

Mark Katz, Davies Ward Phillips & Vineberg LLP, Toronto, Ontario, Canada

Speakers:

Merav Niv Geva, Efrati Galili & Co, Tel Aviv, Israel
Daniel Gottfried, Rogin Nassau LLC, Hartford, Connecticut, USA
Hermann Knott, Luther Rechtsanwaltsgesellschaft mbH, Cologne, Germany
Owen Kurtin, Owen D. Kurtin PLLC, New York, New York, USA
Jeffrey Nadler, Davies Ward Phillips & Vineberg, New York, New York, USA
Moshe Ostrower, Ostrower & Co., Tel Aviv, Israel (*Invited*)

1:30 pm – 2:30 pm

LUNCH BREAK

Lunch will be held on your own.

3:00 pm - 4:30 pm

Protection of Intellectual Property in an Era of Technology Collaboration

Herods Palace Hotel

Israel is in the forefront of high technology research and development, and US corporations and universities want a piece of that action, often structured through initiatives and projects in which the US partner contributes funding, physical plants and collaborative research, and the Israeli partner contributes the primary technology. But success is far from easy. This interactive program will explore such considerations as funding; ownership and protection of the technology and corresponding intellectual property; Israeli and US laws regarding data transfers, the import and export of technology with potential military or other defense use; and choice of governing law and jurisdiction over disputes.

Program Chair & Moderator:

Kenneth Rashbaum, Rashbaum Associates, LLC, New York, New York, USA

Speakers:

Amit Ashkenazi, Israeli Law, Information and Technology Authority, Ministry of Justice, Israel
Carole Basri, Corporate Lawyering Group, New York, New York USA
Dr. Kfir Luzzatto, Luzzatto & Luzzatto, Omer, Israel
Hadar Vismunski-Weinberg, Global Branded Products, Teva Company, Israel
Virginia Strelen, Vistra (Luxembourg) S.à r.l., Luxembourg

4:30 pm – 5:00 pm

NETWORKING BREAK

Herods Palace Hotel

5:00 pm-6:30 pm

Women's Rights, Civil Rights and Human Rights

Herods Palace Hotel

Women in Israel have become leaders in politics, law and business. Throughout the world, there are critical discussions on what are the needed processes to improve gender equality and opportunities for women internationally such as the strides experienced by women in Israel. What unique contributions and theories can the Israeli model lend to the current international discussions to improve gender equality and empowerment for all women globally? The session panelists will discuss the causes of gender conflict, inequality and gender violence, and what is needed to remove obstacles to assure equality for women internationally and methods that promote social justice for all women and their families throughout the world.

Program Chair & Moderator:

Eileen Meier, Meier Consulting, Frederick, Maryland USA

Speakers:

Prof. Mary Anne Case, University of Chicago Law School, Chicago, Illinois USA
Prof. Neil Cogan, Whittier Law School, Costa Mesa, California USA
Prof. Edna Erez, University of Illinois, Chicago, Illinois USA
Prof. Sylvia Neil, University of Chicago Law School, Chicago, Illinois USA and Hadassah-Brandeis Institute Project on Gender, Culture, Religion and the Law, Brandeis University, Waltham, Massachusetts USA
Prof. Frances Raday, Concord Research Center for Integration of International Law in Israel, Israel

7:15 pm

BOAT CRUISE

Please join us for a Reception and Dinner Boat Cruise leaving from the **Royal Beach Hotel**

WEDNESDAY

9:00 am - 10:30 am

Free Trade In A World Where Security Has A Cost

Herods Palace Hotel

Does security trump trade, does trade trump security, or is there is a balance? The intention of Iran to build nuclear weapons, the Arab Spring and September 11th have renewed the importance of security at a time when economic considerations enhance the importance of free trade. New export controls and economic sanctions regimes have been implemented. Customs officials shift from a revenue generation focus to a border protection. Free trade agreements include security related concessions and provisions. Often countries have convergent and divergent interests. This is a discussion international lawyers must have because our clients are positively and

negatively affected. The panellists will discuss the legal issues in a practical context. This is not a panel for just trade lawyers; litigators and commercial lawyers will reflect on how their practices are affected by the trade and security regimes.

Program Chair & Moderator:

Cyndee Todgham Cherniak, McMillan LLP, Toronto, Ontario, Canada

Speakers:

Dr. Efraim Chagai Chalamish, New York University Law, New York, New York USA and Dorsey and Whitney LLP, New York, NY, USA
Melanie Frank, Hughes Hubbard & Reed LLP, Washington, DC USA
Daniel Reisner, Herzog Fox & Neeman, Tel Aviv, Israel

10:30 am – 11:00 am NETWORKING BREAK

Herods Palace Hotel

11:00 am - 12:30 pm

The "Nuts and Bolts" of International Arbitration

Herods Palace Hotel

With increasing frequency, lawyers find themselves representing "local" clients in arbitration proceedings in foreign countries and "foreign" clients in arbitration proceedings in the lawyers' home countries. Even for the experienced litigator or arbitration specialist, an international dispute presents special issues.

This program will focus on selecting arbitrators, differences among arbitral institutions, pleadings and written submissions, discovery and evidence, conducting arbitration hearings, the impact of mediation, and interim relief – with an emphasis on how these issues differ (a) in the international context generally, and (b) in US-Israeli commerce specifically.

Program Chair & Moderator:

Eric Sherby, Sherby & Co., Advs., Ramat Gan, Israel

Speakers:

Ethan A. Berghoff, Baker & McKenzie LLP, Chicago, Illinois USA
Gideon Fisher, Gideon Fisher & Co., Tel Aviv, Israel
Hilary Heilbron, Brick Court Chambers QC, London, United Kingdom
Uriel Lynn, Federation of Israeli Chambers of Commerce, Israel
Constantinos Messios, C.D. Messios L.L.C., Nicosia, Cyprus

12:45 pm - 2:45 pm

Pre-Emptive Military Actions: A Valid Option Under International Law or a Threat to International Peace?

Herods Hotel

Presented by the International Bar Association

Program Chair:

Pnina Sharvit-Baruch, International Law Department (Former), IDF, Israel

Speakers:

Stuart Alford, War Crimes Committee, International Bar Association
Mark S. Ellis, J.D, Ph.D, International Bar Association
Ruth Lapidoth, Hebrew University of Jerusalem, Jerusalem, Israel
Rein Müllerson, Academy of Law of Tallinn University, Tallinn, Estonia
Robbie Sabel, Hebrew University of Jerusalem, Jerusalem, Israel

3:30 pm – 5:15 pm

The Biometric Law and Identity Theft

This program is being organized by the Israel Bar at the **Dan Hotel**, and will be conducted in Hebrew, with simultaneous translation provided into English.

Program Chair:

Reuven Bahar, Tel Aviv, Israel

Speakers:

Meir Sheerit, Israel
Shlomit Barnea Farago, Prime Minister's Office, Israel
Yoram Hacoheh, Ministry of Justice, Israel
Gilad Kahat, Leumi Card, Israel
Pini Azaria, Tel Aviv, Israel
Haim Ravia, Herzliya, Israel

5:30 pm – 7:30 pm

UN Ambassadors Talks- Nothing has Changed?

This program is being organized by the Israel Bar at the **Herods Hotel**, and will be conducted in Hebrew, with simultaneous translation provided into English.

Program Chair:

Arad Nir, Channel 2, Israel

Speakers:

Yoram Aridor, Israel
Gabriela Shalev, Israel
Yehoda Blum, Israel
Yehuda Lankry, Israel
Dori Gold, Israel
Dan Gillerman, Israel

9:00 pm

FAREWELL PARTY

Enjoy The Idan Raichel Project in concert on the lawns of the **Isrotel Sport Hotel**.

REGISTRATION AND INFORMATION DESK HOURS

Located at the Herods Hotel and the Isrotel Royal Beach Hotel

Sunday, May 20	08:00 – 20:00	Monday, May 21	08:30 – 19:00
Tuesday, May 22	08:30 – 19:00	Wednesday, May 23	08:30 – 19:00
Thursday, May 24		08:30 – 13:00	

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Conference Chair:

Aaron Schildhaus • Law Offices of Aaron Schildhaus • Washington, DC, USA

Conference Co-Chair:

Eric Sherby • Sherby & Co. Advs • Ramat Gan, Israel

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