



AGENDA

CPR 2011 Annual Meeting
Global Problem Solving: New Tools & Solutions
The InterContinental Barclay Hotel
New York, New York
January 13-14, 2011

Thursday, January 13, 2011

8:00 – 9:00 **Registration and Networking Breakfast – Sponsored By:**



9:00 – 9:15 **CPR Opening Remarks**

Lorraine M. Brennan
Senior Vice President, Programs and International
CPR Institute
New York, NY

9:15 – 10:15 **Introduction of Keynote Speaker – Fulbright & Jaworski LLP**

Keynote Speaker
Rupert Bondy
Group General Counsel
BP p.l.c.

A background in private practice as an M&A lawyer, a senior executive position at GlaxoSmithKline, and experience in U.S. litigation and government investigations gave Mr. Bondy an ideal background to take command of the UK's largest legal budget at BP in 2008. In light of recent events, he will use this keynote address to discuss the unique challenges faced by general counsel who address mass claims issues and will share his personal experiences in managing complex, large-scale disputes.

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10:15 – 10:45 **Coffee Break – Sponsored by:**

J E N N E R & B L O C K

10:45 – 12:00 **General Counsel Roundtable: New Tools and Solutions**

The recent economic downturn and resultant litigation challenges confirm that dispute prevention and management are essential elements in every successful business plan. In-house legal departments are under pressure to seek innovative and cost effective methods to resolve their disputes. On this provocative panel, you will hear from leading General Counsel regarding the steps their companies have taken to reduce the costs and business disruptions caused by disputes, and what innovations they have implemented to deal with future disputes.

Moderator

Anastasia Kelly

Former General Counsel, AIG

Partner

DLA Piper

Washington, DC

Speakers

Thomas J. Sabatino, Jr.

Former Senior Vice President, General Counsel and Corporate Secretary
United Airlines/UAL Corp.

Chicago, IL

Thomas L. Sager

Senior Vice President and General Counsel

E.I. du Pont de Nemours and Company

Wilmington, DE

Robert C. Weber

Senior Vice President, Legal & Regulatory Affairs and General Counsel
IBM Corporation

Armonk, NY

12:00 – 1:00 **Overview of ADR Developments in the Courts and in Congress**

The past year has been a busy one for dispute resolution, both in the Courts and in Congress. Competing philosophies as to the desirability and fairness of arbitration have created a perfect storm of controversy. This panel of experts will walk us through recent Supreme Court case law and the legislative developments that could have a dramatic effect on the future of arbitration, as well as institutional adaptations and innovations that parties can employ to navigate these changing waters.

Moderator

Thomas E. Carbonneau

Orlando Distinguished Professor of Law
Pennsylvania State University
State College, PA

Speakers

Julian Brew

Partner
Kaye Scholer LLP
Los Angeles, CA

William G. Goldsmith

Assistant General Counsel
American International Group, Inc.
New York, NY

J. Andrew Heaton

Principal, Associate General Counsel
Ernst & Young LLP
Washington, DC

1:00 – 2:00

Networking Lunch – Sponsored by:

DEBEVOISE & PLIMPTON LLP

2:00 – 2:30

Overview of CPR's Annual Awards Program

2:30 – 5:30

Workshop- When Disaster Strikes: The Role of ADR in Resolving Mass Claims

Learn how it is really done! In the past decade, we have witnessed a number of catastrophic events that have significantly impacted numerous groups of stakeholders. In this interactive workshop featuring small group breakouts, you will have a hands-on role in analyzing a mass claims environmental disaster from the standpoint of these various stakeholders. Working with a mediator, each small group will craft a potential solution that addresses the needs and concerns

of each group. The workshop will be directed by the former Deputy Special Master for the September 11 Victims' Compensation Fund Program.

Workshop Chair

Deborah E. Greenspan

Partner

Dickstein Shapiro LLP

Washington, DC

Facilitators will include luminaries from the world of dispute resolution, including:

David T. Austern

President

CRMC

Falls Church, VA

Elizabeth J. Cabraser

Partner

Lieff, Cabraser, Heimann & Bernstein LLP

San Francisco, CA

Thomas H. Hill

Senior Executive Counsel- Environmental Litigation & Legal Policy

General Electric Company

Fairfield, CT

Francis E. McGovern

Professor of Law

Duke University School of Law

Durham, NC

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DICKSTEINSHAPIROLLP

5:30 – 7:30

Networking Cocktail Reception – Sponsored by:

**McCARTER
& ENGLISH**
ATTORNEYS AT LAW

Friday, January 14, 2011

8:00 – 9:00 Registration and Networking Breakfast – Sponsored By:



9:00 – 9:05 Welcome

Lorraine M. Brennan

Senior Vice President, Programs and International
CPR Institute
New York, NY

9:05 – 9:45 Introduction of Keynote Speaker – JAMS

Keynote Speaker

Prof. Bruce Bueno de Mesquita

Julius Silver Professor of Politics, New York University

Senior Fellow, Hoover Institution, Stanford University

Author, *The Predictioneer's Game*

Recognized as a leading proponent of using game theory to understand and influence policy choices, Bruce Bueno de Mesquita has served as advisor to the U.S. government and corporations regarding forecasting and engineering outcomes in negotiations involving M&A, litigation, regulation, and legislation. In this keynote address, he will share his insights on what the future holds for the legal industry and how to best predict and plan for possible outcomes.

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9:45 – 11:00 New Strategies for Resolving Disputes

There are many new creative techniques which have been developed to simplify dispute resolution and manage risks and costs. This highly engaging session will examine two of these techniques: the Economical Litigation Agreement (ELA), referred to as the "litigation pre-nup," and third-party financing of disputes. Distinguished litigators will put their case to a renowned tribunal of former judges and "make or break" the case for these innovative approaches.

Tribunal

Hon. Charles B. Renfrew (Chair)

Former U.S. District Court Judge and Deputy Attorney General
Law Offices of Charles B. Renfrew
San Francisco, CA

Hon. Timothy K. Lewis

Former U.S. Court of Appeals Judge
Counsel
Schnader Harrison Segal & Lewis LLP
Washington, DC

Hon. Fern M. Smith

Former Federal District Court Judge
JAMS
San Francisco, CA

ELA Argument

John S. Kiernan

Partner
Debevoise & Plimpton LLP
New York, NY

Daniel B. Winslow

Senior Counsel
Proskauer Rose LLP
Boston, MA

Third Party Financing Argument

Alexander J. Oddy

Partner, Litigation & Arbitration Division
Herbert Smith
London, England

Larry Schaner

Partner
Jenner & Block LLP
Chicago, IL

11:00 – 11:30

Coffee Break – Sponsored by:

J E N N E R & B L O C K

11:30 – 12:30 The Future of Investment Disputes

Investment arbitrations have become a significant part of the international law landscape with the top cases valued at more than \$100 billion. Most of these disputes involve claims that host states have expropriated foreign investments without appropriate compensation or otherwise violated minimum standards in international investment treaties. Many of these claims are administered under the auspices of the World Bank's International Centre for the Settlement of Investment Disputes (ICSID), which recently has been subject to contradictory criticism. On the one hand, there have been complaints that ICSID has too little control over the appointment of arbitrators. On the other hand, arbitrators have complained of an overbearing role of ICSID in the arbitral process. This panel will discuss how international investment arbitration may develop in light of the growing pressures on the arbitral system.

Moderator

Michael D. Nolan

Partner

Milbank, Tweed, Hadley & McCloy LLP

Washington, DC

Speakers

Dr. Bernardo M. Cremades

B. Cremades y Asociados

Madrid, Spain

Andrea J. Menaker

Partner, International Arbitration Practice

White & Case LLP

Washington, DC

Laura M. Robertson

Lead Counsel – Arbitrations

ConocoPhillips

Houston, TX

Wolf von Kumberg

Legal Director, Europe

Northrop Grumman Corporation

London, England

12:30 – 1:45 Disclosure and Other Ethical Issues in Mediation

Get your questions answered! This panel will allow attendees to pre-submit their ethical dilemmas or questions prior to the Annual Meeting, which will then be presented by well-known facilitators and offered up for discussion with the audience. The interactive format will provide an opportunity to “brainstorm” with the experts and resolve some of the challenging ethical issues which arise before, during or after the mediation concludes. **This session will qualify for 1.5 New York State Ethics CLE credit hours.**

Speakers

Prof. Eric D. Green

Boston University School of Law
Principal
Resolutions, LLC
Boston, MA

Prof. Nancy Rogers

Michael E. Moritz Chair in Alternative Dispute Resolution
Ohio State University
Columbus, OH

1:45 – 2:00

Closing Remarks

Kathleen A. Bryan

President and CEO
CPR Institute
New York, NY

CPR INSTITUTE GRATEFULLY ACKNOWLEDGES THE FOLLOWING SUPPORTERS WHOSE SPONSORSHIPS HAVE HELPED TO MAKE THE 2011 ANNUAL MEETING A SUCCESS:

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