

IBC Legal is proud to announce its 4th Annual

# Financial Institutions Litigation 2014

21st October 2014  
Grange City Hotel, London

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Manage disputes effectively by assessing the latest regulatory and case law developments

5 Key reasons to attend the Financial Institutions Litigation 2014 event:

- ✓ Gain an up-to-the-minute update on the latest developments affecting **mis-selling, funds litigation, Forex, LIBOR** and other **market manipulation** disputes
- ✓ Join our eminent speakers from financial institutions including **Standard Chartered Bank, BBVA** and **Invesco Perpetual** to understand their perspectives on the current cases
- ✓ Hear directly from **His Honour Judge Mackie CBE QC, London Mercantile Courts** on how the courts are approaching the **new costs regime**
- ✓ Discuss recent changes to the **regulatory landscape** with representatives from the **Law Commission, Financial Ombudsman Service (UK)** and **Financial Markets Law Committee (FMLC)**
- ✓ Obtain **expert advice** and **practical solutions** from **top litigators** on how to manage disputes successfully

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## Outstanding speaker panel for 2014:

In-house perspectives

Helen Dodds, Standard Chartered Bank

Joanne Theodoulou, BBVA

Abhishek Sachdev, Vedanta Hedging Limited

Verena Charvet, Invesco Perpetual

Top financial services litigation experts

His Honour Judge Mackie CBE QC, London

Mercantile Courts

Dr. Folarin Akinbami, Law Commission

Karen Anderson, Herbert Smith Freehills

Peter Bibby, Brown Rudnick

Roger Burlingame, Kobre & Kim

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David Ellis, FTI Consulting

Sara George, Stephenson Harwood

Oran Gelb, Berwin Leighton Paisner

David Greene, Edwin Coe

Louise Hodges, Kingsley Napley

Graham Huntley, Signature Litigation

Gary Lambert, NERA Economic Consulting

Dr. Joanna Perkins, Financial Markets Law

Committee (FMLC)

Crispin Rapinet, Hogan Lovells

Kassie Smith QC, Monckton Chambers

Edward Sparrow, Ashurst

Dr. Alexis Stenfors, Portsmouth Business School

Robert Turner, Simmons & Simmons

David Wolfson QC, One Essex Court

Philip Young, Cooke, Young & Keidan

Clive Zeitman, Stewarts Law

Senior Representative, Financial Ombudsman  
Service (UK)



# Financial Institutions Litigation

Tuesday 21st October 2014

**Don't miss out on the opportunity to analyse this complex and rapidly evolving area of litigation**

Financial institutions litigation continues to gather **greater momentum** as more misdemeanours come to light. Whilst the economy is undergoing a recovery, the **fallout from the recent downturn** continues to create **new challenges** for litigators. With recent **mis-selling, Forex, LIBOR** and a plethora of **market manipulation** claims... financial institutions remain under the spotlight.

The **regulators** have reacted to these scandals with the creation of the **new FCA**, a more **aggressive** approach from the **SFO** and proposals for further **banking reform** including a **new senior person's regime**.

**Jackson reform** of civil litigation funding is continuing to cause **challenges**. The new rules are bedding down and require further **clarification** of how they will work in **practice**. As **costs** in financial institutions litigation **spiral out of control**, it is essential for litigators to understand how the **new costs management regime** is being interpreted by the courts.

Attending this, not to be missed, conference will allow you to hear directly from an unrivalled panel of speakers which includes **general counsel** and **top commercial litigators**. They will offer you an up-to-date assessment of recent significant developments affecting this rapidly evolving and highly complex area of litigation.

## Promotional Opportunities:

By sponsoring or exhibiting you can expect to build brand awareness through our pre-event marketing campaign and prominent conference branding. In addition, you can benefit from face to face contact with experts in financial litigation from leading financial institutions and law firms.

To get in front of this highly targeted audience, contact **Ayo Fagbohun** on +44 (20) 701 74196, or email: [ayo.fagbohun@informa.com](mailto:ayo.fagbohun@informa.com).

Take advantage of a variety of exhibition and sponsorship opportunities on offer. Packages can be tailor-made to meet your objectives and budget.

## Who You Will Meet:

- In-house counsel from investment banks, hedge funds and other wholesale financial institutions
- Heads of compliance and regulatory affairs
- Private practice lawyers and barristers specialising in financial services, banking, litigation, competition and regulatory law
- Consultants to the financial industry

08.30 Registration and refreshments

09.00 **Chair's Welcome and Introduction  
Financial Institutions Litigation since 2008**



**Helen Dodds**  
*Head, Legal Dispute Resolution Department*  
**STANDARD CHARTERED BANK**

09.20 **Regulatory Round-Up: FCA 18 Months On**

- FCA enforcement priorities
- New competition powers – what will their impact be?
- Recent sanctions and fines for inadequate systems and policies



**Peter Bibby**  
*Partner, White Collar Defense & Government Investigations*  
**BROWN RUDNICK**

09.50 **Update on Mis-Selling Claims**

- Introduction to mis-selling of financial products
- FCA review into mis-selling of hedging products
- Is it worth taking your case to court?
- Lessons learnt from the FCA review
- Consequential loss
- What controls could be put in place to prevent mis-selling



*Chair:*  
**David Wolfson QC**  
**ONE ESSEX COURT**



**Joanne Theodoulou**  
*Head of Legal for Global Markets (UK)*  
**BBVA**



**Edward Sparrow**  
*Partner*  
**ASHURST**



**Abhishek Sachdev**  
*Managing Director*  
**VEDANTA HEDGING LIMITED**  
**Senior Representative,  
FINANCIAL OMBUDSMAN SERVICE (UK)**

10.40 Morning coffee

11.00 **LIBOR, Forex and other Market Manipulation Litigation**



- Practical points arising from global investigations in the wholesale sector
- Reforms in benchmark regulation
- LIBOR and Forex manipulation: a conspiracy or a market convention
- Reality and challenges in unregulated and decentralised OTC derivatives markets: Forex, CDS and LIBOR a view from inside the market
- Lessons learnt from Guardian Care LIBOR claim



*Chair:*  
**Kassie Smith QC**  
**MONCKTON CHAMBERS**



**Oran Gelb**  
*Partner, Commercial Dispute Resolution*  
**BERWIN LEIGHTON PAISNER**



**Dr. Alexis Stenfors**  
*Senior Lecturer in Economics and Finance*  
**PORTSMOUTH BUSINESS SCHOOL**



**Philip Young**  
*Partner*  
**COOKE, YOUNG & KEIDAN**



**Dr. Joanna Perkins**  
*Chief Executive*  
**FINANCIAL MARKETS LAW COMMITTEE (FMLC)**



**Bruno Campana**  
*Director – Economic and Financial Consulting*  
**FTI CONSULTING**

To register or for latest programme: [www.ibclegal.com/fslitigation](http://www.ibclegal.com/fslitigation)

Bookings fax: +44 (0)20 7017 4746

- 12.10 **Developments in Quantum and Quantitative Features of Financial Services Disputes**  
A review and brief explanation of some of the recent developments in FS disputes, in terms of quantum, and the quantitative methodologies needed to be employed. The topics to be covered include:

- Libor, FX and CDS market investigations
- Allegations of failure to achieve "best execution" in unwinding portfolios or margin calls
- Dealing with scarce data (due to market crises) when valuing positions or closeouts



**David Ellis**  
*Senior Managing Director, Economic and Financial Consulting*  
**FTI CONSULTING**

12.40 Lunch

- 13.40 **Proposals for Banking Reform: Senior Managers and Certification Regime**

- The proposals
- The reverse burden of proof
- Criminal liability
- Application to foreign firms
- Consequences for D&O products



**Karen Anderson**  
*Partner*  
**HERBERT SMITH FREEHILLS**

- 14.25 **Recent Funds Litigation Developments**



- Run off from Madoff
- Proposals for the new European framework for money market funds
- Economic analysis in disputes involving hedge funds and structured products
- Fiduciary duty - managing the relationship between investment industry, banks and shareholders in litigation

*Chair:*



**Philip Young**  
*Partner*  
**COOKE, YOUNG & KEIDAN**



**Verena Charvet**  
*Legal Director, European Regulatory Affairs Department*  
**INVESCO PERPETUAL**



**Gary Lambert**  
*Senior Consultant*  
**NERA ECONOMIC CONSULTING**



**Robert Turner**  
*Partner*  
**SIMMONS & SIMMONS**



**Dr Folarin Akinbami**  
*Team Lawyer, Commercial and Common Law Team*  
**LAW COMMISSION**

15.15 Afternoon tea

- 15.35 **The New Costs Regime in Practice**



- The new costs regime: how it is evolving
- Costs budgeting and how the courts are applying it in practice
- Relief from sanctions: where things stand
- Finance litigation: what the judge needs

**His Honour Judge Mackie CBE QC**  
**LONDON MERCANTILE COURTS**

- 16.05 **Practical Impact of Jackson Reforms on Financial Institutions Litigation**



- Costs and funding reforms in practice
- DBAs
- Third party funding
- Impact on financial institutions litigation



*Chair:*  
**Clive Zeitman**  
*Partner and Head of the Commercial Litigation Department*  
**STEWARTS LAW**



**Graham Huntley**  
*Founding Partner*  
**SIGNATURE LITIGATION**



**David Greene**  
*Partner*  
**EDWIN COE**

- 16.45 **DPA's and other Recent Developments in Investigating and Prosecuting Financial Crime**



- Deferred Prosecution Agreements (DPAs) and SFO's guidance
- SFO's approach to internal investigations
- Impact of cross-border / parallel Department of Justice investigations on conducting internal investigations and considering a DPA



*Chair*  
**Crispin Rapinet**  
*Partner*  
**HOGAN LOVELLS**



**Sara George**  
*Partner*  
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**Roger Burlingame**  
*Partner*  
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**Louise Hodges**  
*Partner*  
**KINGSLEY NAPLEY**

- 17.40 **Chair's closing remarks**

- 17.45 Close of conference

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# Financial Institutions Litigation 2014

21st October 2014, Grange City Hotel, London

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	Book by 8th August 2014	Book by 19th September 2014	Standard Price
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21st October 2014

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