International Law and Practice Section
Fall Meeting 2003
Amstel InterContinental Hotel • Amsterdam, The Netherlands
October 22-26, 2003

CO-SPONSORS:
International Bar Association
Union Internationale des Avocats
RECOMMENDATION COMMITTEE

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The Honorable W.E. Haak
(President of the Supreme Court of the Netherlands)

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(International Bar Association)

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(NautaDutilh)

A.C. Metzelaar, Esq.
(Stibbe)
Section Chair
James P. Duffy, III, Berg & Duffy LLP, Garden City

Program Chair
Marco A. Blanco, Curtis, Mallet-Prevost, Colt & Mosle LLP, New York City

Chapter Chair, Amsterdam
Steven R. Schuit, Allen & Overy, Amsterdam

Important CLE Information
The New York State MCLE Board requirement for Attorneys in practice beyond the first two years after admission to the Bar is 24 credit hours per biennial registration cycle; with four hours of these credit hours earned in the area of ethics and professionalism. This program will satisfy 2 hours in ethics and 14 hours in areas of practice management, or 16 hours in areas of practice management, depending on the programs selected. The ethics portion of this program (up to 2 hours) will qualify for MCLE credit for newly admitted attorneys; however, the balance of the program will not qualify since it is not a basic practical skills program.

The Dutch Bar Association has confirmed that attendance at this conference provides Dutch lawyers with points in accordance with the Besluit Aanmerken als Opleiding (see Vademecum Advocatuur, 2003, Wet & Regelgeving) in the context of the Permanent Education of the Dutch Bar Association.

Don’t miss your chance to earn these CLE credits. Sign up now!

Spouse Programs
There will be optional tours for spouses and family, including, visits to the Rijksmuseum and the Anne Frank House or a City Tour.

Discounts and Scholarships
New York State Bar Association members may apply for a discount or scholarship to attend this program, based on financial hardship. This discount applies to the educational portion of the program only. Under that policy, any member of our Association who has a genuine basis for his/her hardship, and if approved, can receive a discount or scholarship, depending on the circumstances. To apply for a discount or scholarship, please send your request in writing to Linda L. Castilla at: New York State Bar Association, One Elk Street, Albany, New York 12207.

Updates
Keep yourself abreast of the newest developments, such as optional tours, additional speakers, new sponsors, program changes, etc. by checking our website at http://www.nysba.org/sections/ilp/ilpsdesc.html.
# Schedule of Events

## Tuesday, October 21

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
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</thead>
<tbody>
<tr>
<td>6:00 – 8:00 pm</td>
<td>Chapter Chairs’ Reception&lt;br&gt;Amstel InterContinental Hotel Lobby</td>
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## Wednesday, October 22

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
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<tbody>
<tr>
<td>10:00 am - 2:00 pm</td>
<td>Chapter Chairs’ Luncheon&lt;br&gt;Apoloelaan 15, Amsterdam&lt;br&gt;<em>Sponsored by Allen &amp; Overy</em></td>
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<tr>
<td>2:00 pm</td>
<td>Conference Registration&lt;br&gt;Amstel InterContinental Hotel</td>
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<tr>
<td>4:00 – 6:00 pm</td>
<td>Executive Committee Meeting&lt;br&gt;Garden Room</td>
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<tr>
<td>6:30 – 8:00 pm</td>
<td>Welcoming Reception&lt;br&gt;Transfer by canal boat to the&lt;br&gt;Braggiotti Gallery&lt;br&gt;Singel 424, Amsterdam&lt;br&gt;<em>Hosted by the Bragiotti Gallery</em></td>
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## Thursday, October 23

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
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<tbody>
<tr>
<td>8:30 am</td>
<td>Conference Registration – Tulpzaal</td>
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<tr>
<td>9:00 – 9:15 am</td>
<td>Welcoming Remarks – Spiegelzaal</td>
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<tr>
<td></td>
<td><em>James R. Duffy, III&lt;br&gt;Chair, International Law and Practice Section</em></td>
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<td><em>A. Thomas Levin&lt;br&gt;President, New York State Bar Association, Albany</em></td>
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<td><em>Marco A. Blanco&lt;br&gt;Program Chair</em></td>
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<tr>
<td>9:15-10:55 am</td>
<td>Plenary Session I – Spiegelzaal&lt;br&gt;Corporate Control Contests in Europe - How Different is the Understanding of Shareholder Value In Europe and the US?</td>
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<tr>
<td></td>
<td><em>Co-Chairs</em></td>
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<td><em>Professor Steven R. Schuit&lt;br&gt;Allen &amp; Overy, Amsterdam</em></td>
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<td><em>George J. Sampas&lt;br&gt;Sullivan &amp; Cromwell LLP, London</em></td>
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<tr>
<td>11:00 - 11:15 am</td>
<td>Coffee break&lt;br&gt;<em>Sponsored by Flemming, Zulack &amp; Williamson, LLP</em></td>
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<tr>
<td>11:20 am – 1:00 pm</td>
<td>Program I – Spiegelzaal&lt;br&gt;Trends in the Extraterritorial Enforcement of Antitrust Law</td>
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<td><em>Chair</em></td>
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<td><em>Onno W. Brouwer&lt;br&gt;Freshfields Bruckhaus Deringer, Amsterdam</em></td>
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<td><em>Program II – Tuinzaal&lt;br&gt;Privacy, Internet and Intellectual Property - Legal Issues Related to Peer-to-Peer Sharing Over the Internet</em></td>
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<td><em>Co-Chairs</em></td>
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<td><em>Sarah B. Deutsch&lt;br&gt;Vice President and Associate General Counsel, Verizon Communications, Inc., New York City</em></td>
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<td><em>Christiaan Alberdingk Thijm&lt;br&gt;SOLV Advocaten, Amsterdam</em></td>
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<tr>
<td>1:00 – 2:15 pm</td>
<td>Program III – Spiegelzaal&lt;br&gt;The Legal Environment in Europe, and Notably the Netherlands, To Transact Hostile Take-Overs</td>
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<td><em>Co-Chairs</em></td>
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<td><em>Scott V. Simpson&lt;br&gt;Skadden, Arps, Slate, Meagher &amp; Flom LLP, London</em></td>
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<td><em>Joost van Lanschot&lt;br&gt;Stibbe, Amsterdam</em></td>
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<tr>
<td>2:15 – 3:55 pm</td>
<td>Program IV – Tuinzaal&lt;br&gt;The Impact of EU Law on Cross Border Taxation</td>
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<td><em>Co-Chairs</em></td>
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<td><em>Roderik Bouwman&lt;br&gt;NautaDutilh, Rotterdam</em></td>
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<td><em>James R. Shorter, Jr.&lt;br&gt;Thacher, Proffitt &amp; Wood, New York City</em></td>
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<tr>
<td>4:00 – 6:00 pm</td>
<td>Executive Committee Meeting&lt;br&gt;Garden Room</td>
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## Attendees

- **Speaker**
  - John G. Malcolm<br>Deputy Assistant Attorney General, US Department of Justice, Washington, D.C.
  - *Attorneys Luncheon*, Stadhouders Room
  - Speaker: To be announced.<br>*Sponsored by Curtis, Mallet-Prevost, Colt & Mosle LLP*
  - Program III – Spiegelzaal<br>The Legal Environment in Europe, and Notably the Netherlands, To Transact Hostile Take-Overs
  - *Co-Chairs*<br>Scott V. Simpson<br>Skadden, Arps, Slate, Meagher & Flom LLP, London
  - Joost van Lanschot<br>Stibbe, Amsterdam
  - *Speakers*<br>David A. Katz<br>Wachtell, Lipton, Rosen & Katz, New York City
  - Peter N. Wakkie<br>De Brauw Blackstone Westbroek, Amsterdam
  - Program IV – Tuinzaal<br>The Impact of EU Law on Cross Border Taxation
  - *Co-Chairs*<br>Roderik Bouwman<br>NautaDutilh, Rotterdam
  - James R. Shorter, Jr.<br>Thacher, Proffitt & Wood, New York City
  - *Speakers*<br>Dr. Thomas Link<br>CMS Hasche Sigle, Frankfurt
  - Derk Prinsen (Tax Advisor)<br>NautaDutilh, Luxembourg
  - Jonathan Schwarz<br>Tax Barrister, London
### Thursday, October 23 (continued)

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
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<tr>
<td>4:30 - 5:15 pm</td>
<td>Transfer to The Hague</td>
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<td>5:30 - 11:00 pm</td>
<td>Visit to the Peace Palace (Seat of the International Court of Justice) at The Hague</td>
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**Keynote Speaker**

*The Honorable Thomas Buergenthal*

Judge at the International Court of Justice

**Reception**

- Lobby of The Peace Palace

**Dinner**

- The Kurhaus in The Hague

**Sponsored by Stibbe**

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### Friday, October 24

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
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| 8:30 – 9:15 am | Continental Breakfast  
*Supported by Allen & Overy* |
| 9:15 – 10:55 am| Plenary Session II – Spiegelzaal  
*Co-Chairs*  
Joseph D. Pizurro  
*Curtis, Mallet-Prevost, Colt & Mosle LLP*  
New York City  
Peter von Schmidt auf Altenstadt  
*Houthoff Buruma, The Hague*  
*Speaker*  
Richard T. Marooney, Jr.  
*King & Spalding LLP, New York City*  
Margaret K. Pfeiffer  
*Sullivan & Cromwell LLP, Washington, D.C.*  
11:00 - 11:15 am | Coffee break  
*Supported by Phillips Nizer LLP*  
| 11:20 am -1:00 pm| Program V – Tuinzaal  
*Sarbanes-Oxley Act One Year After - Theory and Practice for Foreign Companies Listed on a US Stock Exchange*  
*Co-Chairs*  
Thijs Alexander  
*Clifford Chance LLP, Amsterdam*  
Bill Hobbs  
*Linklaters, New York City*  
| 2:15 – 3:55 pm| Program VII – Spiegelzaal  
*Decoding the Legal Conundrum of Cross Border Transactions - Help for Practitioners Through Harmonization*  
*Co-Chairs*  
Dr. Christophe Bernasconi  
*First Secretary, Hague Conference on Private International Law, The Hague*  
Joyce M. Hansen  
*Deputy General Counsel and Senior Vice President, Federal Reserve Bank of New York, New York City*  
*Speakers*  
Spiros Bazinas  
*UNCITRAL, Vienna*  
Philippe Dupont  
*Arendt & Medernach, Luxembourg*  
Guy Morton  
*Freshfields Bruckhaus Deringer, London*  
| 3:55 – 4:15 pm| Coffee break  
| 4:20 – 5:00 pm| Program VI – Spiegelzaal  
*Legal Preparation for the World Wide Trade of Carbon dioxide Emission Rights in Europe and the United States*  
*Co-Chair*  
Constantine Sidamon-Eristoff  
*Lacher & Lovell-Taylor, New York City*  
Rutger de Witt Wijnen  
*De Brauw Blackstone Westbroek, Amsterdam*  
7:00 – 9:30 pm | Attorneys Luncheon, Stadhouders Room  
*Speaker: To be announced*  
*Sponsored by Alston & Bird LLP*  
| 7:00 – 9:30 pm| Attorneys Luncheon, Stadhouders Room  
*Sponsor: To be announced*  
| 1:00 – 2:15 pm| Attorneys Luncheon, Stadhouders Room  
*Speaker: To be announced*  
*Sponsored by Alston & Bird LLP*  

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Saturday, October 25

9:15 – 10:55 am Program IX – Spiegelzaal
Creating an Integrated European Securities Market - The Need to Coordinate with the SEC
Co-Chairs
Pim Horsten
Allen & Overy, Amsterdam
William J. Williams, Jr.
Sullivan & Cromwell LLP, New York City

Program X – Tuinzaal
Transnational Practice and Legal Professionalism
Co-Chairs
Dolf Segaar
CMS Derks Star Busmann, Utrecht
Philip von Mehren
Curtis, Mallet-Prevost, Colt & Mosle LLP
New York City

Speakers
Carlos E. Alfaro
Alfaro Abogados, Buenos Aires
Jonathan Goldsmith
Secretary General of the Council of the Bars and Law Societies of the European Union, Brussels
Clifford J. Hendel
Aráoz & Rueda, Madrid

11:00 - 11:15 am Coffee break

11:20 am - 1:00 pm Program XI – Spiegelzaal
US and European Experiences in Privatizing the Electricity Industry and other Energy Providers
Chair
Max W.F. Oosterhuis
Loyens & Loeff, Rotterdam

Program XII – Tuinzaal
Choice of Law and Choice of Forum Clauses as Dispute Resolution Strategies or Pitfalls
Co-Chairs
Johan Droogmans
Alston & Bird LLP, Atlanta
Arent van Wassenaer
Norton Rose, Amsterdam

Speakers
Speakers from the following firms will participate:
Gide Loyrette Nouel
Laflive & Partners
Loyens & Loeff
Nörr Stiefenhofer Lutz
Norton Rose

7:00 - 11:00 p.m.
Formal Gala Dinner
Park Plaza
Rokin 78, Amsterdam
Sponsored by De Brauw Blackstone Westbroek
Loyens & Loeff is the first firm where lawyers, tax lawyers and civil-law notaries collaborate on a large scale to offer integrated professional legal services in the Benelux countries. Loyens & Loeff is an independent provider of corporate legal services. Our close cooperation with prominent international law and tax law firms makes Loyens & Loeff the logical choice for large and medium-size companies operating domestically or internationally.

From its inception, Loyens & Loeff’s expertise has stretched across borders. In addition to seven offices in the Netherlands, Belgium and Luxembourg, Loyens & Loeff has nine offices in the world’s major financial centres. The culture of Loyens & Loeff is characterised by a strong feel for entrepreneurship, the provision of high-quality services and mutual involvement. A focus on quality, openness, short lines and a minimum of hierarchy form the foundation for an informal and inspiring culture. This culture stimulates the search for pragmatic solutions to complex legal and tax problems.

Stibbe is a full-service commercial law firm with offices in Amsterdam, Brussels, London and New York. At the heart of Stibbe's practice are the corporate and commercial legal services we provide to our corporate and other institutional clients. Because of the quality and breadth of our practice we are frequently selected to advise on the most complex legal issues, including those of a cross-border nature.

In order to be effective at solving business problems we make a point of getting to know our clients and developing a clear understanding of their goals and needs. Seeing issues fully in context and having a strong commercial approach enables us to provide practical advice which is insightful, appropriate and achieves the right result.

Every client's needs are different, so we form teams as appropriate to provide tailor-made solutions. Our single partnership is united by common goals, working practices, knowledge and information systems so that we may co-ordinate easily across borders, providing consistent and high quality services to clients.

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www.citco.com

The Citco Group Limited is an organization of financial service providers, comprised of international banks, trust and fund companies. For over sixty years, the company has served the growing needs of a diverse client base from its network of international offices.

This diverse client base includes Multinational banks, Global 1000 companies, investment management firms, international real estate investors and high net worth individuals. These clients benefit from Citco's comprehensive range of services and diverse expertise. Citco provides corporate/fiduciary, fund administration and fund advisory services, brokerage, banking and data processing services, as well as international pension services. In all its business activities, Citco is dedicated to customer service, maintaining total client privacy and confidentiality within the necessary statutory frameworks.

DE BRAUW BLACKSTONE WESTBROEK

Advocaten Notarissen Belastingadviseurs

De Brauw Blackstone Westbroek is an independent law firm. De Brauw specialises in high-end legal advice in complex business transactions and commercial litigation for national and international companies, financial institutions and government bodies. Almost half of the top 100 companies in the Netherlands select De Brauw as their principal law firm (KSU, 2003). That says a great deal about the added value we provide.

Since the firm was founded in 1871, it has continuously focused on top quality legal services and on developing outstanding lawyers. De Brauw is a supportive and stimulating environment with inspiring and dedicated professionals, who share the ambition of being the best. De Brauw firmly believes in the combination of a strong corporate and finance practice and a centre of excellence for litigation. Our practice covers Dutch, EU and Netherlands Antilles law, including corporate law, mergers & acquisitions, banking, capital markets, asset and structured finance, insolvency, tax, corporate and commercial litigation, arbitration, EU/competition, intellectual property, information technology, real estate, environmental and public law and employment law. De Brauw has 81 partners and 280 associates.
SILVER SPONSORS

ALLEN & OVERY

Founded in 1930, Allen & Overy is a premier international law firm. With over 4,800 staff, including some 440 partners, working in 26 major centres worldwide we are able to provide effective, coordinated and decisive legal advice across three continents. Our clients include some of the world’s leading businesses, financial institutions, governments and private individuals.

Alston & Bird is a U.S. law firm with an extensive international and national practice and 675 attorneys in Atlanta; New York; Washington, D.C.; and Charlotte and the Research Triangle, North Carolina, as well as a Munich liaison office. We provide litigation, tax, intellectual property, transactional and wealth planning legal services that are among the most skilled in the U.S.

Curtis has a diversified practice and range of expertise which permits our lawyers to offer global representation in the most challenging assignments. Curtis’ core practices of International Corporate Law and Litigation are complemented by numerous specialty areas, including Admiralty, Banking & Regulatory, Bankruptcy & Creditors’ Rights, Environmental, Intellectual Property, Tax and Trusts & Estates.

Flemming, Zulack & Williamson, LLP is a thirty-lawyer firm founded in 1971 that concentrates its practice on defending parties, including major international companies with headquarters outside the United States, in civil disputes in New York. Our guiding objective is to provide the high quality services expected of leading large law firms at a lower cost.

Phillips Nizer LLP has been engaged in a wide-ranging practice of domestic and international law for over 75 years. Established by world-renowned trial attorney Louis Nizer, the firm today consists of 75 lawyers, well-respected and recognized in their fields. The firm’s principal office is in New York City, with additional offices in Garden City, New York and Hackensack, New Jersey.

HOST SPONSORS

ALLEN & OVERY

Host of Chapter Chairs’ Luncheon

The Braggiotti Gallery is exclusively dedicated to presenting unique works of contemporary glass and is a trusted supplier of glass to museums and collectors. Since its founding in 1987, the Braggiotti Gallery has been presenting artists from all over the world through an imaginative program of 8 to 10 exhibitions per year. The gallery represents more than 30 Dutch and international artists.