



Working Group Day 2017

March 17, 2017 // Frankfurt
Goethe-Universität //
Institute for Law and Finance

SEE YOU IN FRANKFURT!



Christian A. Krebs,
Coordinator of DAJV Working Groups

Join the DAJV Working Group Day 2017

Each year in March the DAJV working groups convenes their Annual Working Group Day in Frankfurt which – alongside the Annual Conference – is the flagship event of the DAJV. These working groups are forums that foster an intellectual and practical exchange among lawyers from all professions. The working groups present and discuss current topics and cases of transatlantic relevance with recognized experts from the U.S. and Germany. Our five working groups cover the following areas of law: (1) **Mergers & Acquisitions**, (2) **Tax**, (3) **Antitrust, Regulated Industries, Media**, (4) **Arbitration/Litigation/Mediation** and (5) **Constitution/Legislation/Public Law**. Each DAJV member may become a member of one or more working groups. The Working Group Day is open also to other interested persons.

The event concludes with a festive dinner, along with a dinner speech by a special guest.

Speaker this year is Dr. Reinhard Müller (FAZ).

More information

www.dajv.de

Contact

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Registration

www.xing-events.com/DAJV_Fachgruppentag_2017.html



March 17, 2017
Frankfurt

Program

9:00 a.m. – 12:00 p.m.

Pre Conference

DAJV Young Professionals

Law is in the air:

Cleared for takeoff into your legal career as inhouse lawyer with Fraport AG.

Venue

Frankfurt Airport

Fraport Schulungszentrum / Training Center
Gebäude / Building 161 (FRA Airport)
60547 Frankfurt am Main/Germany

1:00 p.m. – 6:30 p.m.

Working Group Day

with panel sessions of DAJV Professional Groups

1.00 p.m. Check-In

1.45 p.m. Welcome Remarks, Christian A. Krebs, LL.M.

2.00–4.00 p.m. Session I

4.00 p.m. Coffee Break

4.30–6.30 p.m. Session II

6.30 p.m.

Reception & Dinner

(end 10.00 p.m.)

Venue

Institute for Law and Finance

Goethe Universität Frankfurt
Campus Westend, House of Finance
Theodor-W.-Adorno Platz 3
D-60629 Frankfurt am Main/Germany

ARBITRATION LITIGATION MEDIATION

SESSION I

2.00 –4.00 p.m.

New Approaches to Attorney Remuneration and Financing in International Litigation/Arbitration on both sides of the Atlantic in times of Digitalization

“Our system of justice has become unaffordable to most”, said Lord Thomas, the Lord Chief Justice of England and Wales, in his 2015 report to the UK Parliament. As the hourly fees of top US and UK law firms have been on the rise for a while, clients are increasingly objecting to traditional approaches to attorney remuneration. This is especially the case when it comes to cross-border litigation and arbitration which distract from clients’ core business. Furthermore, there is a growing number of litigation funders in the market which agree with Claimants on a total budget for the financing of a proceeding until the final award or settlement, e.g. in a maximum amount of EUR 2 million. How is the market in Europe and the United States reacting to this? How should it react from a client’s perspective? What role do new technologies like Watson play? How do new financing models keep up with these developments? Questions like these will be discussed by our expert panelists.

SESSION II

4.30 –6.30 p.m.

German international arbitration law on a road to major reform

Germany has so far not been a hub for many cross-border arbitrations between German and US parties. Will the envisaged reform of both the Arbitration Rules of the German Institution of Arbitration DIS and Germany’s Arbitration law, the 10th book of the German Code of Civil Procedure change this status? Which issues of modernization of the German international arbitration law are in the focus of the working group of users and arbitration practitioners which has been called with this mission by the German Ministry of Justice? What was lacking so far and are drastic changes necessary? How can a harmonization between both reform projects be achieved? We look forward to interesting discussions.

Moderators

Dr. Alexandra Diehl, LL.M. (Suffolk)
Clifford Chance, Frankfurt

Dr. Rolf M. Winkler, LL.M. (Berkeley)
Haver & Mailänder, Stuttgart

Speakers

Christian Stuerwald
Head of Case Assessment, Calunius Capital LLP, London

Dr. Markus Burianski, LL.M. (Hull)
White & Case, Frankfurt

James H. Boykin
Hughes, Hubbard & Reed, Washington, D.C.

Moderators

Dr. Alexandra Diehl, LL.M. (Suffolk)
Clifford Chance, Frankfurt

Dr. Rolf M. Winkler, LL.M. (Berkeley)
Haver & Mailänder, Stuttgart

Speakers

James Menz, J.D.
Deputy Secretary General, Head of Case Management,
German Institution of Arbitration DIS e.V., Cologne

Dr. Jörg Kondring
General Counsel Voit GmbH, Heidenheim

ANTITRUST REGULATED INDUSTRIES MEDIA

SESSION I

2.00–4.00 p.m.

Hate speech on the Internet – Plurality of Opinions versus Censorship of Internet Companies?

Hate speech on the Internet is vividly discussed in Germany and in the U.S. While in the U.S. freedom of speech under Art. 1 of the Constitution frames the debate, German lawyers stress the barriers of Art. 5 of the Basic Law. The German Government intends to take stronger action against hate speech in social media. In advance of this, some large online companies have already switched off commentary functions in some cases and are expected to eliminate illegal contents. ARIM has invited three expert lawyers who will discuss the practical and legal aspects of the topic.

Moderators

Dr. Christa Pfeil-Kammerer, LL.M. (Bloomington)
Federal Cartel Office, Bonn

Dr. Jens Peter Schmidt
Partner, Mayer Brown LLP, Brüssel

Speakers

Holger Herzog
Legal Advisor, jugendschutz.net, Mainz

Dr. Christian Mensching, LL.M. (Columbia)
Partner, Redeker Sellner Dahs, Bonn

Prof. Dr. Angelika Niebler
Member of the European Parliament, Zorneding

CONSTITUTION LEGISLATION PUBLIC LAW

SESSION I & II

2.00–6.30 p.m.

Mobility 4.0: Legal Aspects of Autonomous Driving – a Comparison between Germany and the US

The Working Group Constitution, Legislation and Public Law will outline the existing legal framework of autonomous driving in Germany and the United States. While the issue of autonomous driving is of particular interest to the general public and technological developments in this area are innovative and extremely fast-moving, there are only few comprehensive contributions available, that outline the various (legal) challenges facing this new industry.

The legal concerns are manifold and stretch from the core fields of traffic law, contract law, liability and insurance law, as far as to questions of intellectual property rights, data privacy, data- and consumer protection as well as criminal and human rights law and even touch on questions of procedural and competition law.

The Working Group will debate some of these issues with representatives of academia, government and the private sector, portraying the challenges, but also pointing out possible solutions i.e. by law making.

Moderators

Prof. Dr. Jutta Stender-Vorwachs, LL.M. (Virginia)
Leibniz University Hannover

Katharina Wunderlich

Legislative Assistant to Dr. Günter Krings,
Parliamentary State Secretary at the Federal
Ministry of the Interior, Berlin

Speakers

Session I

Autonomous Driving in Germany from the Viewpoint of Academia and Public Administration

Prof. Dr. iur., Dr. h.c. Bernd H. Oppermann,
Prof. h.c. (UMCS), LL.M. (UCLA),

European and International Private Law and Commercial
Law at Faculty of Law, Leibniz University Hannover

MinDir Dr. Tobias Miethaner

Head of the Department Digital Society, Federal Ministry
of Transport and Digital Infrastructure (BMVI), Berlin

Session II

Autonomous Driving – A Comparison between Germany and the US

Dr. Klaus Schartel

Associate General Counsel, Director Legal M&A
and Cooperations, Daimler AG, Stuttgart

Dr. Justus Gaden

Büsing, Müffelmann & Theye, Berlin

MERGERS & ACQUISITIONS

SESSION I

2.00–4.00 p.m.

Fintech M&A – Players, deal structures and key issues

‘The future is bright for Fintech M&A’ - We’ll examine this statement by one of the leading law firms.

Fintechs are driving rapid technological advancement and are challenging business models throughout the financial industry.

What are the characteristics of the Fintech sector? How about the structural, regulatory and technical idiosyncrasies of M&A transactions? We’ll address these central issues in our review of two deals involving significant German Fintechs. The panel will discuss experience with common transaction structures and key issues, as well as future developments and challenges to the Fintech M&A market.

SESSION II

IN COOPERATION WITH A/RI/M

4.30–6.30 p.m.

Big Data Jungle – The use of artificial intelligence in M&A transactions in the 21st century

What are the real legal and financial risks of the acquisition of a company? What jeopardizes the target company’s reputation? In the context of a due diligence, prospective buyers and their legal and other advisors face the challenge of quickly filtering and assessing relevant or critical data from a large amount of electronically stored information. In this session we will discuss how artificial intelligence can help to achieve the objectives cost-effectively and quickly.

Moderator

Dr. Michael Fischer, LL.M. (Dickinson)

General Counsel, Managing Director,
UBS Europe SE, Frankfurt

Speakers

Dr. Michael Jünemann

Partner, Bird & Bird LLP, Frankfurt

Dr. Carsten Lösing

Local Partner, White & Case LLP, Hamburg

Max von Bismarck

Chief Business Officer & Managing Director,
Deposit Solutions GmbH, Hamburg

Dr. Markus Krüger, LL.M. (NYU)

Partner, Latham & Watkins LLP, Frankfurt

Dr. Sebastian Schäfer

Managing Director, TechQuartier / FinTech Community,
Frankfurt

Moderators

Dr. Markus Nauheim, LL.M. (Duke)

Partner, Gibson Dunn & Crutcher LLP, Munich

Stefan Peintinger, LL.M. (Georgetown)

Associate, SKW Schwarz, Munich

Speakers

Dr. Nils Krause, LL.M. (Durham)

Partner, DLA Piper LLP, Hamburg

Helmut Sauro

Senior Consultant, KrollDiscovery, Böblingen

TAX

TAX LAW

SESSION I

2.00–4.00 p.m.

Everything changes: Current developments in international Tax, especially the Destination based Cash Flow Tax and other US-Tax proposals and their consequences

International Tax Law is still a central issue. In particular, the proposed U.S. destination based cash flow tax may trigger substantial effects in the international tax world. Exports will be exempt, Imports no longer deductible and current international tax rules might be altered in economic terms.

These proposals as well as other current issues in international tax law will be analyzed in short case studies from the perspective of US companies, German Companies as well the German Authorities. The following discussion shall cover possible scenarios.

Moderator

Dr. Andreas Striegel, LL.M. (Miami)

Attorney at Law (New York)

Lawyer, Tax consultant, Mainfort, Frankfurt

Speakers

Roland Hummel, LL.M.

Lawyer, Tax consultant,

Head Tax Planning, Siemens AG, Munich

Dr. Christoph Hauser, LL.M. Eur.

Head of tax audit, fiscal authorities of Kassel I, Kassel

Dr. Peter Koberg

Head of Tax, Nestlé Unternehmungen Deutschland GmbH, Frankfurt

EVENING PROGRAMM

RECEPTION

6:30 p.m.

WELCOMING REMARKS

Dr. Olaf Christiansen, LL.M. (Dickinson, Penn State University)

President, Deutsch-Amerikanische Juristen-Vereinigung e.V.

Dr. Rolf Friedewald

Managing Director, Institute for Law and Finance, Goethe-Universität, Frankfurt

DINNER SPEECH

Nurse or Nuke? Land of Confusion

Alternative thruths and recent political events in the USA

Dr. Reinhard Müller

Senior Editor, Frankfurter Allgemeine Zeitung

REGISTRATION

FEES

Conference fees (working group day including dinner)

DAJV members

DAJV member 190,00 EUR

Government/Academia/Judges 110,00 EUR

Student/Law Clerk/Doctoral Candidate 60,00 EUR

Non-members

Person working at a DAJV

corporate member 190,00 EUR

Student/Law Clerk/Doctoral Candidate 70,00 EUR

Individual person 220,00 EUR

Guest (dinner only) 60,00 EUR

CONTACT

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REGISTRATION

Please register till March 10, 2017 on our website

or via XING Events at

www.xing-events.com/DAJV_Fachgruppentag_2017.html