



Business Information
In A Global Context

Fraud, Asset Tracing & Recovery in the Gulf

Legal Developments, Innovative Tactics and Successful Strategies for Civil Fraud Professionals

23rd – 25th January 2011 | Al Murooj Rotana Dubai Hotel, United Arab Emirates

Hear from the Experts:

Al Tamimi & Company

Baach Robinson Lewis

Bär & Karrer

Clifford Chance

Denton Wilde Sapte

Elham Ali Hassam & Associates

Habib Al Mulla & Co.

Hadef & Partners

Herbert Smith

Freshfields Bruckhaus Deringer

Fulbright & Jaworski

Kroll

Lawrence Graham

Maitland Chambers

Nardello & Co. LLC

Norton Rose

Outer Temple Chambers

Sonnenschein Nath & Rosenthal LLP

The Chambers of Andrew Mitchell QC

Withers

XXIV Old Buildings

The Hottest Issues in the Gulf Region:

- What are the legal frameworks in the Gulf region to assist asset tracing?
- How can a culture of consensus be achieved to avoid disputes?
- Examining the potential for using interim remedies in the Gulf
- Predicting asset freezing laws in common law and civil jurisdictions and using them to best advantage
- The impact of regional insistence on banking secrecy vs the need for banking transparency
- What are the limits to current methods that can be used to obtain evidence?
- What are the advantages and challenges of recovering assets completely independently of criminal proceedings?
- The advantages and disadvantages of anti-corruption approaches to self disclosure

In-depth post-conference workshop on **Conducting Cases in the DIFC Courts**

See inside for further details

Up to
12.0 CPD



Welcome Reception & Delegate Dinner Co-Hosted By:

Associate Sponsors:

**C L I F F O R D
C H A N C E**

HADEF & PARTNERS

**Nardello
& Co.**

KROLL

To register call +44 (0) 20 7878 6888 or register online at www.C5-Online.com/FraudGulf

As the global economy emerges from a period of significant decline, evidence of fraudulent activity is being discovered with increasing regularity. With major uncertainty in the property market, an apparent lack of cash-flow in the system and a calling of performance bonds in major engineering and construction projects, it is clear that the attention of those tracing and recovering the proceeds of crime is increasingly focussed on the Gulf Region.

As the tide washes out, fraud practitioners are left to gather the evidence, trace and recover the assets hidden in ever more concealed locations. The complexity associated with tracing assets in the region, coupled with the uncertainty in insolvency laws and the fledgling court system, means practitioners need to be fully versed on the legal developments, tactics and strategies to achieve results for their clients.

Fraud, Asset Tracing and Recovery opportunities are increasing in the Gulf region – Do you have the expertise needed to capitalise?

Building on **C5's** unrivalled reputation in Civil Fraud events, **Fraud, Asset Tracing and Recovery in the Gulf** will bring together the leading lawyers, forensic accountants and regulatory experts to share experiences and make lasting business relationships in this exciting region. In addition to extensive coverage of how the key legal challenges can be addressed, our expert faculty will provide you with examples of solutions and strategies that will help you build your plan for fraud litigation, monitor increased fraud activity and maximise the array of potential opportunities available in this challenging region.

Fraud, Asset Tracing and Recovery in the Gulf has been fully researched and developed to ensure the latest case-law, tactics, tips and techniques are shared amongst the true industry experts from across the globe.

Reasons to attend this industry leading event:

- **The leading experts** from the United Arab Emirates, Bahrain, Saudi Arabia, United Kingdom, United States and continental Europe give you the inside track on working in the Gulf region
- **High profile panel discussions:** including The Changing Interface between Criminal and Civil Proceedings in the Gulf
- **Case studies: Saudi Arabia** – how one of the largest Fraud investigations in the world is sending shockwaves through the region
- **The hottest topics:** including how to obtain and use injunctive relief and enforcement of judgments in the Gulf
- **Unique networking opportunities:** join your peers at our welcome dinner at our wonderful hotel location!

No other series of Fraud conferences are so detailed or well respected within the industry – just ask one of the hundreds of senior professionals who have returned year-on-year in London and Geneva.

Book now to avoid disappointment

1. ONLINE at www.C5-Online.com/FraudGulf
2. PHONE our registration hotline on **+44 (0)20 7878 6888**
3. FAX your details directly to **+44 (0)20 7878 6896**
4. EMAIL your details directly to Registrations@C5-Online.com

Media Partner

FRAUDWATCH
www.fraudwatchonline.com

Who Should Attend?

- Solicitors and barristers specialising in fraud, banking litigation and insolvency litigation
- Forensic accountants and litigation support accountants
- In-house lawyers, risk analysts and heads of financial crime from:
 - banks and other financial institutions
 - public enforcement bodies
 - insurers
 - corporates
- Private investigators and other recovery specialists

Global Sponsorship Opportunities

C5, along with our affiliate organisations in New York, **American Conference Institute (ACI)** and in Toronto, **The Canadian Institute (CI)**, works closely with sponsors to create the perfect business development solution catered exclusively to the needs of any practice group, business line or corporation. With over 500 conferences held in Europe, Russia and the CIS, China, India, the US and Canada, **C5**, **ACI** and **CI** provide a diverse portfolio of first-class events tailored to the senior level executive.

For more information about this program or our global portfolio, please contact: Jonathan Price on +44 (0)20 7878 6907 or email j.price@C5-Online.com

Welcome Reception and Delegate Dinner – 23rd January 2011

18.30 *Conference Registration and Welcome Drinks*

19.30 *Delegate Dinner for Conference Delegates, Speakers and Special Guests including:*

Registrar Mark Beer, DIFC Courts

Co-Hosted By: **CLIFFORD
CHANCE**

HADEF & PARTNERS



Main Conference Day One – 24th January 2011

9.00 Chair's Opening Remarks

Richard Briggs
Executive Partner, Hadeff & Partners

9.15 Keynote Address: A View from the Bench

Mr Justice Michael Briggs
High Court of England and Wales

9.45 Examining the Developing Nature of Fraud Litigation in the Gulf Region

Moderator:

Richard Briggs
Executive Partner, Hadeff & Partners

Panel:

Patrick Bourke
Partner, Norton Rose

Mazen Boustany
Head of Banking & Finance, Habib Al Mulla & Co

- Assessing current levels of fraudulent activity in the Gulf region
 - update on the increased activity and its wider impact
- What are the legal frameworks in the Gulf region to assist asset tracing?
- How can a culture of consensus be achieved to avoid disputes?
 - to what extent is the culture changing or evolving in light of the financial collapse?

11.00 Morning Refreshments

11.30 Obtaining and Using Injunctive Relief and Enforcement of Judgments in the Gulf

Graham Lovett
Gulf Managing Partner, Clifford Chance LLP

Paul Stothard
Partner, Denton Wilde Sapte*

Eric Lewis
Partner, Baach Robinson & Lewis

- Examining the potential for using interim remedies in the Gulf:
 - freezing orders
 - disclosure orders
 - confiscation orders

- Understanding when personal attachment orders can be made
- Assessing the potential impact of asset disclosure procedures
- When do I need local judicial assistance?
 - how does this vary?
- How quick and effective can the Court systems be?
- What remedies are available in the DIFC?
- If you are not caught by the DIFC jurisdiction, what options are available in the rest of the Gulf?
 - judicial requests
 - obtaining extra information

12.30 Lunch

14.00 Asset Tracing and Recovery in Civil, Common Law and Offshore Jurisdictions

Robert Hunter
Partner, Herbert Smith

- Relevant features of offshore jurisdictions for asset tracing
 - common law or civil law
 - confidentiality and professional secrecy
 - money laundering legislation
- Breaking open offshore trust structures
 - settlor's reserved powers
 - insolvency and asset protection
 - proof of sham and judgment recognition
- Predicting asset freezing laws in common law and civil jurisdictions and using them to best advantage
 - seizure in rem or in personam?
 - access to seized assets
- Regulatory and criminal proceedings - some do's and don'ts
 - assessing regulatory infrastructure
 - use of documents obtained
 - knock on impact of criminal proceedings

14.45 Insolvency Remedies in the Gulf

Andrew Witts
Partner, Lawrence Graham

- Considering complex financial instruments and their use for fraudulent activity
 - how can they be unravelled?
- What are banks in the region doing to assist in fraud prevention and recovery of assets?
- Misappropriation and the difficulty in evidence gathering
 - complexity of documentation

Panel Discussion

- The role of regulation and enforcement
- The impact of regional insistence on banking secrecy vs the need for banking transparency
 - understanding customer concerns in challenging jurisdictions
 - demystifying the “corporate veil” when looking at bank accounts
- What does the insolvency framework look like and is it being used?
- The DIFC Insolvency Law: theory and practice
 - cases so far
- Wider Dubai and the other “free zones”
- How are the regulators getting involved?
 - are they working together effectively?
- Examining the pitfalls when seeking insolvency remedies
- The personal cheque as security: is it a help or a hindrance?
- Are banks playing their part in developing good lending and good practice?
- Is anti-money laundering legislation having an impact (or just given lip service)?

15.15 Afternoon Refreshments

15.45 Conducting Asset and Fraud Investigations in the Gulf and Beyond

Daniel Nardello

Principal, Nardello & Co. LLC

Rana Feghali

Head of Middle East Practice, Nardello & Co. LLC

Benito Romano

Partner, Freshfields Bruckhaus Deringer

- Legal issues in obtaining evidence, fact finding and intelligence gathering in the Gulf Region and potential conflicts between jurisdictions
 - legal framework for conducting investigations
 - prejudgment investigative strategies for asset traces
 - political/cultural obstacles to asset tracing and fraud investigations
- Exploring different ways of obtaining information in the Gulf States
 - public records review
 - identifying and using confidential sources
 - other investigative measures including surveillance and consensual recordings
- The international connection - how/why investigations point elsewhere
 - knowledge of the asset chain; patterns of behavior and trends
 - when to begin the process of identifying assets outside the region
- Limits to investigator’s capabilities in the Gulf and beyond to obtain facts, evidence and intelligence – what can I instruct investigators to do to assist my case?
 - legal restrictions and requirements
 - ethical issues
 - cultural challenges
 - availability and reliability of public records and other open source records
- Examining the interplay between lawyers, corporate/clients and private investigators

16.30 Tracing Assets in Saudi Arabia

Andrew Ford

Partner, Withers

Ali Hamed Almihdar

Outer Temple Chambers

With huge global Fraud disputes in Saudi Arabia sending tremors through the Gulf region’s financial community, it is clear that numerous legal advisors will be required as more investigations are instigated. This session will set out the difficulties faced and the ways they can be overcome.

17.15 Chair’s Closing Remarks and End of Day One

Main Conference Day Two – 25th January 2011

9.00 Chair’s Opening Remarks

Keith Oliver

Senior Partner, Peters and Peters

9.15 The Changing Interface between Criminal and Civil Proceedings in the Gulf

Moderator:

Keith Oliver

Senior Partner, Peters and Peters

Panel:

Judge Dario Zanni

Investigating Magistrate of the Republic and Canton of Geneva

Paul Girolami QC

Maitland Chambers

Saverio Lembo

Partner, Bär & Karrer

Hassan Arab

Partner, Al Tamimi & Company

- Why has the default position been to seek criminal remedy in the Gulf?
 - how is this changing?
- Mixing and matching civil and criminal remedies
 - when to use regulatory action to aid civil asset recovery
 - how does that fit with regulatory regimes?
 - the dangers vs rewards of forum shopping
 - using powerful local civil remedies
 - using arrest warrant provisions in asset recovery
- What are the advantages/challenges of recovering assets completely independently of criminal proceedings?
- What are the current criminal prosecution priorities in the Gulf?
- How can you use the criminal process to get a freezing order?
 - using the “Partie-Civile” system
- How can a criminal prosecutor go about
 - recovering assets?
 - presenting evidence?
- How can reciprocal enforcement be used to your advantage?
- Examining extradition issues in the Gulf
 - how can sensitive political barriers be overcome?

Panel Discussion

10.30 Morning Refreshments

11.00 How Anti-Corruption Measures Can Be Used as an Aid in Asset-Recovery and Fraud Investigations

Andrew Mitchell QC

The Chambers of Andrew Mitchell QC

Orlando E. Vidal

Partner, Sonnenschein Nath & Rosenthal LLP*

- Using international anti-corruption measures in fraud investigations
 - immunity notices for employees
 - plea bargaining
 - civil recovery orders
 - US style monitoring arrangements
 - confiscation
- The impact of the UK Bribery Act on Fraud in the Gulf
- The impact of economic sanctions for fraudulent actions
- Analysing the advantages and disadvantages of anti-corruption approaches to self disclosure
- How have the money laundering regulations changed in the Gulf to assist fraud lawyers?
 - what difference will this make in practice?

11.45 Effective Use of Forensic Accounting to Support Fraud and Asset Tracing

Stephen Millington

Financial Investigations, Kroll (Dubai)

- Why the principles of bookkeeping mean that all transactions will be captured in accounting books, somewhere, somehow
- Exploring evidence that can be uncovered through forensic accounting
 - who knew about a transaction?
 - how was it approved?
 - where did the money go to?
 - what other payments were made to the beneficiary?
- How can the results of a forensic accounting investigation be used to support an asset tracing recovery exercise?

- How can information obtained through disclosure be cross checked against accounting records and vice versa?
- How can information from a company's books and records be used to check information gathered from external investigations and vice versa?
- Using information in preparing for and conducting interviews
- Techniques used to search large quantities of electronic account information such as SWIFT payments or accounting ledgers to identify transactions of interest

12.45 Chair's Closing Remarks

* Effective 30th of September 2010, Denton Wilde Sapte and Sonnenschein Nath & Rosenthal LLP will combine to form SNR Denton

Post-Conference Masterclass
25th January 2011
14.30 – 17.30 (Registration at 14.15)

Conducting Cases in the DIFC Courts

Philip Punwar

Partner, Fulbright & Jaworski

Rita Jaballah

Senior Associate, Al Tamimi & Company

Michael Black QC

XXIV Old Buildings

Join your Masterclass leaders, senior lawyers with extensive experience of working in the DIFC Courts, in this practical guide to preparing pleadings and evidence and conducting hearings in Dubai.

Identifying the potential pitfalls and highlighting tips and techniques, your Masterclass leaders will give detailed examples of pleadings tried and tested in DIFC Court proceedings. Ensure you are not left behind your competitors and are in a position to file effective, well-drafted applications whenever the client calls...

Sponsored By:

**CLIFFORD
CHANCE**

International law firm **Clifford Chance** combines the highest global standards with local expertise. Leading lawyers from different backgrounds and nationalities come together as one firm, offering unrivalled depth of legal resources across the key markets of the Americas, Asia, Europe and the Middle East.

HADEF & PARTNERS

Hadef & Partners is a long-established UAE law firm with a team of over 80 lawyers in Abu Dhabi and Dubai. We understand the laws, traditions, challenges and opportunities of the region. Just as the UAE has grown and developed since its formation in 1971, so have we. From 1980, when Dr. Hadeef Al Dhahiri, the current UAE Minister of Justice, founded the firm, we have developed into a leading commercial law practice.

**Nardello
& Co.**

Nardello & Co. is an international investigative firm that provides a broad range of services including asset tracing, corporate fraud investigations, pre- and post-transaction due diligence and litigation support. Our professional team - including former prosecutors and law enforcement officials, skilled investigators and forensic accountants - uncovers the critical information our clients need.

KROLL

Kroll is an international advisory firm with offices in the Middle East, Europe, Asia and the Americas. We bring a unique mix of accounting and investigative skills to advise clients on fraud, corruption, regulatory breaches, disputes and other commercially sensitive issues, that may result in financial or reputational damage to businesses.

To register call +44 (0) 20 7878 6888 or register online at www.C5-Online.com/FraudGulf



Business Information
In A Global Context

Fraud, Asset Tracing & Recovery in the Gulf

Legal Developments, Innovative Tactics and Successful Strategies for Civil Fraud Professionals

Priority Service Code

547L11.N&C

To secure your 15% discount please ensure to quote the priority service code when booking

5

EASY WAYS TO REGISTER



WEBSITE: www.C5-Online.com/FraudGulf



REGISTRATIONS & ENQUIRIES
+44 20 7878 6888



EMAIL: registrations@C5-Online.com



FAX: +44 20 7878 6896



PLEASE RETURN TO
C5, Customer Service
6th Floor, Trans-World House, 100 City Road
London EC1Y 2BP, UK

FEE PER DELEGATE	Register & Pay by 1 Nov. 2010	Register & Pay by 17 Dec. 2010	Register after 17 Dec. 2010
<input type="checkbox"/> ELITEPASS*: Conference & Workshop	£1798	£1898	£1998
<input type="checkbox"/> Conference Only	£1299	£1399	£1499

*ELITEPASS is recommended for maximum learning and networking value.

CALL FOR GROUP DISCOUNTS

Book 4+ places and save. Call +44 (0) 20 7878 6888.

DELEGATE DETAILS

NAME _____ POSITION _____

APPROVING MANAGER _____ POSITION _____

ORGANIZATION _____

ADDRESS _____

CITY _____

POSTCODE _____ COUNTRY _____

PHONE _____ FAX _____

EMAIL _____

TYPE OF BUSINESS _____

FOR MULTIPLE DELEGATE BOOKINGS PLEASE COPY THIS FORM

PAYMENT DETAILS

Event Code: 547L11-DBI

BY CREDIT CARD

Please charge my AMEX VISA MasterCard

NUMBER _____ EXP. DATE _____

CARDHOLDER _____

BY CHEQUE

I have enclosed a cheque for £ _____ made payable to C5

BY BANK TRANSFER

C5 Communications Limited

Account Name: C5 Communications Limited

Bank Name: HSBC BANK Plc

Bank Address: 31 Chequer Street, St Albans Herts AL1 3YN, UK

Bank Branch: St Albans Branch

BIC (Bank Identifier Code): MIDLGB22

GBP Account (VAT num: 913 0992 30)

IBAN: GB41 MID L 4040 0182 1816 22

Sort Code: 40-40-01

If you wish to pay in Euro€ or USD\$ please contact Customer Service

ADMINISTRATIVE DETAILS

Date: 23rd – 25th January 2011

Time: 9.00 – 17.30

Venue: Al Murooj Rotana Dubai Hotel

Address: Al Safa Street (off Sheikh Zayed Rd), PO Box 117546, Dubai, UAE

Telephone: +971 (0)4 321 1111

An allocation of bedrooms is being held for delegates at a negotiated rate until 10 December 2010. Please check our website for more information.

DOCUMENTATION IS PROVIDED BY CD

The documentation provided at the event will be available on CD only. If you are not able to attend, you can purchase a CD of the presentations provided to delegates on the day of the event. Please send us this completed booking form together with payment of £350 per copy requested. For further information please call +44 (0) 207 878 6888 or email enquiries@C5-Online.com.

CONTINUING EDUCATION

9.0 hours (conference only) plus 3.0 hours for the workshop towards Continuing Professional Developments hours (Solicitors Regulation Authority). Please contact C5 for further information on claiming your CPD points.

PAYMENT POLICY

Payment policy is due in full upon registering. Your entry to the event will not be guaranteed until payment has been received. All discounts will be applied to the Main Conference Only fee (excluding add-ons), cannot be combined with any other offer, and must be paid in full at time of order. Group discounts available to individuals employed by the same organisation.

TERMS AND CONDITIONS

You must notify us by email at least 48 hours in advance if you wish to send a substitute participant. Delegates may not "share" a pass between multiple attendees without prior authorization. If you are unable to find a substitute, please notify C5 in writing no later than 10 days prior to the conference date and a credit voucher will be issued to you for the full amount paid, redeemable against any other C5 conference. If you prefer, you may request a refund of fees paid less a 25% service charge. No credits or refunds will be given for cancellations received after 10 days prior to the conference date. C5 reserves the right to cancel any conference for any reason and will not be responsible for airfare, hotel or any other costs incurred by attendees. No liability is assumed by C5 for changes in program date, content, speakers or venue.

INCORRECT MAILING INFORMATION

If you receive a duplicate mailing of this brochure or would like us to change any of your details, please email data@C5-Online.com or fax the label on this brochure to +44 (0) 20 7878 6887. To view our privacy policy go to www.C5-Online.com/privacy_policy_statement.