



Business Information
In A Global Context

Up to
11.3 CPD

Hear Directly from
Pension Funds on their
Class Action Strategies

SECURITIES CLASS ACTIONS

Develop your litigation strategy to best represent the interests of institutional investors through class, group and representative actions worldwide

13 May 2013 | Grange Tower Bridge Hotel | London, UK

Benchmark your litigation experiences with leading pension funds



Daniel Summerfield
Co-Head of Responsible Investment
Universities Superannuation
Scheme IM



Sarah Hutchinson
Head of Finance
BA Pensions



Roger Buttery
Trustee
Shipbuilding Industries
Pension Scheme



Saida Nhass
Investment Manager
ING Pensioenfonds



Jan Matej
General Counsel
AP1



Owen Thorne
Investment Officer
Merseyside Pension Fund

Attend this highly practical event and receive expert advice and guidance on the critical aspects of bringing and defending securities class, group and representative actions including:

- Examining the fiduciary role of fund managers and trustees: How can you ensure that you are meeting your fiduciary responsibilities to claim monies legally owed to your fund?
- The inside track from institutional investors on their objectives, experiences and strategies when bringing securities class actions
- How to factor recent international case law developments into your securities class action strategy
- Minimising costs exposures and understanding new funding options when engaging in litigation
- How to successfully administer class actions – Top tips for settlements & damages calculations

Enhance your conference experience by attending our two optional early riser and post conference Master Classes:

EVERYTHING YOU NEED TO KNOW TO BRING SUCCESSFUL CLASS AND COLLECTIVE ACTIONS

WINNING STRATEGIES FOR DEFENDING CLASS ACTIONS

See inside for further details

In conjunction with:



Executive Sponsor:



Media Partners:



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

ENSURE YOU ARE MEETING YOUR FIDUCIARY OBLIGATIONS

Fund managers and Trustees are becoming increasingly proactive in monitoring and responding to securities class actions, as they recognise the opportunity to secure meaningful monetary recoveries for investors and obtain governance reform. It is estimated that Northern European pension schemes lost more than €450 billion at the height of the financial markets crisis in 2008*, however around a quarter of Northern European pension schemes are not participating in available class action cases*.

A failure to engage in class actions can leave billions in unclaimed settlements, compromise both portfolio returns and the ability to fulfill fiduciary responsibilities to investors, by benefiting more active members of the class.

With the *Morrison vs NAB* ruling restricting class action recoveries in the US in recent years, investors are increasingly looking to seek redress in other jurisdictions through alternative litigation strategies. With the advent of third party litigation funding as well as damage based agreements this year, the UK is now being viewed as an emerging venue for securities class actions.

This conference in conjunction with iiTRA Limited (the Institutional Investors Tort Recovery Association) has been organised for pension funds, institutional investors, asset managers and their advisors and will focus on both bringing and defending securities class action cases both in the UK, Continental Europe, US and worldwide.

With securities class action lawsuits expected to grow even larger and more complex in the years ahead, it is imperative that institutional investors understand and put in place the right systems to manage the risks and maximise the opportunities. By attending this conference you will be able to make informed strategic decisions on exercising your legal rights, to help secure recoveries for your clients.

Top reasons to attend this unique event

- Hear what lessons major pension funds have learnt from bringing securities class actions and whether they have achieved the desired outcomes
- Get up to speed with the latest international case law and legal developments in this field so that you can make an informed choice when considering litigation in different jurisdictions
- Understand what reputational risks are involved in bringing or defending such cases and how they can be mitigated
- Gain a comprehensive understanding of the funding options available for class action litigation and how to limit the risks of adverse costs orders
- Hear the corporate experience of securities class actions including how corporate governance or strategic changes can be implemented in companies that are subjected to securities class actions litigation

*Figures from GOAL Group

EXPERT SPEAKER FACULTY

Jan Matej, General Counsel,
AP1

Sarah Hutchinson, Head of Finance,
BA Pensions

Bo Spanding, Chief Consultant,
Danske Invest Management A/S

Ben Knüppe
Advisor and former C.E.O. of Dexia,
Bank (Netherlands),
Trustee in bankruptcy of DSB Bank N.V.

Paul Coenen, Head of Legal,
Dutch Investors Association

David Greene, Partner,
Edwin Coe LLP

Dr John Mellor, Founder,
Foundation for Governance Research
and Education

Susan Dunn, Head of Litigation,
Harbour Litigation Funding Limited

Saida Nhass, Investment Manager
ING Pensioenfond

David Scott, Managing Partner,
Scott and Scott LLP

Hardeep Nahal, Partner
McGuire Woods LLP

Owen Thorne, Investment Officer,
Merseyside Pension Fund

Daan F. Lunsingh Scheurleer, Partner,
NautaDutilh N.V.

Jeremy A Lieberman, Partner,
Pomerantz Grossman Hufford Dahlstrom
& Gross LLP

Marc I Gross, Managing Partner,
Pomerantz Grossman Hufford Dahlstrom
& Gross LLP

David Rigg, Founder and Managing Director,
Project Associates

Prof Rachael Mulheron, Department of Law,
Queen Mary University of London

Klaus Rotter, Rechtsanwalt, Partner,
Rotter Rechtsanwaelte

Jeremy Marshall, Partner,
Irwin Mitchell

Roger Buttery, Trustee,
Shipbuilding Industries Pension Scheme

Daniel Summerfield
Co-Head of Responsible Investment,
Universities Superannuation Scheme IM

AN EXCLUSIVE CONFERENCE DESIGNED FOR THE FOLLOWING GROUPS

- From Pension Funds and Institutional Investors:
 - Fund Managers
 - Trustees
 - In-House Counsel
- From Asset Management Firms:
 - Asset Managers
 - Portfolio Managers
- Private Practice Lawyers Specialising in:
 - Commercial litigation
- Third Party Class Action/Litigation Funding Providers
- Insurers, claims manager, adjusters and Risk Managers Specialising in:
 - Directors and Officers Liability
- Custodians

CUSTOMISE YOUR CONFERENCE TO GAIN MORE BENEFITS

EARLY RISER PRE-CONFERENCE MASTER CLASS MONDAY 13 MAY, 2013

7.30 – 9.45 AM

Everything you Need to Know to Bring Successful Class and Collective Actions

Klaus Rotter
Rechtsanwalt, Partner
Rotter Rechtsanwälte

This interactive masterclass will guide you through the key elements required to be successful in securities class actions. The in-depth analysis of key practical considerations include:

- What is the difference between a representative action, a model case proceeding and a class action?
- Is there an advantage to one as against the other?
- The anatomy of a class action – what makes a good/bad class action?
- How a class action works in practice
- How do you maximise the strategic benefit for the claimant and the class?
- How do you go about selecting the lead claimant?
- Presenting your case - Forms and documentation required and how to complete them for a claim
- Calculating the quantum of a claim
- What happens when there is a settlement, what are the options available?
- Why you can expect a higher individual damage compensation under non-US class action regimes
- The different types of damage recovery (e.g share price difference, full compensation of the investment)

AGM FOR iiTRA MEMBERS

Free to Attend

8.30 – 9.45 AM

Break-Out AGM for iiTRA members

iiTRA (the Institutional Investors Tort Recovery Association) is an independent member-organisation dedicated to managing the interests of pension funds, insurance companies, asset managers, family offices and others with substantial holdings in securities (outside the United States) in relation to their securities class action rights in cases where the value of their investments has been wrongfully damaged.

The iiTRA Annual General Meeting will feature discussions on recent developments in institutional investor recoveries, including a key address on the importance of and strategies for alternative and opt-out litigation. Representatives of members will receive an update on iiTRA activities. Representatives of funds will be able to learn more about iiTRA and the benefits of membership.



iiTRA AGM sponsored by: **POMERANTZ**
GERMANIAN TRADING BANKING & CAPITAL

Conference delegates are welcome to attend the AGM as observers

POST-CONFERENCE MASTER CLASS TUESDAY 14 MAY, 2013

9.00 AM – 12.00 PM

Winning Strategies for Defending Class Actions

Daan F. Lunsingh Scheurleer, Partner
NautaDutilh N.V.

Jeremy Marshall, Partner
Irwin Mitchell

This master class is suitable for corporate counsel and private practice lawyers and will give practical guidance on how to successfully manage and defend securities class actions claims.

- How to protect against and strike out frivolous law suits
- Managing the risks of excessive claims to force companies into settlement
- How to mitigate the damage of a class action claim and negotiate early settlements
- What corporate counsel look for when instructing a defence team
- Developing an effective litigation strategy
- Attacking the representatives claims and undermining the class
 - establishing that individual issues prevail more than common issues
 - how to handle simultaneous actions in multiple jurisdictions

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

MAIN CONFERENCE: MONDAY 13 MAY, 2013

9.00 **Registration and Coffee**

10.00 **Chair's Opening Remarks**

10.10 **Examining the Fiduciary Duties of Fund Managers and Trustees in Relation to Their Clients: To What Extent are They Obligated to Seek Redress through Class Action Litigation?**

Dr John Mellor, Founder
Foundation for Governance Research and Education

Bo Spanding, Chief Consultant
Danske Invest Management A/S

- Do asset managers owe a wider range of duties to their clients?
- Should an asset manager be stepping into their client's shoes to facilitate litigation?
- Who has the responsibility for either participating or facilitating participation in class actions?
- What activities is it prudent and reasonable to expect an asset manager to carry out on behalf of investors?
- To what extent could trustees and asset managers be held accountable or incur liability if they don't pursue these actions?
- At what point are trustees/asset managers obliged to consider taking action in cases?
- What factors should they take into consideration when considering whether to pursue a claim?

10.50 **Morning Refreshments**

11.10 **The Insiders' Guide to Launching Class Actions: Fund Managers and Trustees Share Their Objectives, Experiences and Litigation Strategies**

Roger Buttery, Trustee
Shipbuilding Industries Pension Scheme IM

Daniel Summerfield, Co-Head of Responsible Investment, Universities Superannuation Scheme IM

Sarah Hutchinson, Head of Finance
BA Pensions

Owen Thorne, Investment Officer
Merseyside Pension Fund

Saida Nhass, Investment Manager
ING Pensioenfond

- The role of pension funds, trustees and asset managers in facilitating securities class actions
- Why are they interested in bringing class actions, what are the perceived benefits?
- To what extent are investors the driving force behind making claims?
- Who should take responsibility and what input do asset managers have in that?
- What actions have they taken to facilitate such actions?
- What lessons have been learnt from bringing such cases and have they achieved the desired outcomes?

- Strategies for settlement of claims
- How will fund managers and trustees bring class actions in the future and how would they like to see the system develop?

12.20 **Incorporating the Latest International Case Law and Developments into Your Securities Class Action Strategy**

David Scott, Managing Partner
Scott and Scott LLP

Paul Coenen, Head of Legal
Dutch Investors Association

David Greene, Partner
Edwin Coe LLP

US

- US litigation trends and developments in securities class actions: filings and settlement trends
- The ramifications of *Morrison v National Bank of Australia* – how have “foreign” claimants brought claims following this decision?
- Recent developments in US class actions: RMBS litigation, opt-out litigation
- The latest on the BP case as well as other US shareholder actions and the outlook for class actions from European investors

Europe

- An overview of securities class actions in different European jurisdictions
 - the UK as an emerging venue for securities class actions
 - trends in these proceedings, how are cases being decided?
 - what are the typical awards?
 - RBS litigation and other cases
 - recent cases and developments in class actions in the Netherlands including the Converium case
 - settlement mechanisms in the Netherlands which are binding for all class members
 - collective redress mechanisms in Europe
 - funding of securities claims in the UK, following the Jackson reforms on 1st April

13.45 **Networking Lunch**

15.00 **Managing Your Reputational Risk – How can Claimants Mitigate PR Exposures when Engaging in High Profile Litigation?**

David Rigg, Founder and Managing Director
Project Associates

- Examining the reputational impact on a party if they lose a high profile case
- What are the risks of being sued by investors when litigation is not successful?
- What is the wider reputational damage that can occur as a result of bringing such cases and how can it be overcome?
- Developing an effective PR plan
- Dealing with negative media exposure
- The benefits of collective action and sharing the burden of litigation



15.30 A View from the Defendant: What is the Corporate Experience of Securities Class Actions and What Lessons Can Shareholders Learn?

This session will focus on the corporate experience of managing high profile class actions. It will examine how companies have handled or defended such claims as well as looking at corporate governance or strategic changes that were implemented in the wake of litigation.

Ben Knüppe, Advisor and former C.E.O. of Dexia Bank (Netherlands), Trustee in bankruptcy of DSB Bank N.V.

- How do corporates view securities class action claims?
- Are they a zero sum game or can they bring about real change in the boardroom?
- What can parties do at an early stage in order to avoid litigation?
- How do companies engage with their shareholders once an action has been launched?

16.00 **Afternoon Refreshments**

16.15 Minimising Exposures and Evaluating New Funding Options in Respect of Litigation Costs

Susan Dunn, Head of Litigation Funding, Harbour Litigation Funding Limited

Professor Rachael Mulheron, Department of Law, Queen Mary University of London; member of the CJC Working Group on the Code of Litigation Funding for England and Wales

- A snapshot of the actual, and potential, collective action regimes in England
- The importance of financing in class actions – how can it affect the outcome of a case?
 - what are the options for financing class actions now?
 - conditional Fee Agreements – still attractive?
 - damages Based Agreements – a partial solution
 - after the Event Insurance – the decline of the deferred premium
 - third Party Funding

- Getting the budget right in the first place is key – what are firms doing to make use of their own historic data?
- Fixed fees – what do they mean?
- What are the cost consequences parties face when bringing or defending such actions?
- How the new UK budgeting and costs shifting rules might help focus on costs containment for the future
- How funding options vary in different European jurisdictions

17.15 How to Successfully Administer Class Actions – Top Tips for Settlements & Damages Calculations

Jan Matej, General Counsel AP1

Hardeep Nahal, Partner McGuire Woods LLP

- Structuring settlements
- What happens when the claimants can't agree on a settlement?
- What are the options, should you pursue a case alone, what are the risks involved?
- Once you have settled the action, how do you allocate compensation between parties that is both fair and efficient?
- How can damage compensation be efficiently distributed if the scope of a class is unknown?
- Pre-distributions and credit arrangements
- What has been learnt from designing compensation programmes in class actions?

18.00 **End of Conference**



"Scott & Scott LLP has been recognised as one of the top 20 plaintiff's law firms in the United States." – Securities Class Actions Services 50

The firm represents individual as well as institutional investors who have suffered from corporate stock fraud. Scott & Scott has participated in recovering billions of dollars and achieved precedent-setting reforms in corporate governance actions.

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: **Dan Capel** on +44 (0)20 7878 6870 or email d.capel@C5-Online.com

Webcast



Can't take time off? Attend the conference from the convenience of your home or office. Save money on travel and view the conference according to your own schedule. This interactive live webcast allows you to participate in the sessions as they occur, download handouts, and ask speakers questions. If you can't watch the live feed, the recorded archives of the presentations will also be available for you to view for 45 days after the conference is over, so you can re-watch sessions, or view any sessions you may have missed.

SECURITIES CLASS ACTIONS



Business Information
In A Global Context

Developing your litigation strategy to best represent the interests of institutional investors
through class, group and representative actions worldwide

Priority Service Code

573L13.S

5 EASY WAYS TO REGISTER



WEBSITE: www.C5-Online.com/SCA



REGISTRATIONS & ENQUIRIES
+44 20 7878 6888



EMAIL: registrations@C5-Online.com



FAX: +44 20 7878 6885



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

FEE PER DELEGATE	Register & Pay by 22 March, 2013	Register & Pay after 22 March, 2013
<input type="checkbox"/> ELITEPASS*: Conference, Early Riser & Master Classes	£1549	£1699
<input type="checkbox"/> Conference & Master Class	£1499	£1649
<input type="checkbox"/> Conference & Early Riser	£1249	£1399
<input type="checkbox"/> Conference Only	£999	£1149
<input type="checkbox"/> Master Class Only	£649	£799
<input type="checkbox"/> Webcast – Conference Only	£649	£799

iiTRA Members

I will be attending the AGM I will be attending the conference with a 15% discount

All program participants will receive an online link to access the program materials as part of their registration fee

Please add a copy of the *Program Proceedings BINDER or CD-ROM to my order for £195

*Program Proceedings are published and shipped 4 weeks from the program

PLEASE ADD VAT TO ALL ORDERS

TEAM DISCOUNTS: Booking 3 or more delegates? Call +44 (0) 20 7878 6888 for details.

*ELITEPASS is recommended for maximum learning and networking value.

DELEGATE DETAILS

NAME POSITION

APPROVING MANAGER POSITION

ORGANISATION

ADDRESS

CITY

POSTCODE COUNTRY

PHONE FAX

EMAIL

TYPE OF BUSINESS

FOR MULTIPLE DELEGATE BOOKINGS PLEASE COPY THIS FORM

PAYMENT DETAILS

Event Code: 573L13-LON

BY CREDIT CARD

Please charge my AMEX VISA MasterCard Discover Card

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: 13 May, 2013

Time: 9.00 – 18.15

Venue: Grange Tower Bridge Hotel

Address: 45 Prescott Street, London, E1 8GP, UK

Telephone: +44 (0) 20 7959 5000

An allocation of bedrooms is being held for delegates at a negotiated rate until 11 April 2013. To book your accommodation please call Venue Search on tel: +44 (0) 20 8541 5656 or e-mail beds@venuesearch.co.uk. Please note, lower rates may be available when booking via the internet or direct with the hotel, but different cancellation policies will apply.

DOCUMENTATION IS PROVIDED BY WEBLINK

The documentation provided at the event will be available on weblink only. If you are not able to attend, you can purchase an electronic copy 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

Up to 11.3 hours towards Continuing Professional Developments hours (Solicitors Regulation Authority). Please contact C5 for further information on claiming your CPD points.

PAYMENT POLICY

Payment is due in full upon your registration. Full payment must be received prior to the event otherwise entry will be denied. 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 authorisation. 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 programme 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.