Dispute Resolution CLE on International Arbitration

LIVE and WEBCAST
Friday, October 19, 2018
North Carolina Bar Center
8000 Weston Parkway
Cary

REGISTER TODAY!
Save 10% if registration is received by September 28, 2018.
www.tinyurl.com/CLE746ABP
Globalization of business has directly affected law practice in North Carolina. Many of our clients do business with foreign vendors and suppliers, sell to foreign customers or have ownership outside the United States. This program — a must for the 21st century lawyer — is designed to prepare you to advise your clients up front on the best international dispute resolution options available and best practices in managing a dispute should one arise.

At this program, attendees:

- Review elements to consider when drafting a commercial international arbitration clause
- Hear from in-house counsel and representatives from the International Centre for Dispute Resolution
- Explore ethics, conflicts and cultural issues in the conduct of international arbitration hearings
- Discuss the special public policy problems that can arise in certain subject matter areas

We conclude the day with an overview of enforcement and collection of arbitral awards in federal and North Carolina courts.
STEP 1: Tell us who you are. (Please print clearly.)

Print Full Name: ______________________________
Address: ______________________________________
City, State and ZIP: _____________________________
Daytime Phone Number: _________________________
Email Address: ________________________________
NC State Bar No. (Required for MCLE Credit): ________________

STEP 2: Select your tuition rate. (Register early and save 10%. Payment must be received three (3) weeks prior to program date to qualify for the early rate.)

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STEP 3: Select your learning format.

☐ Live (746ABP) ☐ Webcast (746LWC) ☐ Video Replay (See below.)

Video Replay registration (if selected).

Video Replays are scheduled for this program. The agenda may not include certain breakouts/tracks shown at the original program. For a list of dates and locations visit www.tinyurl.com/CLE746ABP and indicate your choice below.

Location: ________________ Date: ________ Code: __________

STEP 4: Complete your payment information.

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I am registering for this program at the tuition rate checked above.

☐ Enclosed is a check, payable to NCBA. ☐ Please charge my credit card.

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Discounts are available for NCBA members who are students, law professors, judges or legal services/public interest attorneys. Call CLE at 800.228.3402 for details.
AGENDA

FRIDAY, OCTOBER 19, 2018 | 8:15 a.m. – 4:45 p.m.

8:15  Registration and Continental Breakfast

8:55  Welcome and Introductions
      Arrowood and Doyle

9:00  Overview of International Arbitration and Mediation
      Judge Ridgeway
      This session provides a review of treaties, law and rules relevant to international arbitration and the role of courts and arbitral institutions in the recognition and enforcement of arbitration agreements.

10:00 Drafting a General Commercial International Arbitration Clause
       Graham
       Hear a review of the basic (and not so basic) elements to consider when drafting a general commercial arbitration clause that is valid, enforceable and effective: why cut and paste won’t get it.

11:00 Break

11:15 Latest Developments at the ICDR
       Martinez
       The ICDR International Arbitration Report – updates and initiatives for 2018

11:45 Best Practices for Counsel Working on an International Arbitration
       Moderators | Martinez and Worthy
       An in-house counsel panel provides their perspectives on international arbitration including impact of clause drafting, use of mediation, selection of and coordination with outside counsel and the key issues that in-house counsel should closely monitor including arbitrator selection, nature of document disclosure and coordination with the administering institution.

12:45 Networking Lunch

1:30 Ethics, Conflicts and Cultural Issues in the Conduct of International Arbitration*
      Arrowood
      In an international dispute, counsel and the arbitrators are likely to be from multiple jurisdictions and to have different expectations of counsel conduct. This presentation highlights key conflicts and suggests ways to manage conflicting expectations and professional disciplinary rules.

2:30 Special Public Policy Issues that Arise in International Disputes
      Worthy
      In some jurisdictions, public policy forbids use of arbitration even by agreement as a method of dispute resolution for certain issues. These issues may affect the arbitrability of a claim and result in problems in enforcement. This presentation identifies the most common disputes that may be subject to this problem and discusses management of the risk on the front end through contract drafting and in the early stages of the arbitration process.

3:30 Break

3:45 Enforcement and Collection of International Arbitral Awards in Federal and NC Courts
      O’Connell
      This presentation explains the procedural steps a party must take to convert an international arbitral award into an enforceable domestic judgment in U.S. and NC state courts. It also discusses strategic considerations for avoiding potential bars to enforcement and maximizing your client’s ability to successfully collect upon award.

4:45 Adjourn

* Indicates portion providing Ethics/Professional Responsibility credit
**SPEAKERS**
- **Judge Paul C. Ridgeway**, North Carolina Superior Court, Raleigh
- **Catharine B. Arrowood**, Parker Poe Adams & Bernstein LLP, Raleigh
- **Katherine H. Graham**, Parker Poe Adams & Bernstein LLP, Charlotte
- **Luis Martinez**, International Centre for Dispute Resolution, New York City, NY
- **Shepard D. O’Connell**, Brooks Pierce McLendon Humphrey & Leonard LLP, Raleigh
- **Mica Nguyen Worthy**, Cranfill Sumner & Hartzog LLP, Charlotte

**MODERATORS**
- **Luis Martinez**, International Centre for Dispute Resolution, New York City, NY
- **Mica Nguyen Worthy**, Cranfill Sumner & Hartzog LLP, Charlotte

**SPECIAL ACCOMMODATIONS**
NCBA makes every effort to ensure a quality learning experience. If you have dietary restrictions or need special accommodations, please contact us at least one (1) week prior to the program start date.

**CLE SCHOLARSHIPS**
CLE scholarships are available. Contact Membership Services at 800.662.7407 or email Amy Kemple at akemple@ncbar.org for more information.

**HOTEL INFORMATION**
Contact hotels directly for reservations at the special NCBA room rate. Rates are based on availability and rooms may sell out.

**Embassy Suites**
201 Harrison Oaks Boulevard, Cary
- **Nightly Rate**: $169 single/double
- **Reservations**: 919.677.1840 or www.tinyurl.com/NCBA-Embassy
- **Corporate Account Code**: 2691626

**TownePlace Suites by Marriott**
120 Sage Commons Way, Cary
- **Nightly Rate**: $114 studio queen with sleeper sofa (Sunday–Thursday)
- **Reservations**: 919.678.0005
- **Ask for the NCBA corporate rate.**

**PLANNERS**
- **Catharine B. Arrowood**, Parker Poe Adams & Bernstein LLP, Raleigh
- **George P. Doyle**, The Law Office of George P. Doyle, Chapel Hill

We extend our sincere gratitude to the NCBA Dispute Resolution and the NCBA International Law & Practice Sections as well as the planners and speakers who volunteer their time and expertise toward the goal of presenting an educational program of the highest quality.

**EARLY ARRIVALS RECEPTION**
Thursday, October 18, 2018 | 6:00–7:30 p.m.
Dean’s Kitchen and Bar
1080 Darrington Drive, Cary
919.459.5875
REGISTRATION: All registrations are processed after payment is received. To qualify for the early tuition rate, payment must be received prior to the deadline indicated. Stated early discount rate percentage is approximate. Registrations may be capped based on venue size and may include an overflow room with additional seating. CHANGES TO EXISTING REGISTRATIONS: Should an attendee need to cancel his or her registration to a Live, Webcast or Video Replay program, the cancellation request must be received by 9:00a ET one (1) week prior to the start of the program to receive a full refund. Any attendee requesting cancellation less than one week prior to the program will receive a refund, less a $75 administrative fee. An attendee may choose to transfer his or her registration to a program to the Live, Webcast or Video Replay format of the same program only. Transfer requests must be received by 9:00a ET one (1) business day prior to the program start date. An attendee may further choose to substitute his or her registration to a Live or Video Replay program only. Substitution means sending another person to attend the Live or Video Replay program when the original registrant is unable to attend. Substitution requests must be received by 9:00a ET one (1) week prior to the program start date. The substituted person may be assessed a different fee based on their NCBA membership classification. Cancellation, transfer and substitution requests must be provided in writing by email at askcle@ncbar.org or by calling 800.228.3402. If an attendee misses any portion of a program, that portion is not subject to substitution, refund or transfer. Except as provided herein, registrations, including On Demand registrations, cannot be cancelled, substituted or transferred once purchased. NO-SHOWS: Anyone who is registered for a program, including CLE Premier Pass holders, but does not check in is considered a no-show. No-shows are not issued a refund, and Premier Pass holders will be assessed a $75 administrative fee. These registrants will receive the digital materials, available in their online accounts, in full consideration of tuition paid. MISCELLANEOUS: The NCBA reserves the right to cancel or reschedule programs at any time. Should the NCBA cancel or reschedule a program, registrants may elect to receive a full refund or attend the newly scheduled program. Notifications regarding program changes will be sent to the email address on file. The NCBA is not responsible for any additional expenses incurred as a result of such cancellation or rescheduling. Each attorney must maintain a record of his or her attendance for the NC State Bar Annual Report. MCLE credit is reported by the NCBA only if a NC State Bar number is provided. Registration and attendance at NCBA CLE programs constitutes an agreement by the registrant with the NCBA for use and distribution of the attendee’s image or voice in photographs, videotapes, electronic reproductions and audiotapes of such programs and activities. Unless specified, spouses or guests are not eligible to attend NCBA CLE programs and activities without registering to attend. These terms are subject to change.