

WILBERFORCE CAYMAN CONFERENCE & DINNER PARTY

Tuesday 17 September 2019

2.0 CPD

4pm - 6.30pm followed by drinks and a dinner buffet
at Kimpton Seafire Resort, 60 Tanager Way,
Seven Mile Beach, Grand Cayman

Timetable

4.00pm	Registration and refreshments
4.15pm	Opening remarks
4.20pm	Open injustice Gilead Cooper QC <ul style="list-style-type: none">• The principle of open justice• Why shouldn't private disputes be heard in private?• Jeremy Bentham• <i>Scott v Scott</i> (1913)• <i>MN v OP</i> (2019)• An opportunity for offshore jurisdictions?• Is arbitration an alternative?
4.40pm	Panel discussions (please select one from box)
5.10pm	Break
5.35pm	Panel discussions (please select another from box)
6.05pm	Reflective loss and shareholder remedies Jack Watson <ul style="list-style-type: none">• <i>Garcia v Marex</i> - how far does the principle extend?• <i>Primeo and XIO</i> - the Cayman approach• <i>China Shanshui</i> - an alternative remedy?
6.25pm	Closing remarks
6.30pm	Drinks reception and dinner buffet

Panel 1: The latest developments in cross-border Norwich Pharmacal applications in the Cayman Islands and UK
Tiffany Scott QC and Tom Roscoe

- The gathering of evidence in support of foreign proceedings
- The enforcement of arbitral awards
- Issues of confidentiality
- Ancillary orders and costs

Panel 2: Freezing injunctions and the duty of full and frank disclosure - how far do you need to go?

Lexa Hilliard QC and Clare Stanley QC

- How does the applicant comply with the duty in practice?
- What is the duty of the applicant's lawyer?
- Examples of cases where the court has found a breach of the duty
- Tips for respondents in deciding whether to apply to set aside the injunction

Panel 3: The potential impact of *Re Picard*

James Bailey QC, Jack Watson and Jamie Holmes

- US courts applying US fraudulent transfer provisions with extraterritorial effect to Cayman assets/recipients/investors?
- The potential impact of the 2019 US Appeals Court decision in *Re Picard* in the ongoing Madoff liquidation and asset-recovery saga
- The position under Cayman law, including the earlier decision in the Madoff saga of the Cayman CA in *Picard v Primeo* [2014]

There is no charge for attending this event.

For further information, please email seminars@wilberforce.co.uk
or alternatively you can telephone on +44 (0)207 306 0102