

GERMANY – THE NEW LITIGATION WONDERLAND?

Brexit, English as official court language in some German courts and arbitration under attack as a consequence of the TTIP/CETA negotiations: Recent events have changed the European world of dispute resolution considerably. Will these developments also have the effect that German courts will gain more popularity as a forum for international disputes?

In some areas of law this is not necessary: German courts are already a preferred location for, e.g., patent disputes. However, they are perceived less attractive in other areas of law such as antitrust. What is the reason for this discrepancy? Do we need to have more initiatives like „Law made in Germany“? Or can we just rely on the Brexit having the natural consequence that London will lose its role as a major place of dispute resolution in Europe and that

cities like Frankfurt will profit from this? And will arbitration as mechanism of dispute resolution be strengthened by the recent criticism because these discussions will lead to fruitful reforms especially in the area of investment arbitration? Will all this be to the advantage or disadvantage of German courts?

The litigation think tank **ILEX** would like to discuss these questions with all of you in an English-language panel discussion on

24 November 2016
from 4 PM onwards
in the Frankfurt University of Applied Sciences UAS,
Nibelungenplatz 1,
60318 Frankfurt am Main,
Room 412, Building 4.

The panelists are:

- **Marc Eumann**
Presiding Judge, District Court of Bonn
- **Burkhard Hess**
Max Planck Institute for International European and Regulatory Procedural Law at Luxembourg
- **Till Schreiber**
Cartel Damage Claims Consulting (Brussels)
- **Julia Schönbohm**
Linklaters (Frankfurt)
- **Matthew Scully**
Clifford Chance (London).

Time Schedule:

3:30 PM	Registration
4 to 4:10 PM	Welcome Remarks by Prof. Dr. Isabella Anders-Rudes, Frankfurt University of Applied Sciences
4:10 to 6:30 PM	Panel Discussion
6:30 PM	Evening Reception

Please email contact@ilex-exchange.com
if you would like to participate.
Participation is free of charge.



Dr. Marc Eumann, LL.M., has studied at Ruhr-Universität Bochum (Dr. iur. 1998) and at Duke University School of Law (LL.M. 1995). In 1998 he became an associate judge in the judicial district of Bonn. After rotations to the legislation-division of the state justice-department of North-rhine-Westphalia in Düsseldorf (2002-2004) and to the Oberlandesgericht (Court of Appeals) at Cologne (2007) he was promoted to presiding-judge in 2011. Today he is presiding over a panel of three judges hearing cases of economic crimes (tax-evasion, bankruptcy violations, fraud). Marc is also on the board of directors of the Deutsch-Amerikanische Juristen-Vereinigung (DAJV, German-American Lawyers Assoc.) In 2010 he was one of the two associate judges of the 19th (English language) civil-chamber at Landgericht (District Court) Bonn. In May 2010 he participated in the first trial heard by that chamber.



Prof. Dr. Burkhard Hess, became founding and executive director of the Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law in September 2012. He studied law at the Universities of Würzburg, Lausanne and Munich and graduated in Munich in 1990. After being granted *Venia Legendi* in civil

law, civil procedure, private international law, European law and public international law in 1996, he held chairs at the Universities of Tübingen and Heidelberg. He was a guest professor in Beijing, in Paris (Sorbonne) and in Georgetown, and a scholar-in-residence at the Center for Transnational Law at the New York University. He served as a part-time judge at the Court of Appeal of Karlsruhe. Burkhard often acts as an expert and advisor to the European Commission, the European Parliament, the Council of Europe and national governments. He has evaluated the European Insolvency Regulation and the Brussels I Regulation. He has also contributed to the drafting of the proposal for the Regulation on the European Attachment of Bank Accounts. He is the author of various books on German and European civil procedural law as well as co-editor of *IPRax* and of *Kölner Kommentar zum Kapitalanleger-Musterverfahrensgesetz*. He is Chairman of the ILA Committee on the Protection of Privacy in Private International and Procedural Law. In March 2015, the University of Ghent awarded Burkhard a doctor honoris causa; in May 2016, the University of Thessaloniki.



Dr. Julia Schönbohm, LL.M., is partner in Linklaters' Frankfurt office. She practices in the Dispute Resolution team and focuses on the enforcement of intellectual property rights and the defence against infringement allegations. She is an expert in cross-border patent infringement proceedings. Her advice always considers efficient enforcement options in other European jurisdictions. Julia is admitted to practice in Germany and the State of New York. She is listed as an "often recommended patent specialist" by Germany's leading legal magazine *JUVE* and was further chosen by *JUVE* to be one of the German "top 40 lawyers under 40". She ranks among Germany's best intellectual property lawyers (*Handelsblatt Best Lawyers 2016*) and is one of the "Top 250 Women in IP" for 2016/17.



Dr. Till Schreiber, LL.M., is the managing director of Cartel Damage Claims Consulting (CDC). In this role he is responsible for the analysis, preparation, management and funding of some of the largest private damage cases relating to pan-European antitrust infringements. Till has spoken at numerous conferences and has published widely on the innovative approach of CDC as well as general developments in the field of private antitrust enforcement in Europe. Till studied law at the universities of Bonn, Cologne, Barcelona and London (University College) and published a doctoral thesis on international competition law. Prior to joining CDC he worked as competition lawyer in a leading international law firm in Brussels, Cologne and Madrid.



Matthew Scully is based in Clifford Chance's London office. He is a commercial litigator with broad experience of banking, corporate, antitrust and fraud disputes and litigation with an international dimension. Matthew regularly represents clients in a wide range of sectors in litigation relating to commercial contracts, financial services products, shareholder disputes and asset tracing and recovery, in addition to acting in competition and financial services investigations.