

FUND GOVERNANCE SUMMIT: REGULATORY ENFORCEMENT,
DISPUTE RESOLUTION AND ASSET RECOVERY
OCTOBER 2, 2013
EXECUTIVE CONFERENCE CENTER

|                 | NEW YORK CITY  |  |
|-----------------|--|--|
| 7:45am          | Breakfast & Registration Location: 7 <sup>th</sup> Floor, Foyer  |  |
| 8:30am-8:35am   | Chairman's Welcome   |  |
|                 | Location: 7 <sup>th</sup> Floor, Room 701  Martin Seidel, <i>Partner</i> , CADWALADER, WICKERSHAM & TAFT LLP   |  |
| 8:35am-9:20am   | Cross Border Regulatory Obstacles for US-EU Hedge Funds Location: 7 <sup>th</sup> Floor, Room 701  |  |
|                 | <ul> <li>EU directives on Alternative Investment Fund Managers (AIFMD)</li> <li>Anti-Money Laundering (AML) rules, regulation and compliance</li> <li>How directives affect US managers actively going to market in the EU</li> <li>Foreign Account Tax Compliance Act (FATCA)</li> <li>Moderated by: Martin Seidel, Partner, CADWALADER, WICKERSHAM &amp; TAFT LLP</li> <li>Panel:</li> <li>Andrew R. Polland, General Counsel &amp; CCO, MSDC Management, L.P.</li> <li>Daniel Hunter, Partner, Schulte Roth &amp; Zabel LLP</li> <li>Richard Kando, Director, Global Investigations &amp; Compliance, Navigant, Inc.</li> </ul> |  |
| 9:20am-10:05am  | Due Diligence in Emerging Markets Location: 7 <sup>th</sup> Floor, Room 701  |  |
|                 | <ul> <li>Dedicating resources to developing integrated due diligence methods for emerging markets</li> <li>Investigations into commercial, regulatory and environmental factors</li> <li>The need to comply with local regulations to ensure an investment is commercially viable</li> <li>Overlap between the public and private sector.</li> <li>John Davis, Chairman FCPA &amp; International Anti-Corruption Practice Group, Miller &amp; Chevalier</li> </ul>   |  |
| 10:05am-10:30am | Coffee & Networking Location: 7 <sup>th</sup> Floor, Foyer   |  |
| 10:30am-11:15am | Relevance of Hedge Fund Executive's Personal Legal Disputes to Investors Location: 7 <sup>th</sup> Floor, Room 701   |  |
|                 | <ul> <li>Does a manager have to reveal previous or current personal litigation to investors?</li> <li>What constitutes materially false or misleading statements under The Uniform Securities Act?</li> <li>Is a Hedge Fund principal's character a consideration for investors?</li> <li>Kevin J. O'Connor, Partner, Hinckley Allen</li> </ul>  |  |
| 11:15am-12:00pm | Due Diligence & the Prevention of Fund Disputes – Industry Viewpoint Location: 7 <sup>th</sup> Floor, Room 701   |  |
|                 | <ul> <li>Gate provision restructuring – what lessons can be learnt?</li> <li>Side letter best practice and disclosure</li> <li>Suspension of redemption</li> <li>LPA articles</li> <li>Moderated by: David N. Brooks, General Counsel, FORTRESS INVESTMENT GROUP LLC</li> <li>Panel:</li> </ul>  |  |
|                 | Bruce Kahne, General Counsel, ENTRUST CAPITAL  Noah Greenhill, General Counsel, JP MORGAN ASSET MANAGEMENT  Brian Guzman, General Counsel, INDUS CAPITAL PARTNERS  Brendan Kalb, General Counsel, AQR CAPITAL  Kathy Choi, General Counsel, HIGHBRIDGE CAPITAL   |  |
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| 12:00pm-1:00pm     | Lunch & Networking  | NEW YORK CITY  |  |  |
|--------------------|---|--|--|--|
| 12.00piii-1.00piii | Location: 8 <sup>th</sup> Floor, Room 801   |  |  |  |
| 1:00pm-1:45pm      | Best Practice for Corporate Governance & Director Disputes  |  |  |  |
|                    |   | Location: 7 <sup>th</sup> Floor, Room 701  |  |  |
|                    |   | The workload demand for fund directors has increased. For instance directors are no longer just used for tax considerations but to provide investors with an independent check and balance on managers in more |  |  |
|                    | -   |  |  |  |
|                    | difficult times. This session will ask the key questions on:  |  |  |  |
|                    |   | <ul> <li>What are the main duties owed by Fund Directors?</li> </ul>   |  |  |
|                    | <ul> <li>How is the role of the Independent Director changing?</li> </ul>   |  |  |  |
|                    | <ul> <li>What should board meetings cover?</li> </ul>   |  |  |  |
|                    | <ul> <li>How can fund managers, directors and service providers work together to prevent<br/>exposure?</li> </ul> |  |  |  |
|                    | Moderated by: Martin Seidel, Partner, CADWALADER, WICKERSHAM & TAFT LLP   |  |  |  |
|                    | Panel:  |  |  |  |
|                    | Scott P. Lennon, Managing Director, 19 DEGREES NOI  |  |  |  |
|                    | Kerri Ann Law, Partner, KRAMER LEVIN, NAFTALIS & I  |  |  |  |
|                    | William Woolverton, General Counsel, GOTTEX FUND MANAGEMENT   |  |  |  |
|                    | Marc Baum, General Counsel, SERENGETI ASSET MAN   | NAGEMENT   |  |  |
| 1:45pm-2:30pm      | The Valuation Minefield: Independence, Accuracy ar  | nd Litigation  |  |  |
|                    | Location: 7 <sup>th</sup> Floor, Room 701   | ICANIT   |  |  |
|                    | Panel:  | Moderated by: Gene Deetz, Managing Director, NAVIGANT  |  |  |
|                    | Mukesh Bajaj, Ph.D, Managing Director & Global Head of the Securities & Finance Practice, Navigant                |  |  |  |
|                    | Economics, LLC  |  |  |  |
|                    | Basil Godellas, Partner, Winston & Strawn, LLP  |  |  |  |
|                    | Howard Lipper, Executive Director, Morgan Stanley Fo  | und Services   |  |  |
| 2:30pm-3:00pm      | Break / Coffee & Networking   |  |  |  |
|                    | Location: 7 <sup>th</sup> Floor, Foyer  |  |  |  |
| 3:00pm-4:00pm      | Best Practices Sessions   |  |  |  |
|                    | TRACK 1   | TRACK 2  |  |  |
|                    | Location: 8 <sup>th</sup> Floor, Room 802   | Location: 8 <sup>th</sup> Floor, Room 803  |  |  |
|                    | <b>Chair:</b> Tom Sporkin, <i>Partner</i> ,   | Chair: Jeremy Walton, Head of Litigation &   |  |  |
|                    | BUCKLEY SANDLER LLP   | Insolvency, APPLEBY  |  |  |
|                    | 3:00pm Enforcement  | 3:00pm Trouble's a Brewing – Now What?   |  |  |
|                    | The growing role of specialized units within the  | Strategies for redemptions and realizing your  |  |  |
|                    | enforcement division  | investments  |  |  |
|                    | Recent hedge fund enforcement actions from  | What do the investors think – investor   |  |  |
|                    | the CFTC  | committees?  |  |  |
|                    | What should funds do? Practical valuation  with a dalacies to identify a reading a realizable.                    | Options to replace the manager   |  |  |
|                    | methodologies to identify gaps in compliance programs   | <ul><li>Appointing a Liquidator?</li><li>Recent case roundup</li></ul>   |  |  |
|                    | ki obi airio  | - Necent case roundup  |  |  |
|                    |   |  |  |  |
|                    | Moderated by: Tom Sporkin, Partner, BUCKLEY   | Moderated by: Jeremy Walton, Head of Litigation  |  |  |
|                    | SANDLER LLP   | & Insolvency, APPLEBY  |  |  |
|                    | SANDLER LLP Panel:  | & Insolvency, APPLEBY Panel:   |  |  |
|                    | SANDLER LLP   | & Insolvency, APPLEBY  |  |  |



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| 4:00pm-5:00pm | Manal Sultan, Deputy Director- Division of Enforcement, US CFTC Brad Bondi, Partner, CADWALADER, WICKERSHAM & TAFT LLP  Best Practices Sessions  TRACK 1 Location: 8 <sup>th</sup> Floor, Room 802  Chair: Tom Sporkin, Partner, BUCKLEY SANDLER LLP   | PARTNERS Kenneth M. Krys, Founder & CEO, KRyS Global  TRACK 2 Location: 8 <sup>th</sup> Floor, Room 803  Chair: Jeremy Walton, Head of Litigation & Insolvency, APPLEBY   |
|---------------|--|---|
|               | <ul> <li>4:00pm Best Practice Insider Trading Compliance</li> <li>Proper controls - How does a firm limit its risks?</li> <li>Key strategies in connection with regulatory defense</li> <li>Moderated by: Brad Bondi, Partner, CADWALADER, WICKERSHAM &amp; TAFT LLP</li> <li>Panel:         <ul> <li>D. Forest Wolfe, General Counsel &amp; Chief</li> <li>Compliance Officer, ANGELO, GORDON &amp; CO., L.P.</li> <li>John P. Hornbostel, Senior Managing Director &amp; General Counsel, K2 ADVISORS</li> <li>Douglas Hirsch, Partner, SADIS &amp; GOLDBERG</li> <li>Jonathan Streeter, Partner, DECHERT LLP</li> </ul> </li> </ul> | 4:00pm Asset Safeguarding & Recovery This session will bring together different organizations involved in the asset recovery process to discuss, identify and clarify the roles and responsibilities. Key issues include:  The importance of securities class action settlements in asset recovery  Partnering with a third party firm to manage your class action filings  Fulfilling your fiduciary duty to your investors  Moving past recent financial institution insolvencies  Considerations when negotiating account agreements |
| 5:00pm        | Drinks Reception Location: 7 <sup>th</sup> Floor, Lounge   | Moderated by: Drew Lambert, Managing Director, CYPRESS SETTLEMENTS Panel:  J.R. Lederer, Associate General Counsel DIAMONDBACK ADVISORS CT, LLC Christopher D. Chimicles, President, ANGEION GROUP Heather Wyckoff, Associate, HAYNES & BOONE   |
| 7:00pm        | Close of Conference  |   |

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