

UBIC Korea 주최국제 소송대책 지원 세미나

「2010 International Litigation & Investigation」

★미국과 한국의 유명 로펌 변호사의 강연★

Simpson Thatcher & Bartlett LLP
McCarter & English LLP
KIM & CHANG

(Co-Sponsor : LexisNexis Korea)

- 일시 2010년 1월 15일 (금요일) 접수개시 13:00~
- 강연시간 13:30~17:45 (13:00~13:30 접수 개시)
- 장소 삼성동 COEX 컨퍼런스센터 South 403 호
- 정원 70명 (사전등록제 : 선착순)

13:25~13:30	인사말	
13:30~14:50	「How US Laws and Litigation Can Affect You: With a Focus on Antitrust Laws」 Arman Y. Oruc, Esq. (Simpson Thatcher)	40 분 강연 / 순차통역 별도
14:55~15:15	「FTA 시대 지식 경쟁력의 중요성」 권혁중/Dick Kwon (LexisNexis Korea)	20 분 강연
15:20~15:50	「국제분쟁의 효율적 관리를 위한 매뉴얼」 정진영 변호사 (Kim & Chang)	30 분 강연
15:50~16:05	휴식시간	15 분 Break
16:05~16:25	「미국내 지적재산권 분쟁소송시의 e-Discovery」 박영수 전문가 (UBIC Korea)	20 분 강연
16:25~17:45	「Brand Protection and Anti-Counterfeiting Programs」 Lewin I. Harley, Esq. (McCarter & English)	40 분 강연 / 순차통역 별도

개 요

미국에서 발생하는 국제소송은, 그 건수 뿐만 아니라, 분야 또한 상당히 다양하다. 최근에는 수입중지를 목적으로 한 미국무역위원회(ITC)의 소송이 빈번히 제기되고 있으며, 한국 기업도 적극적으로 ITC 소송을 준비 해야 하는 변화의 시점에 와있습니다.

이번 세미나는 국제무역위원회에 관한 소송에 주의점에 대해 미국에서의 특허와 지적재산권에 대한 소송의 풍부한 경험과 지식을 축적한 미국 로펌 소속의 변호사를 초대강사로 모셨습니다.

저희 UBIK 에서는, UBIK 의 지금까지의 e-Discovery 의 실적을 바탕으로, 한국 기업의 국제 소송대책에 대한 주의점과 비용절감의 솔루션에 대해 설명의 시간을 갖도록 하겠습니다.

초대 연설자

Arman Y. Oruc, Esq. (SIMPSON THACHER & BARTLETT, L.L.P.)

Mr. Arman Y. Oruc is a Partner in the Firm's Litigation Department. He specializes in antitrust related issues, including not only complex antitrust litigation, but also regulatory approval of mergers and acquisitions, government investigations, and antitrust advice regarding strategic business practices. He was the lead counsel for Sanyo Electric Co. in obtaining antitrust clearance from the Federal Trade Commission in its acquisition by Panasonic in 2009. His other recent engagements have included representing MasterCard in antitrust litigations brought by American Express and Discover, and successfully defending Staples in an antitrust action brought by a putative class of consumers. Mr. Oruc has represented clients from numerous different industries in antitrust litigation brought by competitors, classes of purchasers and consumers, and the Department of Justice.

In addition to litigation and regulatory clearance, Mr. Oruc counsels clients on antitrust issues surrounding merger negotiations, alliances, joint ventures, and trade associations, as well as everyday business conduct. He has represented the Blu-ray Disc Association through the format wars and continues to advise them on antitrust issues.

Mr. Oruc received a B.A., summa cum laude, in economics from Skidmore College, a masters in economics from Cambridge University, and a J.D. from U.C. Berkeley.

Mr. Oruc has written numerous articles regarding a range of antitrust issues and has appeared on CNNfn to comment on the United States v. Microsoft action, and on CNBC India to comment on MOFCOM's decision in the proposed Coca-Cola/Huiyuan deal.

Simpson Thacher & Bartlett LLP is a leading global law firm with offices in New York, Los Angeles, Palo Alto, Washington, D.C., Beijing, Hong Kong, London, and Tokyo. Established in 1884, the Firm currently has more than 800 lawyers. On a world-wide basis, the Firm provides coordinated legal advice on the largest and most complex corporate transactions and litigation matters in industries which include financial services,

insurance, power and natural resources, consumer products, services, technology, telecommunications, media, pharmaceuticals and healthcare industries. Cross-border finance, banking and bank regulation, mergers and acquisitions, securities issuance and regulation, project and asset based finance, real estate, asset management, joint ventures, taxation, litigation and dispute resolution are important aspects of the Firm's practice.

Simpson Thacher is currently ranked among the most diverse firms in the United States by the Minority Law Journal's Diversity Scorecard, which ranked over 200 law firms in the country. Recently, the Firm elected a Latino, seven Asian and Asian-American, and an openly lesbian attorney to partnership. We are proud that in the last two years 50% and 40% of our newly elected partners were women. We recognize that promoting diversity must be a continuous process. We are committed to hiring, developing, retaining and promoting individuals who reflect the society in which we live and the global clients which we serve. In furtherance of this commitment, we are implementing a diversity action plan developed based on firm-wide input. Led by our Diversity and Women's Committees and our Associate Advisory Councils, we are actively engaging everyone at the Firm in this collective effort.

Harley I. Lewin, Esq. (McCarter & English, L. L. P.)

Mr. Harley I. Lewin has almost 40 years of experience, traveling around the World in an effort to protect trademarks, designs, ideas and his client's businesses generally.

His practice can be broken into three areas; first, the development and implementation of global brand protection strategies. This includes ground breaking efforts in tracking and stopping the flow of fake or infringing goods around the World, working directly with the governments, law enforcement, courts and customs in over 75 countries and implementing new and cost effective methods to protect his clients most valued assets. Mr. Lewin's second area of concentration is major case litigation in the United States dealing with trademarks, trade dress, copyright, unfair competition, anti-counterfeiting, infringement and similar issues in all of the Federal Circuits, appeals in many of the Federal Circuits and a number of the state courts in the United States, as well as its territories and possessions. He is an AV rated litigator and is routinely interviewed in national and international media for his expertise as a global anti-counterfeiting specialist. His third area of expertise lies with transactional work, not only domestic and international licensing program, but the review, auditing, revision and development of a comprehensive document program for use by his clients in their global dealing, inclusive of manufacturing, supply, distribution, import, export, marketing and advertising as well as day-to-day general counseling. Mr. Lewin is unique with a body of global knowledge that often is brought to bear counseling clients on avoiding problems as they expand and do business around the World.

Mr. Lewin defended one of the largest beverage companies in the United States in a trade dress action involving can graphics in the energy drink sector; represented a U. S. footwear company in connection with an investigation and criminal and civil proceedings regarding illegal imports and seizure of over \$2.5 million in counterfeit merchandise; coordinated in Latin America a three- country Customs effort to interdict flow of counterfeit goods; conducted multi-district litigation for multiple watch brands, seizing over 800,000 watches and \$1,000,000 in cash, breaking four global organizations, with a \$4.5 million contempt judgment obtained.

Mr. Lewin has been quoted, featured and appeared numerous times on Good Morning America, CNBC, CBS 60 Minutes, MSNBC and CNN International. He was the first non-celebrity featured in the biography section of The New Yorker Magazine, Fashion Edition, March 9, 2007.

Mr. Lewin has been listed in Legal 500 U.S. 2008 edition. He has been recognized as a New York Super Lawyer for the 2006, 2007 and 2009 editions. Harley Lewin has been listed in An International Who's Who of Trademark Lawyers, 2001-2004 and in Who's Who Legal; The International Who's Who of Business Lawyers, 2002-2004, and he has received an AV rating from Martindale Hubbell.

McCarter & English, LLP is a firm of over 400 lawyers with offices in Boston, Hartford, Stamford, New York City, Newark, Philadelphia and Wilmington. In continuous business for more than 160 years, we are among the oldest and largest law firms in America.

Clients come first at McCarter & English. Their goals and priorities are what count. Our job is to listen to our clients, stay on top of the frequent changes that can affect their goals, and implement the strategies that will lead to success. Applying this approach effectively and consistently requires dedication and constant attention to many details. This client-centered philosophy has served our clients well and is responsible for our success and stability.

We are honored to be the chosen law firm of clients ranging from Fortune 100 companies to mid-market and emerging growth companies to individual people. When our clients do great things, we are pleased to get the assist.

Since 1844, the attorneys and staff at McCarter & English have strived to establish deep and meaningful links to the communities we serve. We are very proud of our ongoing relationships with a number of most respected charitable organizations. Over the years, our attorneys and staff have devoted countless hours of their personal time to the work of these groups and others like them. Our support of these charities, and of other similar organizations, speaks to our strong commitment to functioning as an active and responsible member of our communities - not just as a law firm, but also as a neighbor.

McCarter contributes to the community through its pro bono work, through leadership positions in various charitable and community-oriented boards, work for non-profit organizations at reduced hourly rates, monetary contributions, and through the service of various lawyers on bar association and Supreme Court committees. We provide support, training and supervision, so that all attorneys and staff are encouraged to take on pro bono cases. In 2005, in order to maximize the firm's involvement in pro bono and civic initiatives, we named our first Pro Bono Director, Elise Collins, an attorney who performs this role 100% of her time.

정진영 변호사 (김•장 법률사무소)

Mr. Jin Yeong Chung leads the firm's Cross-Boarder Litigation Practice Group and the Insolvency and Restructuring Practice Group.

For more than 20 years, Mr. Chung has successfully represented various foreign and domestic clients in international arbitration, domestic civil and criminal litigations. His advocacy of a foreign investor in ICC

arbitration against the governmental deposit insurance corporation led to an award of several trillion Korean Won, and he also successfully represented a Korean company to fully prevail in an international arbitration proceeding in New York, with a projected value in multi-billion US dollar. Mr. Chung also represented a Korean investment trust company in a court case against a Korean public entity, winning on all claims in the amount of approximately one trillion Won, and successfully defended a foreign private equity fund in the appellate proceedings of a high profile white collar criminal case in connection with acquisition of a large Korean commercial bank.

Mr. Chung's expertise covers corporate restructuring involving large business groups. He has advised numerous companies, creditors and investors in relation to the restructuring of large business groups in Korea.

Mr. Chung has served on a number of governmental committees, including the Mutual Savings Banks Evaluation Committee, the Commercial Banks Evaluation Committee, and Merchant Banks Evaluation Committee. He also served as an expert advisor for the Korea Institute for International Economic Policy in charge of the Korea-U.S. general trade. Since 2001, Mr. Chung has also lectured on financial transactions at the Judicial Research and Training Institute, the only educational and training institution which everyone who passes the Korean Bar Exam is required to attend before joining the bench or the bar.

Mr. Chung received his B. Jur. from Seoul National University, College of Law in 1984, and received his LL.M from Yale Law School in 1994. Prior to joining the firm, Mr. Chung served as a Judge Advocate in the Republic of Korea Air Force from 1986 to 1989.

김·장 법률사무소는 1973 년 설립된 이래 한국경제의 발전과 함께 비약적인 성장을 해 왔으며, '최상의 법률서비스 제공'이라는 일념으로 국내는 물론 국제적으로도 높은 평가를 받아 명실상부한 국내 최고 수준의 법률사무소로 인정받고 있습니다.

한국변호사, 외국변호사, 회계사, 세무사, 변리사 기타 각종 전문가로 구성된 650 여명의 저희 사무소의 구성원들은 유기적인 협력체제를 통해 효율적인 업무 수행에 최선을 다하고 있으며, 보다 전문화된 법률서비스를 제공하기 위하여 기업인수·합병, 기업법무, 은행, 증권, 보험, 기업금융, 송무·중재, 지적재산권, 공정거래, 환경, 인사·노무, 그리고 조세 등으로 업무분야를 세분화하여 복잡다단해 지고 있는 사회 및 경제현상 하에서 가장 적절한 자문을 할 수 있도록 노력해 오고 있습니다. 저희 사무소는 나날이 변화하고 있는 국내외 경제환경 속에서 안정과 성장을 추구하는 고객들의 소중한 동반자가 되고자 합니다.

아울러 저희 사무소의 모든 구성원들은 공익을 위한 봉사와 헌신이 우리 사회를 위한 또 하나의 중요한 임무이자 소중한 가치라는 사실을 잘 알고 있으며, 그 실천을 위해 노력을 아끼지 않고 있습니다. 저희 사무소의 구성원들은 다양한 공익활동과 법률구조 활동에 힘을 쏟아 왔으며, 앞으로도 변함없는 헌신과 봉사의 자세를 지켜 나갈 것입니다.

저희 사무소는 다수의 세계적인 로펌들과 마찬가지로 조합 형태로 구성되어 있으며, 대한변호사협회 회칙 제 39 조에 따라 대한변호사협회에 '공동법률사무소'로 신고되어 있습니다.

LexisNexis Korea (Co-Sponsor)

LexisNexis Korea 는 기업이 효율적으로 Risk 를 관리하면서 사업을 수행할 수 있도록 2,000 여 명의 변호사로부터 비교 분석된 코멘트와 함께 Business Practice 의 향상을 통해 지속적인 성장을 할 수 있도록 Solution 을 지원하는 비즈니스 파트너입니다. 현재 Global Fortune 500 대 기업의 90% 이상이 고객사로 등록되어 있으며, 또한 미 의회에서 가장 널리 보급된 데이터베이스로 LexisNexis Solution 이 활용되고 있습니다.

Lexis.com 은 4 만여 종류의 Legal, News & Business Sources 로부터 구축된 50 억 개의 Documents (Full Text)에 접근할 수 있는 Source 로, 글로벌 경제위기로 인한 구조조정 및 BIT, WTO, FTA 등의 활발한 체결 등과 더불어 증가추세에 있는 Cross-border M&A, Antitrust 를 포함한 60 여 개의 Practice 분야 별 법률, 판례 및 금융/재무정보 등을 망라하는 Total Practice Solution 입니다.

UBIC KOREA (Sponsor)

UBIC 은 2003 년 8 월 8 일 설립한, 세계 최고 수준의 Computer Forensic 기술을 제공하는 Legal High Tech 종합기업입니다. 내부부정등의 Incident 발생후 (Incident Response)의 신속한 디지털 정보의 완전한 증거 보전에서부터, 해석과 조사보고까지 Computer Forensic 의 One-Stop 솔루션을 실현, 한국내에서는 최다의 Forensic 전문가가 소속된 아시아 최초로 Forensic 전문 실험실을 개설했습니다. 조사와 분석을 실시하여, 변호사와 기업 지적재산 관련 부서의 작업량을 획기적으로 절감 시키는 e-Discovery 서비스를 제공하고 있습니다.

기업의 Compliance 지원으로써의 Computer Forensic 을 활용한 기밀정보 보호와 부정회계등의 내부범죄조사를 위한 솔루션을 제공하고 있습니다.

유익한 시간이 될 것 이오니 많은 분들의 참석을 기대합니다.

감사합니다.