

MAY 5-7 MIAMI BEACH
THE RITZ-CARLTON, SOUTH BEACH

**TAILORED FOR
THE OFFSHORE WORLD**
A MUST-ATTEND EVENT



**Covering the Full Spectrum of
Issues in Offshore Finance**

From FATCA to FCPA, Risks to Opportunities, Financial Due Diligence to Asset Recovery, Obtain Perspective & Understanding of the Legal, Regulatory, Political & Other Issues Affecting Offshore Practitioners

- 35+ IN-THE-KNOW SPEAKERS**
- 25+ INVALUABLE PANELS**
- 10+ HOURS OF NETWORKING**

WHO WILL BENEFIT FROM ATTENDING?

Professionals involved in the areas of tax, law, funds, company administration, compliance, regulations, investigations, and asset recovery.

The OffshoreAlert Conference

If you're involved in international finance, you know how difficult and time-consuming it is to stay on top of frequently-changing regulations, laws, product-lines, and customer-trends. If you want to simplify the process, you're going to love The OffshoreAlert Conference.

Tailored specifically for the offshore world, The OffshoreAlert Conference is a neutral forum to discuss and analyze all material aspects that affect individuals and corporations conducting business in or through Offshore Financial Centers.

At a premier ocean-side venue in one of the world's most exciting entertainment districts, you will combine education and networking by hearing from and mingling with 300 attendees from more than two dozen countries who are buyers, providers, and investigators of offshore products and services.

About OffshoreAlert

OffshoreAlert is a news website founded in 1997 by investigative reporter David Marchant and offers news, documents & intelligence about businesses and individuals operating in Offshore Financial Centers, with an emphasis on fraud investigations. OffshoreAlert also holds conferences in North America and Europe tailored for the offshore world.

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MAY 5-7 MIAMI BEACH
THE RITZ-CARLTON, SOUTH BEACH

RECOGNIZE OPPORTUNITY • IDENTIFY & REDUCE RISK

Dear Colleague,

Barely a day goes by without a major news organization publishing a negative story about Offshore Financial Centers. The situation has become so bad that many jurisdictions are too embarrassed to even refer to themselves as an OFC, preferring instead the generic term 'International Financial Center'.

In organizing this event, I struggled mightily about whether to use the terms IFCs, Small IFCs or even Niche IFCs, anything except OFCs, in my desire not to offend our core market, i.e. offshore practitioners (or should that be IFC, Small IFC, or Niche IFC practitioners?).

I'm fully aware of how sensitive many in the industry are about nomenclature. However, after much deliberation, I decided to stick with the word 'offshore' because: 1. I don't consider the word to be pejorative and neither should others; and 2. It's the adjective that most accurately describes what OffshoreAlert actually covers, i.e. jurisdictions where the overwhelming majority of financial services sector clients live overseas, or offshore. After all, our conference is not about London, New York or Tokyo so why should I use the overly-broad term IFC?

The OffshoreAlert Conference aims to go beyond the clichés and stereotypes that are typically trotted out whenever OFCs are discussed and provide attendees with accurate and up-to-date information about a complex, fast-moving, substantial and important area of international finance.

The fact that I own 100% of OffshoreAlert allows me to deliver this information to you impartially, not beholden to anyone. Credibility means everything to me and it is important that our event is not perceived as anti-offshore or, conversely, a pep rally for the industry, but as fair and balanced. That is the only way we can provide true value to the people who pay good money to attend.

The one thing I have learned above everything else in 16 years of publishing OffshoreAlert is that you can't rely on anyone else to do due diligence for you. Everyone is in business for themselves, including your professional advisors, associates, colleagues – and, yes, even you.

If things go wrong, your assets could be wiped out and your reputation ruined. So, if you have a stake in the offshore world, I urge you to take personal responsibility and arm yourself with knowledge by joining me in Miami Beach on May 5-7, 2013.

I look forward to meeting you.

Warm regards,

David Marchant
Owner & Editor
OffshoreAlert

*P.S. Register today and don't forget
to make your hotel reservation.
The hotel will sell out!*

Developing relationships with international, high-level professionals across the industry is an important aspect of the OffshoreAlert Conference, which attracts influential, wealthy and well-connected representatives from the private and public sectors in multiple onshore and offshore jurisdictions who have an interest in OFCs.

Who Attends The OffshoreAlert Conference

OFFSHORE PROVIDERS

- Company Managers
- Fund Administrators
- Bankers
- Trust & Estate Practitioners
- Insolvency Specialists
- Government & Regulators

OFFSHORE CLIENTS

- Officers & Directors
- High Net Worth Individuals
- Fund Principals & Sponsors
- Family Offices
- Financial Intermediaries
- Wealth Planners

INVESTIGATORS

- Compliance Officers
- Receivers & Liquidators
- Investigators & Regulators
- Intelligence-Gatherers
- Law Enforcement
- Tax Collectors

Networking Events

- Speed Networking Event
- Lunch & Breakfast Roundtables
- Themed Networking Breaks
- Welcome Cocktail Reception
- Oceanside Beach Party

SPEAKERS

MEET THE PLAYERS



Dan Reeves

Retired Senior Advisor, IRS Offshore Compliance Initiatives (New Jersey)

Dan developed many of the investigative techniques currently being used to identify U. S. taxpayers with offshore bank accounts and has led a number of high-profile investigations that involved the use of John Doe summonses to obtain offshore banking records, including UBS AG, HSBC, the Stanford Financial Group and others.



Dan Duguay

Former Auditor General of the Cayman Islands (Canada)

Dan is a former Auditor General of the Cayman Islands and a former Audit Manager for the Office of the Auditor General in Bermuda. The Governments of both jurisdictions have been plagued by corruption allegations in recent years.



David Leigh

Investigations Editor, The Guardian (London)

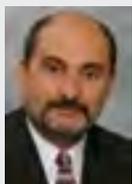
David is one of the best-known investigative journalists in the United Kingdom.



John Prout

Executive Director, Foundation for Fund Governance (Washington, DC)

As Executive Director of the Foundation for Fund Governance, John helps to protect the interests of investors in hedge funds.



Edward Davis, Jr.

Founding Shareholder, Astigarraga Davis (Miami)

Ed specializes in international fraud and asset recovery.



Martin Kenney

Managing Partner, Martin Kenney & Co., Solicitors (BVI)

Martin Kenney is perhaps the best-known fraud and asset recovery attorney in the world, having worked on a number of high-profile international cases.



Illtyd Jones

Brother of British businessman Hywel Jones, who was murdered in the Bahamas.

Since his brother, Hywel, was shot and killed in the Bahamas in 2009 after accusing a prominent Bahamian of perpetrating a \$20 m fraud against offshore clients, Illtyd Jones has been fighting for justice.

EXPERT SPEAKER FACULTY

Andreas Krannich, Managing Director, **Strategy & Integrity, Sportradar AG** (Germany)

Andrew Bodnar, Barrister, **Matrix Chambers** (London)

Andrew Morriss, Chair of Law, **University of Alabama School of Law** (Alabama)

Ann Gittleman, Director, **Kinetic Partners** (New York)

Antony Will, Managing Director, **Cook Islands Trust Corporation Ltd.** (Cook Islands)

Barry Engel, Founding Principal, **Engel & Reiman** (Denver)

Ben Arrindell, Member, **United Nations Committee of Experts on International Cooperation in Tax Matters** (Barbados)

Burke Files, Principal, **Financial Examinations & Evaluations, Inc.** (Arizona)

Claire Robey, Associate, **Harneys** (BVI)

Dan Duguay, **Former Auditor General of the Cayman Islands** (Canada)

Dr. Daniel Nielson, **Co-Author, Global Shell Games: Testing Money Launderers' and Terrorist Financiers' Access to Shell Companies** (Utah)

Dan Reeves, Retired Senior Advisor, **IRS Offshore Compliance Initiatives** (New Jersey)

David Leigh, Investigations Editor, **The Guardian** (London)

David Lesperance, Managing Partner, **Lesperance & Associates Barristers & Solicitors** (Canada)

David Marchant, Owner & Editor, **OffshoreAlert** (Miami)

Dax Basdeo, Chief Officer, **Ministry for Financial Services, Cayman Islands Government** (Cayman Islands)

Don Seymour, Founder, **DMS Offshore Investment Services** (Cayman Islands)

Edward Davis, Jr., Founding Shareholder, **Astigarraga Davis** (Miami)

Felicity Toubé QC, Barrister, **South Square Chambers** (London)

George Aragon, Associate Professor of Finance, **W. P. Carey School of Business, Arizona State University** (Arizona)

Gonzalo Jalles, CEO, **Cayman Finance** (Cayman Islands)

Hugh Dickson, Partner, **Grant**

Thornton (Cayman Islands)

Illtyd Jones, Brother of British businessman Hywel Jones, who was murdered in the Bahamas.

Jack Blum, Chairman, **Tax Justice Network** (USA)

Jennifer Davis, CEO, **Cook Islands Financial Services Development Authority** (Cook Islands)

Jeremy Walton, Partner, **Appleby** (Cayman Islands)

Jess Shakespeare, Director, **Kinetic Partners** (Cayman Islands)

John Prout, Executive Director, **Foundation for Fund Governance** (Washington, DC)

Kenneth Krysz, Founder & CEO, **KRyS Global** (Cayman Islands)

Mark Yeandle, Senior Consultant, **Z/Yen Group Limited** (London)

Martin Kenney, Managing Partner, **Martin Kenney & Co., Solicitors** (BVI)

Martin Livingston, Partner, **Maples and Calder** (Cayman Islands)

Matt Mulry, Partner, **Dillon Eustace** (Cayman Islands)

Matthew Lindsay, Partner, **Rose LLP** (Calgary)

Maureen Ward, Partner, **Bennett Jones**, (Toronto)

Neal Levin, Partner, **Freeborn & Peters** (Chicago)

R. Scott Oswald, Managing Principal, **Employment Law Group** (Washington, D.C.)

Richard Rahn, Chairman, **Institute for Global Economic Growth** (Washington, DC)

Rodney Gallagher, Partner, **Gaffney, Gallagher & Philip** (Barbados)

Ruth Promislow, Partner, **Bennett Jones** (Toronto)

Simon Dickson, Partner, **Mourant Ozannes** (Cayman Islands)

Simon Filmer, Managing Director, ex-Asia, **Offshore Incorporations** (BVI)

Steven Roth, President, **Wealth Management International** (Los Angeles)

Tim Ridley, **Former Chairman, Cayman Islands Monetary Authority** (Cayman Islands)

Warren Coats, Consultant, **International Monetary Fund** (Washington, DC) [Invited]

William Sharp, Partner, **Sharp Kemm** (Tampa & Zurich)

SCHEDULE

A MUST-ATTEND EVENT



SCHEDULE: SUNDAY, MAY 5, 2013

PROGRAM OVERVIEW

There will be 25 sessions over two days that are aimed at three categories of attendees: Providers, Clients, and Investigators of offshore products and services.

Some sessions deal with legal, tax and political initiatives that affect those doing business offshore, others explain how complicated financial and insurance products work, and others deal with fraud investigations, insolvencies, liability issues and asset recovery.

Our sessions cater to everyone from those who know little or nothing about OFCs to those who are experts.

Whether you're new to the industry, have been around a while, or are just curious to see what all the fuss is about, we have a place for you.

- Customer Trends: Where is the new money coming from & what products and services are clients most interested in?
- Product & Services: How do they work & how can they help me?
- International Regulations: What laws and rules must I comply with & how can I meet my legal obligations?
- Financial Due Diligence: How to identify red flags in offshore transactions.
- Fraud & Asset Recovery: If things go bad, what are my remedies?

3:00 - 5:30 **Registration & Check-In Desk Opens**

4:00 - 5:30 **Speed Networking Event**



Take the guess work out of networking with this structured face-to-face business networking activity lasting between 2-5 minutes each. Admission to this event is free with any delegate ticket.

5:30 - 6:30 **Welcome Networking Cocktail Reception Sponsored by Kinetic Partners**



Whether in a plush, lounge setting or a spectacular oceanfront cabana setting, our networking receptions have all the glamour of tropical South Beach. Featuring DJs, specialty cocktails, hors d'oeuvres and plenty of networking. Attendees look forward to these fun and exciting events every year.

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SCHEDULE: MONDAY, MAY 6, 2013

8:00 - 9:00 **Networking Breakfast Sponsored by Freeborn & Peters LLP**

8:50 - 9:00 **Opening Remarks**

An introduction to the conference, its aims and a breakdown of who is in attendance.

» *David Marchant, Editor, OffshoreAlert*

9:00 - 9:50 **The Modern Offshore World: Trends & Developments**

An overview of what is taking place in the ever-changing world of Offshore Finance.

- Jurisdictional update – Which OFCs are in the ascendancy, which are in decline?
- Client origination – which markets are driving the growth of the offshore industry?
- Changing trends in the usage of offshore structures.
- The impact of China on influencing the industry.

» *Simon Filmer, Managing Director, ex-Asia, Offshore Incorporations (BVI)*

9:50 - 10:45 **Evaluating OFCs: Which Are Best and Why?**

The Global Financial Centres Index is a ranking of the competitiveness of 77 financial centres based on 26,180 financial centre assessments from an online questionnaire together with over 80 indices. It is compiled and published twice a year by Z/Yen Group with sponsorship from the Qatar Financial Centre Authority. A representative of Z/Yen Group will discuss the quality of various OFCs and how they compare with their on-shore equivalents, based on Z/Yen's research.

» *Mark Yeandle, Senior Consultant, Z/Yen Group Limited (London)*

10:45 - 11:15 **Networking Break Sponsored by Freeborn & Peters LLP**



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11:15 - 12:30 **Dan Reeves: My Experiences Leading the IRS Investigation into Offshore Tax Structures**

Prior to his retirement on June 30, 2012, Dan Reeves was the lead investigator for the Internal Revenue Service's Offshore Credit Card Project, Offshore Private Banking Initiative and other offshore compliance initiatives.

In that capacity, he helped to develop many of the investigative techniques and procedures currently being used to identify United States taxpayers with offshore bank accounts and has led a number of high-profile investigations that involved the use of John Doe summonses to obtain offshore banking records.

Although he is precluded from discussing specific cases, Dan will talk about the development of the IRS' offshore programs, difficulties he and his team encountered along the way, and how they overcame numerous obstacles, including jurisdictional issues.

» *Dan Reeves, Retired Senior Advisor, IRS Offshore Compliance Initiatives (New Jersey)*

12:30 - 2:00 **Cayman National Corporation Oceanside Networking Luncheon at The DiLido Beach Club**

2:00 - 3:00 **BREAKOUT A:**

Fraud & Murder in the Bahamas: The Hywel Jones Affair

In 2009, offshore businessman Hywel Jones was shot and killed outside his office in the Bahamas. At the time, he was involved in a dispute with his former business partner, Lester Turnquest, whom Jones had accused in a civil lawsuit of defrauding \$20 million from a Canadian client. In the months preceding his death, Jones had been viciously assaulted by intruders at his home, with the evidence indicating that a Bahamas policeman was involved. Three years later, no-one has been convicted in connection with the murder and although Turnquest was arrested - and released - in late 2009 in connection with the alleged \$20 million fraud, he has not been charged with any crime.

In this session, Hywel's brother, Illtyd Jones will discuss the murder, the police investigation, and, generally, share his views and experiences of dealing with the Bahamian authorities.

This session will also look at wider evidence of corruption and injustice in the Bahamas and discuss how it impacts on foreign nationals who conduct business in the jurisdiction.

» *Illtyd Jones, Brother of British businessman Hywel Jones, who was murdered in the Bahamas*
 » *David Marchant, Owner & Editor, OffshoreAlert (Miami)*

BREAKOUT B:

The Duties of 'Offshore Company' or Nominee Directors: Are They Held To A Lesser Standard?

This session will explore the treatment of duties of both Nominee or 'Offshore Company' directors by the courts in various jurisdictions and assess how it differs to that of Onshore or Regular Company directors.

» *Simon Dickson, Partner, Mourant Ozannes (Cayman Islands)*
 » *Claire Robey, Associate, Hameys (BVI)*
 » *Kenneth Kryz, Founder & CEO, KRyS Global (Cayman Islands)*

BREAKOUT C:

Economic Passports: Trends & Developments

Last year, Facebook co-founder Eduardo Saverin made headlines when it became known that - prior to Facebook's IPO - he had renounced his U.S. citizenship and become a citizen of Singapore.

This session will look at trends and developments in the area of economic passports, including discussing:

Which jurisdictions offer economic passports, what are the terms and conditions and how do they differ?

- What type of individual are economic passports suitable for?
- Where do the customers live?
- What are the benefits, financial or otherwise?
- What is the procedure for renouncing citizenship in the USA and other countries?

» *Burke Files, Principal, Financial Examinations & Evaluations, Inc. (Arizona)*
 » *David Lesperance, Managing Partner, Lesperance & Associates Barristers & Solicitors (Canada)*

3:00 - 4:00 **BREAKOUT A:**

Whistleblowing: Bradley Birkenfeld's \$104 m Award & Other Developments

This session will look at the latest developments in whistleblower programs operated by the SEC, CFTC and the IRS. Among the issues that will be addressed:

- How many cases have been filed? How many of these cases have come from overseas employees? How many are offshore-related? How many awards have been made? What is the biggest? What is the average? How are awards calculated? How long does it take to be paid?
- Whistleblowers with dirty hands. Will agencies accept anyone, regardless of their role?
- What is the law regarding the use of 'stolen data' as evidence?
- How much funding is being made available to regulatory agencies and law enforcement for Whistleblowing programs?
- Are regulators and law enforcement making foreign transactions a priority? What evidence exists to support this?
- Whistleblower-Attorney Relationship: How many cases are law firms receiving? How many do they reject? Do attorneys typically work on a contingency fee? How much do attorneys typically make from whistleblower cases? How much did Birkenfeld's attorneys make? What is the threshold for accepting cases?
- Is whistleblower legislation having any noticeable effects on international finance?
- Protections for whistleblowers, e.g. Anti-Retaliation Protections. What are risks to whistleblowers if their approach is rejected?

R. Scott Oswald, Managing Principal, Employment Law Group (Washington, D.C.)



SCHEDULE CONTINUED: MONDAY, MAY 6, 2013

BREAKOUT B:

Covert Discovery of Hidden Assets

An open discussion about measures used to surreptitiously (and legally) discover concealed wealth and to attribute it to wrongdoers or wrongdoing.

- » Edward Davis, Jr., Founding Shareholder, Astigarraga Davis (Miami)
- » Martin Kenney, Managing Partner, Martin Kenney & Co., Solicitors (BVI)
- » Matthew Lindsay, Partner, Rose LLP (Calgary)
- » Ruth Promislow, Partner, Bennett Jones (Toronto)

BREAKOUT C:

Inside Cayman's Hedge Fund Industry

With more than 9,000 domiciled there, the Cayman Islands is the world's most popular jurisdiction for hedge funds. This session will take a look at the state of the industry and the pros and cons of Cayman for sponsors and investors, including the following topics:

- Professional Directors
- Conflicts of Interest
- Transparency
- Regulation
- Cost

- » Don Seymour, Founder, DMS Offshore Investment Services (Cayman Islands)
- » John Prout, Executive Director, Foundation for Fund Governance (Washington, DC)
- » Matt Mulry, Partner, Dillon Eustace (Cayman Islands)

4:00 - 4:30 **Networking Break Sponsored by The Employment Law Group® (TELG)**

BREAKOUT A:

The Global Shell Company Experiment: Offshore v. Onshore

Posing as would-be money launderers, corrupt officials, and terrorist financiers in need of anonymous shell companies, a research team solicited more than 3,700 corporate service providers that operate in 182 onshore and offshore countries/jurisdictions. The aim was to see how morally and legally flexible corporate service providers were prepared to be when potentially lucrative - but obviously-dodgy - business was dangled in front of them.

The experiment was documented in a report entitled 'Global Shell Games: Testing Money Launderers' and Terrorist Financiers' Access to Shell Companies' that was published in September, 2012 by the Centre for Governance and Public Policy, at Griffith University, in Australia. In this presentation, one of the report's authors, Dan Nielson, will explain how the experiment was conducted and analyze its results, including comparing how offshore jurisdictions compared with their onshore counterparts.

- » Dr. Daniel Nielson, Co-Author, 'Global Shell Games: Testing Money Launderers' and Terrorist Financiers' Access to Shell Companies' (Utah)

BREAKOUT B:

Navigating the Regulation Nightmare in Offshore Transactions

Up-to-date, expert analysis of FATCA, Son of FATCA and other onshore regulations or proposed regulations that affect clients and providers of offshore products and services.

- » Martin Livingston, Partner, Maples and Calder (Cayman Islands)

BREAKOUT C:

Offshore Trusts: What Investigations Reveal About How They Really Work

At federal court in Manhattan, the SEC's securities fraud action against the billionaire Wyly brothers of Texas offers a fascinating and rare insight into the world of offshore trusts, including the level of actual control the Wyllys had over offshore structures they claimed to legally not control. Among the court filings is a 1,204-page transcript of the deposition of Cayman Islands-based offshore provider Michelle Boucher, who helped manage some of the brothers' offshore structures. Separately, a 260 gigabyte hard drive of confidential data about offshore transactions that was leaked to the International Consortium of Investigative Journalists also showed the hidden side of offshore trusts.

This session will discuss what these cases have revealed so far about offshore trusts and how they operate.

- » Jack Blum, Chairman, Tax Justice Network (USA)

5:30 - 6:30 **Oceanside Cocktail Reception Sponsored by Astigarraga Davis and Martin Kenney & Co., Solicitors**

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30 COUNTRIES
300 PROFESSIONALS
10+ HOURS OF NETWORKING

TUESDAY

SCHEDULE: MAY 7, 2013



8:00 - 9:00 **Networking Breakfast Sponsored by KRyS Global**

9:00 - 10:00 **BREAKOUT A:
Match-Fixing in Sports: How Big is The Problem and & How Is it Detected?**

Match fixing is a global threat to integrity in sport. This session will look at:

- The increasing threat of match fixing in sport by international organized crime;
 - The international betting market – An introduction;
 - What is needed and what can be done;
 - Security Services of Sportradar as proven tools to combat the fixing
- » *Andreas Krannich, Managing Director, Strategy & Integrity, Sportradar AG (Germany)*

**BREAKOUT B:
The Cyprus Crisis: Could it Happen in Other OFCs?**

Wealthy Russians and other foreign nationals who use Cyprus as an offshore financial center face the prospect of losing up to 40% of their deposits as a result of the collapse of the economy in the jurisdiction. This session will look at what caused the crisis, the financial impact on clients of Cyprus' offshore sector, which jurisdictions are likely to benefit from Cyprus' problems, and whether the debacle could be repeated in other OFCs.

- » *Tim Ridley, Former Chairman, Cayman Islands Monetary Authority (Cayman Islands)*
- » *Gonzalo Jalles, CEO, Cayman Finance (Cayman Islands)*
- » *Richard Rahn, Chairman, Institute for Global Economic Growth (Washington, DC)*
- » *Warren Coats, Consultant, International Monetary Fund (Washington, DC) [Invited]*

10:00 - 11:00 **BREAKOUT A:
The 2012 Evolving Offshore Voluntary Disclosure Program: An Update of Hazards, Opportunities, & More**

This session will explore numerous hazards, opportunities and practical applications of the 2012 OVDP, including a review of numerous technical issues and input for how to address these issues, such as opt-out cases, filing in the formal OVDP versus "Service Center" filings, handling IRS client interviews, and much more.

Also included will be a review of challenging client questions with practical examples and how to address those questions with both technical input and practical guidance, plus a segment on assessing whether or not to file in the new streamlined program versus the formal OVDP or the traditional IRS voluntary disclosure practice.

- » *William Sharp, Partner, Sharp Kemm (Tampa & Zurich)*

BREAKOUT B:

The G8 Agenda and Taxation: How the 'Fair Share' Argument Will Affect OFCs

This session will look at attempts by the world's major governments to tax the wealthy and the potential impact on offshore financial centers.

- » *Dax Basdeo, Chief Officer, Ministry for Financial Services, Cayman Islands Government (Cayman Islands)*
- » *Andrew Morriss, Chair of Law, University of Alabama School of Law (Alabama)*
- » *Tim Ridley, Former Chairman, Cayman Islands Monetary Authority (Cayman Islands)*

BREAKOUT C:

The Changing Face of International Tax Planning and the Effect on Offshore Financial Centers

The presentation will provide insight into developments in global policy and treaties from the OECD and the impact on structuring opportunities in IFC's.

- » *Ben Arrindell, Member, United Nations Committee of Experts on International Cooperation in Tax Matters (Barbados)*

PRESENTING SPONSOR:

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11:00 - 11:30 **Networking Break Sponsored by KRyS Global**

11:30 - 12:30 **BREAKOUT A:
Corruption in OFCs: How Big is The Problem & What Is Its Impact On International Business?**

In the space of five days in December, 2012, two sitting or former Premiers of offshore jurisdictions in the Caribbean were arrested on suspicion of corruption, Michael Misick, of the Turks and Caicos Islands, and McKeeva Bush, of the Cayman Islands. In 2009, corruption was so out of control in the TCI that the United Kingdom suspended the local government and took direct control of its Overseas Territory.

In the not-too-distant past, Bermuda had a leader who was considered to be openly corrupt, while the authorities in Antigua & Barbuda and Grenada assisted with frauds involving Allen Stanford and more than 40 offshore banks, respectively.

This session will look at corruption in Caribbean jurisdictions and how it affects international business that is conducted in them.

- » *Edward Davis, Jr., Founding Shareholder, Astigarraga Davis (Miami)*
- » *Dan Duguay, Former Auditor General of the Cayman Islands (Canada)*
- » *Rodney Gallagher, Partner, Gaffney, Gallagher & Philip (Barbados)*
- » *Andrew Bodnar, Barrister, Matrix Chambers (London)*

BREAKOUT B:

Offshore Asset Protection Trusts: Staying on The Right Side of The Law

This session will look at the concept, design, tax implications and compliance issues of offshore asset protection trusts.

» *Barry Engel, Founding Principal, Engel & Reiman (Denver)*

BREAKOUT C:

If An Offshore Investment Fails: Who Can Be Sued, For What & Where?

If an offshore investment fails, what viable remedies are available to investors seeking to recover damages? Who can they sue, what must they prove, how much does it cost, and when should they just accept their loss?

» *Martin Kenney, Managing Partner, Martin Kenney & Co., Solicitors (BVI)*

» *Felicity Toubé QC, Barrister, South Square Chambers (London)*

» *Maureen Ward, Partner, Bennett Jones, (Toronto)*

» *Ann Gittleman, Director, Kinetic Partners (New York)*

12:30 - 2:00 **Oceanside Networking Luncheon at The DiLido Beach Club**

2:00 - 3:00 BREAKOUT A:

Offshore Life Insurance & Viaticals Schemes: Avoiding The Perils

After enduring problems as a result of a Ponzi scheme known as Tradex while in his twenties, Steven Roth set up a business that aims to help individuals conduct financial due diligence. This session will analyze:

- Domestic and Offshore life insurance and annuities;
- Benefits and Perils, Compliance with U.S. laws, economics of products, asset protection efficacy afforded;
- Life and Viatical Settlements;
- Life settlement schemes and abuses of investors and the elderly;
- Failed planned life settlements and concealed or misrepresented commissions for successful settlements;
- Fiduciary duty and the narrowing rights and remedies window;
- Legal Theories, Broker, Trustee and Insurer Liability.

» *Steven Roth, President, Wealth Management International (Los Angeles)*

BREAKOUT B:

How to Identify Red Flags In The Offshore World

Contrary to popular belief, Offshore Financial Centers are not all the same. Simply knowing where a company is domiciled can, off the bat, tell an informed person whether it is credible or not. So can the choice of offshore directors, legal advisors, and auditors and the way an offshore scheme is structured.

As publisher of OffshoreAlert, David Marchant has exposed countless frauds since OffshoreAlert was launched in 1997. This session will show you what to look for when scrutinizing an offshore set-up.

» *David Marchant, Owner & Editor, OffshoreAlert (Miami)*

» *Jess Shakespeare, Director, Kinetic Partners (Cayman Islands)*

» *Hugh Dickson, Partner, Grant Thornton (Cayman Islands)*

BREAKOUT C:

Practical Tips About Offshore Litigation For Foreign Counsel

In this session, leading offshore attorney Jeremy Walton will pass on insider tips about the Dos and Don'ts of offshore litigation. Issues to be addressed include:

- Minimizing Your Costs
- Legal Tools to Find Out Who Beneficially Owns a Legal Structure and What Assets They Have
- The Use of Motion Practice to Prevail in Disputes
- How Offshore Litigation Materially Differs From Onshore Litigation
- The Most Effective Strategies

» *Jeremy Walton, Partner, Appleby (Cayman Islands)*

3:00 - 4:00 BREAKOUT A:

Offshore v. Onshore Hedge Funds: A Comparison

Contrary to offshore hedge funds, US-registered ("onshore") funds are subject to strict marketing prohibitions, accredited investor requirements, limited number of investors, and tax disadvantage.

Professors George Aragon, Bing Liang, and Hyuna Park did a study in which they exploited this difference to test predictions about organizational design, capital flow, and fund performance. They found that onshore funds impose stronger share restrictions such as a lockup provision than offshore funds, but hold more liquid assets. Their results show that capital flows are less sensitive to past performance in onshore funds than in offshore funds due to regulation on advertising, and the flow sensitivity difference affects performance. Liquidity-adjusted alpha is positive and significant (0.94% per month) only for stand-alone onshore funds that have not been affected by strong capital flows from offshore investors through a master-feeder structure.

» *George Aragon, Associate Professor of Finance, W. P. Carey School of Business, Arizona State University (Arizona)*



BREAKOUT B:

The Evolution of Man: From Neanderthal to Madoff

Knowing how a fraudster commits fraud is, of course, interesting. Yet even more fascinating is WHY a fraudster commits fraud. Knowing the “why” is often the most important element in both understanding the fraudulent activity as well as detecting and recovering from fraud.

With a focus on the psychopathy and sociopathy behind the behavior of a fraudster, this presentation looks at the primordial personality profile of a fraudster, comparing him to our Neanderthal and Human ancestors, and translates that into more successful returns on the practitioner’s investment into the investigation, prosecution and recovery from all forms of fraud.

» Neal Levin, Partner, Freeborn & Peters (Chicago)

BREAKOUT C:

International Asset Protection: The Cook Islands vs. Other Jurisdictions

A look at the pros and cons of the Cook Islands and other jurisdictions in the area of international asset protection.

» Jennifer Davis, CEO, Cook Islands Financial Services Development Authority (Cook Islands)

» Antony Will, Managing Director, Cook Islands Trust Corporation Ltd. (Cook Islands)

PRESENTING SPONSOR:



4:00 - 4:30 **Networking Break Sponsored by The Employment Law Group® (TELG)**

4:30 - 5:15 **Inside the Investigation Into OFCs by The ICIJ and The Guardian**

The offshore financial world has been rocked over the last few days by the publication of news stories around the world arising from confidential information on a 260 gigabyte hard drive that was leaked to the International Consortium of Investigative Journalists.

The ICIJ and collaborating news organizations sifted through what the ICIJ described as “a trove of 2.5 million secret files” that, among other things, contained the names of thousands of previously-anonymous offshore account holders and details of offshore firms that provided services to them.

As Investigations Executive Editor of The Guardian, David Leigh has played a leading role in the newspaper’s ongoing investigation into offshore financial centers, including shell companies, nominee directors, tax avoidance schemes, and illegal activity. In this session, David will discuss the investigation and its findings.

» David Leigh, Investigations Editor, The Guardian (London)

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ABOUT OFFSHOREALERT

OffshoreAlert is a news website founded in 1997 by investigative reporter David Marchant and offers news, documents & intelligence about businesses and individuals operating in Offshore Financial Centers, with an emphasis on fraud investigations. The service includes:

- Breaking News Affecting OFCs
- Largest Searchable Database of Offshore Information
- 25,000-plus articles & documents about OFCs and financial crime
- Court actions in Bermuda, British Virgin Islands and Cayman Islands
- Over 1,300 MLAT-requests regarding cross-border investigations
- Criminal Indictments, Complaints & Dubious Promotional Material
- Investor Alerts about dubious publicly-traded stocks

OffshoreAlert also holds educational and networking conferences in North America and Europe on all material aspects that affect individuals and corporations conducting business in or through OFCs.

OffshoreAlert is neither pro- nor anti-OFCs. We’re independent. Our only agenda is to provide credible, accurate and useful information so that our clients can make better-informed decisions.



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Martin Kenney & Co. is a specialist, multi-jurisdictional investigative and litigation practice based in Road Town, Tortola in the British Virgin Islands. The lawyers of the firm concentrate on the representation of persons harmed by economic crime in a multi-jurisdictional setting. The firm uses a combination of traditional and extraordinary measures to gather, most usually on an emergency basis, evidence of serious forms of wrongdoing, and to recover substantial value in many places concurrently.



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**Cook Islands Financial Services
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The Cayman Islands Government's Ministry for Financial Services develops policies and facilitates strategies that enhance and encourage economic activity. It achieves this goal through collaboration with the private sector and other government agencies. Among other responsibilities, entities that fall under the Ministry provide government with policy advice and recommendations on international initiatives, including tax, trade and regulatory matters; anti money-laundering and counter-financing of terrorism matters; inward investment opportunities; and inter-government relations.

**Cayman
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Founded in 2003, Cayman Finance, formerly the Cayman Islands Financial Services Association, serves to promote the integrity and transparency of the Cayman Islands' financial services industry through cooperation and engagement with domestic and international political leaders, regulators, organisations, and media and to encourage the sustainable growth of the industry through innovation, education, and integration.

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The standard fee for attending OffshoreAlert's Conference is outlined on the Registration form. This includes the cocktail receptions, luncheon and refreshments, entrance to all sessions & the exhibitor hall, certificate of attendance on request, and the digital conference documentation and materials submitted by the speakers. You may enclose payment with your registration or we will send an invoice. Payment is due within 30 days of registering. If registering within 30 days of the event, payment is due immediately. Payments can be made by check, Visa, MasterCard, Discover or American Express. Please make all checks payable to "KYC News, Inc." and write the name of the delegate(s) on the face of the check. If payment has not been received prior to registration the morning of the conference, a credit card hold will be required. All bookings are subject to terms and conditions and your booking will be taken as acceptance of these.

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