How To Crack A Cartel Step By Step

ICN CARTEL WORKSHOP

15-18.10.2018
Dan Tel Aviv hotel
Monday, October 15th

Yam Hall

18:00-20:00 Cocktail Reception

Tuesday, October 16th – Intelligence

08:30-09:00 Breakfast
09:00-09:30

King David Hall
Opening and greetings
Israel - Ms. Noa Zvi Oliver, Senior Advisor to the Director General, Director of International Affairs
Israel - Ms. Michal Halperin, Director General
Netherland - SG2 Cartel WG co-chair - Ms. Siún O’Keeffe, Manager ACM Academy

09:30-10:45
Plenary 1: Leniency reinvented
DOJ - Mr. Richard Powers, Acting Deputy Assistant Attorney General for Criminal Enforcement, USDOJ Antitrust Division
EU - Mr. Eric Van Ginderachter, Director Cartels Directorate
Spain - Mr. Beatriz de Guindos, Competition Director
Japan - Mrs. Reiko Aoki, Commissioner
Austria - Mrs. Natalie Harsdorf, Deputy Managing Director
09:30-10:45
King Solomon Hall
Practical exercise 1

10:45-11:15 Break

11:15-12:45
King David Hall
Mini Plenary 1: How to start an investigation
Mexico - Mr. Francisco Téllez, General Director for Absolute Monopolistic Practices
Australia - Mr. Rob Ghali, General Manager, Cartels Branch
Japan - Mr. Naohiko Komuro, Director of Information Analysis Office, Investigation Bureau
Spain - Mr. Sergio Sinovas, Deputy Head of the Cartel Unit

Gallery Meeting Room
Mini Plenary 2: (Agencies only)
Digital evidence gathering prior to overt investigation
Netherland - Mrs. Stephanie Holle, Manager Competition Department
Israel - Mr. Gadi Perl, Senior Investigations Team Leader
EU - Mr. Flavio LAINA, Head of Unit G5, Cartels Directorate
Brazil - Mr. Alexandre Cordeiro, CADE General-Superintendent
Caesarea Hall

Mini Plenary 3: Intelligence gathering through leniency
Sweden - Ms. Eva Persson, Legal Counsel
Hong Kong - Mr. Jindrich Kloub, Executive Director (Operations)
Turkey - Mr. Hüseyin Cosgun, Chief Competition Expert & Acting Legal Counsel
**EU NGA - Mr. Kris van Hove**, Partner, Van Bael & Bellis, Brussels

Kaete Dan Hall

Mini Plenary 4: Sharing information and collaboration among governmental agencies - Opportunities, challenges and ideas for fruitful cooperation aimed at enhancing deterrence in antitrust offenses
Israel - Mr. Yoav Tellem, Head of Investigation Branch, National Financial Crime Investigation Unit, YALAK
Korea - KFTC- Mr. Byung Hoon Ahn, Director-International Cartel Division, Cartel Bureau
Lithuania - Ms. Irma Urmonaitė – Head of Anti-competitive Agreements Investigation Division
**Italy - Mr. Renato Ferrandi**, Senior Official, International Affairs
Portugal - Ms. Sara Sousa, Legal Adviser in the Restrictive Practices Department
Japan - Mr. Yukinari Sugiyama, Director General, Criminal Investigation Department, Investigation Bureau
12:45-14:00 Lunch

14:00-15:30
King David Hall

Break out session 1: Leniency- dealing with collaborators inside cartelistic organizations / dealing with immunity applicants

DOJ - Mr. Michael Loterstein, Assistant Chief, Chicago Field Office, USDOJ Antitrust Division
Spain - Mr. Sergio Sinovas, Deputy Head of the Cartel Unit
Australia - Ms. Leah Won, Deputy General Manager, Cartels Branch
UK - Mrs. Deborah Wilkie, Director – Civil Cartel Enforcement

Kaete Dan Hall

Break out session 2: Work products of the ICN Cartel WG: SG1 Leniency project

EU - Ms. María Luisa Tierno Centella, Deputy Head of Unit G1, Cartels Directorate
EU NGA - Mr. Johan Ysewyn, Partner, Brussels / London Global Co-Chair Antitrust Group, Covington & Burling LLP
Hong Kong - Ms. Charlotte HO, Manager I (Operations)
Hungary - Mr. József Sárai, Head of International Section
Caesarea Hall
Break out session 3: Immunity from civil compensation
DOJ - Mr. Frank Cavanagh, Assistant Section Chief, New York Field Office
Israel NGA - Mrs. Tal Eyal-Boger, partner, Fischer Behar Chen Well Orion & Co
Canada NGA - Mr. Subrata Bhattacharjee, Partner, Borden Ladner Gervais LLP
Spain - Ms. María Álvarez, Deputy Head of the Cartel and Leniency Unit

Gallery Meeting Room
Break out session 4: (Agencies Only)
How to make intelligence work
Israel - Mr. Haim Arbiv, Head of Investigation and Intelligence Department
DOJ - Special Agent Devon Mahoney, Program Manager, International Corruption Squad, Federal Bureau of Investigation
Sweden - Mr. Alexander Weidstam, Senior Economist

King Solomon Hall
Practical exercise 2

15:30-16:00 Break
**16:00-17:30**
King David Hall
Plenary 2: International Cooperation among Competition Agencies
DOJ - Mr. Makan Delrahim, Assistant Attorney General, Antitrust Division
OECD - Mr. Antonio Capobianco, Senior Competition Expert, Acting Head of the Competition Division
Canada - Ms. Ann Salvatore, Acting Deputy Commissioner, Cartels Directorate, Competition Bureau Canada
EU - Mr. Cecilio Madero Villarejo, Deputy Director-General DG COMP
Japan - Ms. Naoko Teranishi, Director of Fair Competition Inspection Office, Investigation Bureau

**Wednesday, October 17th – Investigations**

**08:15-09:00** Breakfast

Keate Dan
Breakfast session: The new OECD private international cartel database
09:00-10:15
King David Hall
Plenary 3: How to prepare an investigation case in the era of big data/antitrust and computer forensics - big data - data screening
Russia - Mr. Andrey Tzarikovsky, Deputy Head of FAS-Russia, Stats-Secretary
Canada - Ms. Ann Salvatore, Acting Deputy Commissioner, Cartels Directorate, Competition Bureau Canada
France - Mr. Stanislas Martin, General Rapporteur
UK- Mr. Sean McNabb, Assistant Director, Investigation and Intelligence
Portugal - Mr. Pedro Marques Bom, AdC’s General Director of Investigation

King Solomon Hall
Practical exercise 3

10:15-10:45 Break
10:45-12:15
King David Hall
Mini Plenary 5: (Agencies only)
Building investigation Capabilities
OECD - Mrs. Sabine zigelski, Senior Competition Expert
Israel - Mr. Haim Arbiv, Head of Investigation and Intelligence Department
Romania - Ms. Irina Popovici, Head of Cartel Unit
New Zealand - Mr. Barrie Sutton, Principal Investigator, Trade Practice Investigations, NZ Commerce Commission
Ireland - Mr. Paul Hanna, Deputy-Director Criminal Enforcement
Korea - MOJ- Dr. Yong Lim

Kaete Dan Hall
Mini Plenary 6: How to manage an investigation being conducted simultaneously in several countries
EU NGA - Mr. Christof Swaak, Partner, Stibbe N.V
Japan - Mr. Kohei Yamamoto, Chief Investigator, Investigation Bureau, JFTC
DOJ - Mr. James Fredricks, Acting Chief, Washington Criminal 2 Section, USDOJ Antitrust Division
France - Mr. Umberto Berkani, Deputy General Rapporteur
Caesarea Hall
Mini Plenary 7: (Agencies only)
Effective dawn raids / communication during dawn raids / organizing an International dawn raid
Canada - Mr. Simon Bessette, Senior Competition Law Officer, Cartels Directorate, Competition Bureau Canada
Brazil - Mr. Alden Caribe, Chief of Staff, General Superintendence
Singapore - Mr. Lee Cheow Han, Assistant Chief Executive (Legal, Enforcement and Consumer Protection)
Kenya - Gideon Mokaya, Manager Enforcement & Compliance

12:15-14:00 Lunch

14:00-15:30
Kaete Dan Hall
Break out session 5: (Agencies only)
Solving confidentiality and privacy issues with computer data and cellphones. Tackling legal and jurisdictional challenges relating to cloud data
Japan - Mr. Tetsuya Kanda, Senior Planning Officer, Investigation Bureau, JFTC
Israel - Mrs. Ariella Justman, Deputy Head of Dept, Investigations
Austria - Mr. Maximilian Mertel, Senior Case Handler
Ireland - Ms. Colette McGuigan, Senior Investigator
King David Hall

Break out session 6: Scoping and focusing in an investigation - cartel settlement mechanisms
Israel - Mr. Asher Goshen, Vice Legal Counsel
DOJ NGA - Mr. Craig Lee, Partner, Baker McKenzie
EU - Ms. Kristina Todorova-Milanova, Case Handler, Unit G2, Cartels Directorate
Hong Kong - Mr. Jindrich Kloub, Executive Director (Operations)

Caesarea Hall

Break out session 7: Conflict of interests in representation during interrogation
Israel NGA - Mr. Matan Meridor, Head of Competition and Antitrust, Agmon & Co
Japan NGA - Mr. Atsushi Yamada, Lawyer of Anderson Mori & Tomotsune
Canada NGA - Mr. Mark Katz, Partner, Davies Ward Phillips & Vineberg LLP, Canada
Hong Kong - Diana Pang, Head Investigation

King Solomon Hall

Practical exercise 4

15:30-16:00 Break
**16:00-17:30**
King David Hall

Plenary 4: The Agency and the judiciary – persuading judges about the harm of cartels and withstanding judicial scrutiny

Israel - Ms. Michal Halperin, Director General  
Lithuania - Mrs. Dina Lurje, Council Member  
Mexico - Mr. Sergio López, Head of the Investigative Authority  
Netherland NGA - Mr. Jolling De Pree, Partner of De Brauw Blackstone Westbroek  
Sweden - Ms. Eva Persson, Legal Counsel

The Yitzhak Rabin Center

**19:00**
Gala Dinner

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**Thursday, October 18th – Legal Enforcement**

**08:30-09:00** Breakfast

**09:00-10:30**  
Kaete Dan Hall  
Mini plenary 8: Fines – finding the right balance  
DOJ NGA - Mr. Phil Warren, Partner, Covington & Burling  
EU - Mr. Kris Dekeyser, Director, Directorate A Policy and Strategy
El-Salvador - Ms. Maria Renderos, Case Handler
Canada NGA - Mr. Guy Pinsonnault, Partner, McMillan LLP
Germany - Ms. Katrin Roesen, Head of Special Unit for Combating Cartels

Caesarea Hall
Mini plenary 9: Indictments – when are many too many
Israel - Judge Nava Ben-Or, Judge (retired)
Australia - Mr. David Bahlen, Assistant Director at the Commonwealth Director of Public Prosecutions
Canada - Mr. Simon Bessette, Senior Competition Law Officer, Cartels Directorate, Competition Bureau

King David Hall
Mini plenary 10: How to prepare and present a case in the era of big data
Israel - Mr. Assaf Moses, Deputy Legal Counsel
EU NGA - Mr. Marc Hansen, Partner, Latham & Watkins, London and Brussels offices
Germany - Mr. Christof Vollmer, Rapporteur
Australia - Mr. Rob Ghali, General Manager, Cartels Branch

10:30-10:45 Break
10:45-11:45
Kaete Dan Hall
Break out session 8: Work products of the ICN Cartel
WG: SG2 Development of private enforcement project
Netherland - Ms. Anke Prompers, Head Litigation Team
EU NGA - Ms Ingrid Vandenborre, Partner, Skadden Arps Slate Meager & Flom LLP
Russia - Ms. Lesya Davydova, Head of International
France NGA - Ms. Anne Wachsmann, Advocate – Partner, Competition / Antitrust, Linklaters
Brazil - Mr. Alden Caribé de Sousa, Chief of staff and Head of the Leniency unit

Caesarea Hall
Break out session 9: Appeals
Netherlands - Mrs. Monique van Oers, Director Legal Affairs
EU Judge - Mr. Alexander Kornezov, Judge at the General Court of the EU
Israeli Judge - Mr. Ofer Grosskopf, Supreme Court of Israel

Yam Tichon Hall
Break out session 10: Using economic analyses to evaluate the effect of a cartel
Israel - Dr. Yair Eilat, Chief Economist
Prof. John M Connor, Professor Emeritus, Purdue University
Prof. Barak Orbach, Professor of Law, The University of Arizona College of Law
Prof. Carlos Ragazzo, Law Professor, FGV
**Netherland - Ms. Siún O’Keeffe**, Manager ACM Academy

**King David Hall**
Break out session 11: Working with external lawyers in administrative and prosecutorial systems
Hong Kong - Mr. Lester LEE, Head (Litigation)
**New Zealand - Mr. Grant Chamberlain**, Trade Practices Manager, NZ Commerce Commission
UK - Mrs. Deborah Wilkie, Director – Civil Cartel Enforcement
Finland - Ms. Riina Autio, Research Officer
Singapore - Ms. Qiu Huixiang, Senior Assistant Director Enforcement Division

**12:00-12:30**

**King David Hall**
Summary and farewell
Israel - Ms. Michal Halperin, Director General
Russia - SG2 Cartel WG co-chair - Mr. Andrey Tzarikovsky, Deputy Head of FAS-Russia, State Secretary

**12:30** Tours