



SUMMIT ON FCPA RISKS FOR PRIVATE EQUITY & HEDGE FUNDS

Protect your Investments from the Risk of a Potential
Anti-Corruption Violation

MAY 21, 2014 | HARMONIE CLUB | NEW YORK, NY

Unlike other events, this unique practical forum is developed exclusively for the alternative investment community. Benchmark compliance best practices with leading hedge funds and private equity firms and get updated on the latest SEC and DOJ enforcement actions.

Hear from Senior PE and HF Executives:



Reuben B. Ackerman
Chief Compliance Officer
Berkshire Partners LLC



Paula A. Bosco
Managing Director
Chief Regulatory Counsel,
Chief Compliance Officer
New Mountain Capital, LLC



Edina Cavali
Enterprise Dodd-Frank and Regulatory
Reform Officer, TD



David B. Charnin
Managing Director, General Counsel and CCO
Strategic Value Partners, LLC



Erica Fung
Legal Counsel and Chief Compliance
Officer for Asia-Pacific
KKR Asia Limited (Hong Kong)



Andrew Kandel
Chief Compliance Officer &
Co-General Counsel
Cerebus Capital Management, LP



Si-Yeon Kim
Chief Compliance Officer
One Equity Partners



Simon M. Lorne
Vice-Chairman, Chief Legal Officer
Millennium Management LLC



Luz Maria Pineda Lucy
Chief Compliance Officer
Fondo de Fondos (Mexico)



Mark Schein
Chief Compliance Officer
York Capital Management LP



James Westra
Chief Legal Officer and
Managing Director
Advent International Corporation

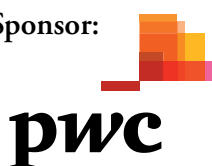
Discuss Critical Compliance and Enforcement Topics including:

- Why the FCPA Matters for Private Equity and Hedge Funds: The Top Five FCPA Risk Areas
- Find out what SEC and DOJ Expect
- How to Address Your Potential Liability at Portfolio Companies and Minority Investments
- How the Board Works to Ensure Compliance While Protecting Its Own Interests
- The Risks of Doing Business with Sovereign Wealth Funds
- How Much Due Diligence is Enough on New Investment Targets
- How Compliance Will Affect New and Existing Deals
- How to Mitigate Risk in Highly Corrupt Regions

Earn
CLE
Credits

Earn
CPE
Credits

Lead Sponsor:



Media Partners:

Bloomberg **BRIEF**

Hedge Fund **ALERT**
www.HFAlert.com

CFO

hedgeweek

privateequitywire

Register Now • 888-224-2480 • www.FCPAconference.com/PE

Can Your Compliance Program Withstand a Government Investigation?

American Conference Institute presents its inaugural Summit on FCPA Risks for Private Equity and Hedge Fund to offer guidance on how to protect your organization from the potentially huge penalties arising from FCPA violations. It is important for private equity firms, hedge fund managers and other investors that conduct business abroad to understand the risks relating to the *US Foreign Corrupt Practices Act*.

These risks can arise from raising funds overseas, working with joint venture partners and investing in companies in countries associated with corruption, or even gift and travel expenses for client representatives who are foreign government officials. PE and HF managers also need to be aware that the conduct of companies they invest in can expose the fund manager to potential liability. Recent headlines, including the 2/4/14 WSJ article, reveal that the US Department of Justice is conducting an investigation of banks, private equity and hedge funds that may have violated anti-bribery laws with their dealings with Libya.

Even a small misstep could result in significant civil penalties and possible criminal prosecution. Private equity firms and hedge funds need to have robust compliance programs in place to reduce the risk of a FCPA violation. This Summit is designed for in-house counsel, chief compliance officers and private practitioners to discuss practical tools for preventing bribery risk.

Conference Highlights:

- Best practices to evaluate and rank your portfolios
- Unique risks of working with state-owned entities
- Potential issues with travel, gifts and entertainment
- When you should walk away from a potential deal
- How well do you know your investors?
- Tools to train the board on anti-corruption issues
- Common types of corruption seen in Asia and Mexico
- What are the essential components of a robust anti-corruption program?

How will compliance risk affect your future deals? Early bird and group pricing available. Ensure your team's place if secured early by calling 1-888-224-2480, faxing your registration form to 1-877-8927-1563 or registering online at www.FCPAconference.com/PE.

Who You Will Meet

- Chief Compliance Officers
- Chief Operating Officers
- Chief Financial Officers
- In-House General Counsel
- Chief Legal Counsel
- Managing Partners

Continuing Legal Education Credits



Accreditation will be sought in those jurisdictions requested by the registrants which have continuing education requirements. This course is identified as nontransitional for the purposes of CLE accreditation.

ACI certifies that the activity has been approved for CLE credit by the New York State Continuing Legal Education Board in the amount of 7.5 hours.

ACI certifies that this activity has been approved for CLE credit by the State Bar of California in the amount of 6.25 hours.

You are required to bring your state bar number to complete the appropriate state forms during the conference. CLE credits are processed in 4-8 weeks after a conference is held.

ACI has a dedicated team which processes requests for state approval. Please note that event accreditation varies by state and ACI will make every effort to process your request.

Questions about CLE credits for your state? Visit our online CLE Help Center at www.americanconference.com/CLE

Continuing Professional Education Credits



American Conference Institute (ACI) will apply for Continuing Professional Education credits for all conference attendees who request credit. There are no pre-requisites and advance preparation is not required to attend this conference.

Course objective: Update on the FCPA Guidelines and procedures to prevent inappropriate payments. Recommended CPE Credit: 7.5 hours.

ACI is registered with the National Association of State Boards of Accountancy (NASBA) as a sponsor of continuing professional education on the National Registry of CPE Sponsors. State boards of accountancy have final authority on the acceptance of individual courses for CPE credit. Complaints regarding registered sponsors may be addressed to the National Registry of CPE Sponsors, 150 Fourth Avenue North, Suite 700, Nashville, TN, 37219-2417 or by visiting the web site: www.nasba.org

To request credit, please check the appropriate box on the Registration form.

Global Sponsorship Opportunities

With more than 500 conferences in the United States, Europe, Asia Pacific, and Latin America, **American Conference Institute (ACI)** provides a diverse portfolio devoted to providing business intelligence to senior decision makers who need to respond to challenges spanning various industries in the US and around the world.

As a member of our sponsorship faculty, your organization will be deemed as a partner. We will work closely with your organization to create the perfect business development solution catered exclusively to the needs of your practice group, business line or corporation.

For more information about this program or our global portfolio of events, please contact:

Wendy Tyler
Head of Sales, American Conference Institute
Tel: 212-352-3220 x5242
w.tyler@AmericanConference.com

8:00 **Registration Begins**

9:00 **Co-Chairs Opening Remarks**



Paula A. Bosco
 Managing Director
 Chief Regulatory Counsel, Chief Compliance Officer
 New Mountain Capital, LLC (New York, NY)



Mark Schein
 Chief Compliance Officer
 York Capital Management LP (New York, NY)

9:10 **Where Are Private Equity and Hedge Funds Vulnerable? Top Five FCPA Risks for Your Organization**



Andrew Kandel
 Chief Compliance Officer & Co-General Counsel
 Cerebus Capital Management, LP (New York, NY)



Mark Schein
 Chief Compliance Officer
 York Capital Management LP (New York, NY)

Panel Moderator:



Robert Leonard
 Partner
 Proskauer Rose LLP

- Anti-bribery challenges of owning a majority interest in many portfolio companies
- Working with state-owned entities in other countries
- Evaluating each deal by location and type of industry
- Unique risks of doing business with sovereign wealth funds
- Travel, gifts and entertainment risks for client representatives who are government officials
- What funds need to do to address risk when trying to take an active role in managing portfolio companies

10:00 **What SEC and DOJ Expect from Private Equity and Hedge Funds related to FCPA Compliance**

*Kara N. Brockmeyer**
 Chief, FCPA Unit
 Division of Enforcement
 U.S. Securities and Exchange Commission
 (Washington, DC)

*Matthew S. Queler**
 Assistant Chief, FCPA Unit
 Fraud Section, Criminal Division
 U.S. Department of Justice (Washington, DC)



Sarah Coyne
 Chief of the Business and Securities Fraud Section
 United States Attorney's Office for the Eastern District of New York (New York, NY)

- What is the focus of current exams and investigations?
- Relevance of FCPA rules for private equity and hedge funds

* denotes invited speakers at time of print

- Where are private equity firms vulnerable?
- Where are hedge funds vulnerable?
- Importance of a global risk assessment program
- How do global anti-corruptions laws apply?

10:45 **Networking Break**

11:00 **Determining the Right Level of Investment Due Diligence to Identify and Mitigate Corruption Risks**



Reuben B. Ackerman
 Chief Compliance Officer
 Berkshire Partners LLC (Boston, MA)



David B. Charnin
 Managing Director, General Counsel and CCO
 Strategic Value Partners, LLC (Greenwich, CT)

Panel Moderator:



Jay Holtmeier
 Partner
 WilmerHale (New York, NY)

- What is the ideal amount of time for an initial review?
- How to resolve common findings during acquisition reviews
- Where to look for potential bribes or pay-offs
- Warning signs that indicate a potential problem
- When you should walk away and what are the other options
- Using of background checks and other investigative resources

11:45 **Quantifying the Need for Increased Due Diligence on Your Investors and Portfolio Companies**



Edina Cavali
 Enterprise Dodd-Frank and Regulatory Reform Officer
 TD



Eva Carman
 Partner, Co-Head – Securities Enforcement Group
 Ropes and Gray (New York, NY)

Lead Sponsor:



PwC's Forensic Services team of experienced professionals is dedicated to meeting the challenges caused by fraud allegations, financial crimes and other irregularities. Our portfolio of services includes: Financial Crime Examinations, Forensic Technology Solutions, Regulatory Compliance Reviews, Fraud Risk Management and Fraud Prevention, Dispute Analysis and Litigation Support. The Forensic Services team also manages the PwC Fraud Forum, an exclusive community where members can gain knowledge, participate in events and share important insights on preventing, detecting and investigating fraud, corruption and economic crime. See www.pwc.com/us/forensics and <http://usfraudforum.pwc.com> for more information.

- Need for enhanced due diligence on sources of funds from sovereign wealth funds for wealthy individuals abroad
- How much work is required when managing 100+ companies
- Best practices to evaluate and rank your portfolio
- How well do you know your existing and potential investors
- Risk factors that indicate additional work is necessary
- What you should do to mitigate the issues

12:30 Luncheon for Attendees and Speakers

1:45 Board Governance: What is Your Responsibility as a Board Member to Ensure FCPA Compliance While Protecting Your Own Interests



Si-Yeon Kim
Chief Compliance Officer
One Equity Partners (New York, NY)



Peter Tomczak
Partner
Baker & McKenzie LLP (Chicago, IL)



Manny Alas
Partner, Forensic Services Practice
PwC LLP (New York, NY)

- What are the responsibilities of the board member if an FCPA issue arises?
- Is there a different level of responsibility if you are majority or minority owner?
- How can PE executives who serve as portfolio company board members best protect themselves when confronted by FCPA risk?
- Post-acquisition – how the board should support the implementation of a robust compliance program
- What should be included in the board minutes?
- What should you do when a problem is found?
- Responding to the need to train the board on anti-corruption risk
- Board's oversight of investigations and disclosures

2:45 Global Risk: How to Manage Corruption Risk for Your Investments in Highly Corrupt Regions



Erica Fung
Legal Counsel and Chief Compliance Officer
for Asia-Pacific
KKR Asia Limited (Hong Kong)



Luz Maria Pineda Lucy
Chief Compliance Officer
Fondo de Fondos (Mexico)

Panel Moderator:

Sung-Hee Suh
Partner
Schulte Roth & Zabel LLP

- Understanding the increased risk of doing business in different regions based on industry and local market conditions
- Typical types of corruption commonly seen in Asia
- What to watch out for when doing business in Mexico

- Other regions that have potential corruption risk
- How to work with state-owned entities
- Why you need to hire local experts for insight into the local business and corruption environment
- How to find the right partners to help in the process
- Tools and techniques to evaluate local compliance programs already in place

3:30 Refreshment Break

3:45 How to Assess Whether Your Compliance Program Can Withstand a Government Investigation



Simon M. Lorne
Vice-Chairman, Chief Legal Officer
Millenium Management LLC



Michael Skrief
Director, Forensic Services Practice
PwC LLP (New York, NY)

- What are the foundations of a robust anti-corruption compliance program
- How to approach anti-corruption compliance for minority investments
- What type of documentation is required
- When to hiring local experts for guidance for non-US deals
- Establishing a periodic assessment policy to review existing deals
- Red flags that indicate the need for additional work
- Best practices to train senior management and staff
- How to leveraging technology for efficiency

4:30 How Will FCPA Compliance Affect Your Future Deals



Paula A. Bosco
Managing Director
Chief Regulatory Counsel, Chief Compliance Officer
New Mountain Capital, LLC (New York, NY)



Steve Tyrell
Partner
Weil Gotshal & Manges LLP (Washington, DC)



James Westra
Chief Legal Officer and Managing Director
Advent International Corporation (Boston, MA)

- How should you rate future deals for corruption risk?
- How to document risk assessment to prepare for a potential government investigation
- Adjusting procedures based for different percentages of ownership and control
- Need for increased spending on compliance
- Will there be a price discount for higher anti-corruption risk
- Are you willing to walk away from a deal if the risk is too high

5:15 Conference Ends

REGISTRATION INFORMATION

FCPA RISKS FOR PRIVATE EQUITY & HEDGE FUNDS

CONFERENCE CODE: 658L14-NYC

FEE PER DELEGATE	Register & Pay by Mar 21, 2014	Register & Pay by Apr 25, 2014	Register after Apr 25, 2014
Conference	\$1295	\$1395	\$1595
To order conference materials, visit us online at www.americanconference.com/conference_papers			

ACH Payment (\$USD)

Please quote the name of the attendee(s) and the event code 658L14 as a reference.

For US registrants:

Bank Name: HSBC USA

Address: 800 6th Avenue, New York, NY 10001

Account Name: American Conference Institute

UPIC Routing and Transit Number: 021-05205-3

UPIC Account Number: 74952405

Non-US residents please contact Customer Service for Wire Payment information

For Payment information and Cancellation Policy, please visit our website www.FCPAconference.com/PE

Venue Information

Harmonie Club

4 East 60th Street, New York, NY 10022

212-355-7400

Incorrect Mailing Information

If you would like us to change any of your details please fax the label on this brochure to our Database Administrator at 1-877-927-1563, or email data@AmericanConference.com.

Missed A Conference – Order The Conference Materials Now!

If you missed the chance to attend an ACI event, you can still benefit from the conference presentation materials. To order the Conference Materials, please call +1-888-224-2480 or visit: http://www.americanconference.com/conference_papers

5 Easy Ways to Register

-  **MAIL** American Conference Institute
45 West 25th Street, 11th Floor
New York, NY 10010
-  **PHONE** 888-224-2480
-  **FAX** 877-927-1563
-  **ONLINE**
www.FCPAconference.com/PE
-  **EMAIL**
CustomerService@AmericanConference.com

Special Discount

We offer special pricing for groups and government employees. Please email or call for details. Promotional discounts may not be combined. **ACI** offers financial scholarships for government employees, judges, law students, non-profit entities and others. For more information, please email or call customer service.

Register now: 888-224-2480 • Fax: 877-927-1563 • www.FCPAconference.com/PE

Maximize your Trip to New York and attend ACI's Acclaimed Conference on the FCPA

16TH ANNUAL NEW YORK CONFERENCE ON THE **FOREIGN CORRUPT PRACTICES ACT**

THE PREMIER LEGAL & REGULATORY ANTI-CORRUPTION COMPLIANCE EVENT

May 19 & 20, 2014

New York Marriott Downtown – New York, NY

For a complete list of speakers and program agenda,
please visit www.fcpaconference.com/NY or call 888-224-2480



SUMMIT ON
FCPA RISKS
FOR PRIVATE EQUITY & HEDGE FUNDS
 Protect your Investments from the Risk of a Potential
 Anti-Corruption Violation

MAY 21, 2014 | HARMONIE CLUB | NEW YORK, NY



Unlike other events, this unique practical forum is developed exclusively for the alternative investment community. Benchmark compliance best practices with leading hedge funds and private equity firms and get updated on the latest enforcement actions.

Hear from Senior PE and HF Executives:

- | | | | | | |
|---|--|---|---|---|---|
|  | Reuben B. Ackerman
Chief Compliance Officer
Berkshire Partners LLC |  | Erica Fung
Legal Counsel and Chief Compliance
Officer for Asia-Pacific
KKR Asia Limited (Hong Kong) |  | Luz Maria Pineda Lucy
Chief Compliance Officer
Fondo de Fondos (Mexico) |
|  | Paula A. Bosco
Managing Director
Chief Regulatory Counsel,
Chief Compliance Officer
New Mountain Capital, LLC |  | Andrew Kandel
Chief Compliance Officer &
Co-General Counsel
Cerebus Capital Management, LP |  | Mark Schein
Chief Compliance Officer
York Capital Management LP |
|  | Edina Cavali
Enterprise Dodd-Frank and Regulatory
Reform Officer
TID |  | Si-yeon Kim
Chief Compliance Officer
One Equity Partners |  | James Westra
Chief Legal Officer and
Managing Director
Advent International Corporation |
|  | David B. Charmin
Managing Director, General Counsel and CCO
Strategic Value Partners, LLC |  | Simon M. Lorne
Vice-Chairman, Chief Legal Officer
Millennium Management LLC |  | Daniel H. Weintraub
Managing Director and
General Counsel
Audax Group |

Discuss Critical Compliance and Enforcement Topics including:

- Why the FCPA Matters for Private Equity and Hedge Funds: The Top Five FCPA Risk Areas
- Find out what SEC and DOJ Expect
- How to Address Your Potential Liability at Portfolio Companies and Minority Investments
- How the Board Works to Ensure Compliance While Protecting Its Own Interests
- The Risks of Doing Business with Sovereign Wealth Funds
- How Much Due Diligence is Enough on New Investment Targets
- How Compliance Will Affect New and Existing Deals
- How to Mitigate Risk in Highly Corrupt Regions



Media Partners:



PRIORITY SERVICE CODE

658L14.WEB

American Conference Institute
 45 West 25th Street, 11th Floor
 New York, NY 10010

ATTENTION MAILROOM: If undeliverable to addressee, please forward to:
 Chief Legal Counsel, General Counsel, VP of Private Equity, CFO, CCO, CEO