

# OFFSHORE DISPUTES WEEK

25–28 MARCH 2025

HOTEL INDIGO GRAND CAYMAN

Offshore Disputes Week will bring together over **100 international experts** from the **US, UK, Europe, LATAM and Asia** to gather in Cayman for the first time to debate and discuss the growth of dispute resolution in the offshore world.

Join us as we explore innovative practices in dispute resolution, **bridging onshore and offshore expertise** through a week of rich content and dynamic discussions. Integrating the overlap of the 4 topic focus areas (**Asset Recovery, Contentious Insolvency, Corporate Disputes, and Trust Litigation**), share and debate the growth of dispute resolution in the offshore world, with the aim of reinforcing a forward-thinking legal community.

Hosted in the heart of the Caribbean, Offshore Disputes Week will tackle the challenges legal practitioners face in their disputes practice, when coming across the offshore world. Join offshore lawyers from **Cayman Islands, BVI, Bermuda, Channel Islands and more** to learn from their expertise, and gain insights to the development of legislation and regulation for offshore disputes.

Join us March 25 – 28<sup>th</sup> 2025 in the Cayman Islands, for a full week of dynamic discussions and focused networking!

**Speaking and Partnership enquiries**

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## March 25 2025 - Wednesday – Pre-Event Welcome Drinks

18.00	Join us for the welcome drinks to get to know your peers before the conference
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## OFFSHORE DISPUTES WEEK

### March 26 2025 - Wednesday – Conference Day 1

09.00	<b>Welcome Remarks from The Advisory Board</b>
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09.10	<b>Keynote Session - Views from the regulators</b>
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09.30	<b>What's The Latest in Offshore?</b>
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- An update on regulation and legislation
- Jurisdictional comparison – who is leading the way
- Uniting the different practice areas of offshore disputes

10.15	<i>Networking Break</i>
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10.45	<b>A Global World – Cross Border Interactions</b>
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- Triggers and incentives to move jurisdictions
- The flow across Asia
- How the Middle East is structuring their wealth and assets
- How US interest rates volatility impacts litigation

11.30	<b>Navigating Sanctions in The Offshore World</b>
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- Understanding how sanctions will impact your disputes

	<ul style="list-style-type: none"> <li>• Navigating the interactions between regulatory authorities in different jurisdictions</li> <li>• Safeguarding assets being held by a sovereign entity</li> </ul>			
12.15	Networking Lunch			
	<b>Build your own agenda! Choose one of the following topic streams:</b>			
<b>STREAMS</b>	<b>FIRE (asset recovery)</b>	<b>Contentious Insolvency</b>	<b>Corporate Disputes</b>	<b>Trust Litigation</b>
13.15	<b>Ways To Creatively Enforce Judgements</b> <ul style="list-style-type: none"> <li>• Where do you turn an arbitration award into a judgement</li> <li>• Coordination with parallel proceedings</li> <li>• Which jurisdiction takes the lead for a favourable ruling</li> <li>• Using RICO from the US</li> </ul>	<b>Navigating Offshore Insolvency and Restructuring Nuances</b> <ul style="list-style-type: none"> <li>• Analysing the new restructuring legislation in Cayman</li> <li>• Gaining control and restructuring Chinese subsidiaries</li> <li>• The use of offshore vehicles</li> </ul>	<b>Understanding When and How Best to Use Arbitration in Offshore Disputes</b> <ul style="list-style-type: none"> <li>• The rise of arbitration clauses in contracts</li> <li>• How arbitration awards are domesticated in offshore jurisdictions</li> </ul>	<b>Distress With Trustees</b> <ul style="list-style-type: none"> <li>• How wealthy people are being exploited</li> <li>• The psychology of fraudsters targeting vulnerable people</li> </ul>
14.00	<b>Cybercrime – The Biggest Financial Issue Worldwide</b> <ul style="list-style-type: none"> <li>• KYC – the need to meet people in the real world</li> <li>• A need to standardize the disclosures for the use of AI</li> </ul>	<b>Facing Complex Insolvency Disputes</b> <ul style="list-style-type: none"> <li>• Analysing the rise with cross border insolvency with the Middle East</li> <li>• Ensuring foreign insolvency recognition</li> </ul>	<b>Appropriate Use of Alternative Dispute Resolution Methods</b> <ul style="list-style-type: none"> <li>• Using Mediation to its full potential</li> <li>• Mediation proceedings in different offshore jurisdictions</li> </ul>	<b>Exploring Capacity Issues in Trusts</b> <ul style="list-style-type: none"> <li>• Issues with removing protectors and protector consent</li> <li>• Defending against capacity claims in court</li> <li>• How to qualify capacity pre-emptively</li> </ul>

	<ul style="list-style-type: none"> <li>Exploring crime using crypto</li> </ul>	<p>proceedings offshore</p> <ul style="list-style-type: none"> <li>Common procedural hurdles with insolvency litigation</li> </ul>	<ul style="list-style-type: none"> <li>When and when not to pursue Adjudication</li> </ul>	<ul style="list-style-type: none"> <li>Tax liabilities and revoking decisions</li> </ul>
14.45	<i>Networking Break</i>			
15.15	<p><b>Tracing Assets Around the World</b></p> <ul style="list-style-type: none"> <li>Working with multi-jurisdictional litigation</li> <li>What is the reach of regulators to go offshore</li> <li>How asset tracers coordinate across borders</li> </ul>	<p><b>Maximizing Potential – The Need for Restructuring and Reorganizing</b></p> <ul style="list-style-type: none"> <li>Assessing the objectives and finding the right restructuring plan</li> <li>Restructuring tools available in offshore regimes</li> <li>Creating value across multiple jurisdictions</li> </ul>	<p><b>Shareholder Disputes in Offshore Jurisdictions</b></p> <ul style="list-style-type: none"> <li>Emerging trends in China and Hong Kong</li> <li>Minority Shareholder Agreements and Transparency Standards</li> <li>Jurisdictional questions in Appellate decisions</li> </ul>	<p><b>The Importance of Proper Disclosure in Trust Litigation</b></p> <ul style="list-style-type: none"> <li>Working with clients to properly assess and present assets</li> <li>Clear communication with clients</li> <li>Managing complex personal structures</li> </ul>
16.00	<p><b>Delving Into the Recovery of Assets in Offshore Jurisdictions</b></p> <ul style="list-style-type: none"> <li>Challenges with recovering assets across jurisdictions</li> <li>Avoiding legal pitfalls with recovering</li> </ul>	<p><b>Dissenting Shareholder Work</b></p> <ul style="list-style-type: none"> <li>Working with segregated portfolio companies</li> <li>The use of Cayman Court to value shares</li> </ul>	<p><b>Evaluating Director Liability</b></p> <ul style="list-style-type: none"> <li>Offshore jurisdiction regulation for director liability and derivative claims</li> </ul>	<p><b>Applications of Session 64a – Correcting Trustee Mistakes</b></p> <ul style="list-style-type: none"> <li>Setting aside decisions made by a trustee in exercising a fiduciary power</li> </ul>

	assets in offshore jurisdictions <ul style="list-style-type: none"> <li>• Tips on successfully enforcing judgements when securing assets</li> </ul>	<ul style="list-style-type: none"> <li>• Section 238 of the Cayman Companies Act – allowing companies to merge</li> </ul>	<ul style="list-style-type: none"> <li>• When to restructure versus when to arbitrate</li> </ul>	<ul style="list-style-type: none"> <li>• Understanding the outcomes of the Hastings-Bass Ruling</li> <li>• Tax implications for challenging protectorship</li> </ul>
16.45	<i>End of Day 1</i>			
17.20	<i>Networking Drinks</i>			

*Scroll to next page for Day 2*

# OFFSHORE DISPUTES WEEK

March 27 2025 – Thursday – Conference Day 2

09.00	<b>Day 2 Welcome Back Remarks from The Advisory Board</b>
09.10	<b>Keynote Session - An insight to the developments of offshore legislations</b>
09.30	<b>Working With Offshore Practitioners</b> <ul style="list-style-type: none"><li>• How to instruct and engage with the offshore world</li><li>• What to expect when working with your offshore counsel</li><li>• Understanding the terminology</li></ul>
10.15	<i>Networking Break</i>
10.45	<b>Exploring Disputes in The Insurance Industry</b> <ul style="list-style-type: none"><li>• Common pitfalls and what we can learn from it</li><li>• How Bermuda is leading the way with open and transparent regulatory frameworks</li><li>• Complex issues surrounding Bermuda Form matters</li></ul>
11.30	<b>The Preservation of Data</b> <ul style="list-style-type: none"><li>• What to do when there are no records to work with</li><li>• How to merge data sets in investigations and reviews</li><li>• Data privacy – are you being globally data compliant</li></ul>
12.15	<i>Networking Lunch</i>
13.15	<b>Are You Relying on Technology?</b> <ul style="list-style-type: none"><li>• Best practices with implementing the use of technology</li><li>• Keeping up with the constant progression of software development</li></ul>

	<ul style="list-style-type: none"> <li>Efficiently using AI in your practice</li> </ul>			
14.00	<b>Build your own agenda! Choose one of the following themed streams (10 minute handover)</b>			
<b>STREAMS</b>	<b>FIRE (asset recovery)</b>	<b>Contentious Insolvency</b>	<b>Corporate Disputes</b>	<b>Trust Litigation</b>
14.10	<b>Broadening The Word ‘Asset’</b> <ul style="list-style-type: none"> <li>Remembering intellectual property are key assets</li> <li>The recovery of intangible assets</li> <li>Putting together a specialised asset recovery team</li> <li>Capturing ongoing development, knowledge, and expertise as an asset</li> </ul>	<b>Proactively Protect Your Assets Going Forward</b> <ul style="list-style-type: none"> <li>Exploring asset protection strategies</li> <li>Restructuring your business to ensure asset protection</li> <li>Planning on a timeline of when to restructure</li> <li>Risks involved and making the right decision</li> </ul>	<b>Post M&amp;A Disputes in Offshore Jurisdictions</b> <ul style="list-style-type: none"> <li>Valuation of shares pre and post-closing</li> <li>Breach of representation and indemnification claims</li> <li>Exercising shareholder rights in different offshore jurisdictions</li> </ul>	<b>Changes To the Perpetuity Rule</b> <ul style="list-style-type: none"> <li>The Disapplication of the 150 year perpetuity rule in Cayman</li> <li>Effect on existing trusts</li> <li>Applying to the Grand Court for continued perpetuity on existing trusts</li> <li>Flexibility in creating dynamic trusts</li> </ul>
15.00	<i>Networking Break</i>			
15.30	<b>Digital Asset and Tracing – Onshore Vs Offshore</b> <ul style="list-style-type: none"> <li>Working with digital assets and the cross-border challenges it comes with</li> </ul>	<b>What’s Going on Real Estate Insolvency Proceedings</b> <ul style="list-style-type: none"> <li>What to be aware of when working with operating companies in the PRC, and</li> </ul>	<b>Disputing Control Over Private Trust Companies</b> <ul style="list-style-type: none"> <li>How trustees can be put in charge of companies for greater flexibility and reduced liability</li> </ul>	<b>Trustees Dealing with A Lack of Commonality Between Beneficiaries</b> <ul style="list-style-type: none"> <li>Proactively managing conflict between trust beneficiaries</li> </ul>

	<ul style="list-style-type: none"> <li>• How asset tracing differs from onshore and offshore</li> <li>• Exploring the crypto regulations in offshore jurisdictions</li> </ul>	<p>restructuring real estate debts</p> <ul style="list-style-type: none"> <li>• Chinese property developers and the recognition of insolvency proceedings</li> <li>• Preventing disputes and ensuring you're in the right position to restructure</li> </ul>	<ul style="list-style-type: none"> <li>• Intersection between director liability and breach of trust suits</li> <li>• ESG Implications for Trustee and Beneficiary</li> </ul>	<ul style="list-style-type: none"> <li>• Interpreting Letters of Wishes</li> <li>• Engaging in dialogue with youngest generation, observing cultural shifts</li> </ul>
16.15	<p><b>The Rise Of eDiscovery</b></p> <ul style="list-style-type: none"> <li>• Dealing with data privacy restrictions in offshore jurisdictions</li> <li>• The evolution of eDiscovery in the Cayman court system – what Bermuda and BVI can do to catch up</li> <li>• A new way of identifying and analyzing evidence of fraud</li> </ul>	<p><b>Insolvencies Relating to Digital Assets</b></p> <ul style="list-style-type: none"> <li>• The impact of liquidations of cryptocurrency exchanges</li> <li>• Challenges with untested areas of the law – will regulations change for digital assets</li> </ul>	<p><b>Strategies For Bringing Litigation Against Daos</b></p> <ul style="list-style-type: none"> <li>• Legal responsibilities to shareholders in event of asset mismanagement</li> <li>• Director liability in decentralized organizational structures</li> <li>• Mechanisms through which DAOs can be compelled to appear in court</li> </ul>	<p><b>Trust Litigation in Divorce</b></p> <ul style="list-style-type: none"> <li>• Asset tracing and recovery in high net-worth divorce</li> <li>• Appraising value of trust assets in divorce cases</li> <li>• What can and can't divorce courts determine as personal assets in divorce</li> </ul>
17.00	<i>End of Day 2</i>			
17.10	<i>Networking Drinks</i>			



# OFFSHORE DISPUTES WEEK

March 27 2025 - Friday – Roundtable Day 3

09.00	<b>Welcome Back Remarks and Roundtable Explanation</b>			
<b>STREAMS</b>	<b>FIRE (asset recovery)</b>	<b>Contentious Insolvency</b>	<b>Corporate Disputes</b>	<b>Trust Litigation</b>
09.10	Tips On Finding Evidence	Working With Shareholders and Board of Director's	Navigating Challenges in Client Communication	Bridging Generational Gaps Between Trustees and Beneficiaries
09.50	Women In FIRE	Personal Brand and Career Progression	How To Build Your International Practice	Understanding Different Cultural Attitudes in Trust Structures
10.30	<i>Networking Break</i>			
10.50	Cross Border Cultural Challenges in Asset Recovery	Technology in Your Practice – What Software Do You Use	The Use of Experts in Disputes	Setting up STAR Trusts
11.30	Defining The Term 'Asset'	Meet Your Insolvency Practitioners	What Next for Crypto	Doing Due Diligence on Assets Placed in Trust
12.10	<i>End of Day 3</i>			
12.30	<i>Farewell Lunch</i>			