

MLA/CMI Spring Meeting 2016 CLE Speakers

1330 – 1445. Perspectives on the OW Bankruptcy.

Moderator:

Dave Boyajian is a shareholder in Schwabe, Williamson & Wyatt's Portland, Oregon office. He is a licensed captain who brings his industry knowledge to bear on maritime litigation as well as maritime contracts and transactions.

Dave assists vessel owners, operators, and insurers, naval architects, and shipyards and shipbuilders with the specialty contracts that keep their businesses working. Dave handles all aspects of claims investigation, management, and resolution. His litigation and arbitration practice involves maritime personal injury matters (Jones Act, Longshore and Harbor Workers' Act, and maintenance and cure), collision and allision cases, cargo claims, vessel arrest and attachment, and other marine insurance and commercial disputes in state and federal courts. His transactional practice involves charters, bills of lading, tariffs, vessel design and vessel build, and other maritime contracts. Dave also represents design professionals and contractors in marine construction disputes.

Dave is a U.S. Coast Guard licensed Master of Sail, Power, and Assistance Tow vessels. Before attending law school, he captained vessels up and down the Eastern Seaboard and throughout the Caribbean.

While attending Tulane Law School, Dave served as a Managing Editor of the Tulane Maritime Law Journal. He graduated with a certificate of specialization in maritime law from the Tulane Admiralty Law Center.

Panelists:

Darren Azman is a 2005 graduate of Bentley University and a 2010 graduate of Georgetown University Law Center. He practices restructuring and insolvency law at McDermott Will & Emery in New York. Prior to McDermott, Mr. Azman practiced at Ropes & Gray in New York. His practice focuses on corporate restructurings, creditors' rights, and acquisitions of troubled companies. Mr. Azman's clients include distressed debt and equity investors, troubled companies and their boards of directors, indenture trustees, and private equity sponsors and their portfolio companies. He is admitted to practice in the State of New York and the Commonwealth of Massachusetts, as well as the U.S. District Courts for the Southern and Eastern Districts of New York and the U.S. Court of Appeals for the Second Circuit.

Justin Heilig is a 2003 graduate of Middlebury College and a 2008 graduate of the University of Colorado Law School. He has practiced commercial litigation at Hill Rivkins LLP since 2008, with a focus on the transportation, logistics, insurance, commodities trading, and petrochemical industries. He frequently advises clients on regulatory matters, including compliance with OFAC sanctions programs. He is admitted to practice in various jurisdictions,

including the U.S. District Courts for Southern and Eastern Districts of New York, the Southern District of Texas, and the U.S. Courts of Appeals for the Second and Fifth Circuits. His practice also involves arbitrating before the Society of Maritime Arbitrators. He is a member of the New York State Bar Association, American Bar Association, and the Maritime Law Association of the United States.

Marie Larsen is a graduate of the University of Southern California and New York University School of Law. Marie is an associate in Holland & Knight's New York office and a member of the firm's Maritime Practice Group. Her experience includes a broad range of domestic and international maritime issues, including Rule B attachment and Rule C arrest proceedings; international and domestic judgment enforcement and asset discovery; maritime bankruptcy and cross-border insolvency; maritime contracts and commercial litigation and arbitration.

Jason Lattanzio is a 1997 graduate of Simon Fraser University, and a 2002 graduate of The University of British Columbia Faculty of Law. He is a partner in the firm of Alexander Holburn Beaudin + Lang LLP, practicing in the areas of Maritime and Transportation Law. He has appeared as counsel before the British Columbia Supreme and Provincial Courts, the Federal Court of Canada as well as the Workers' Compensation Appeal Tribunal. He is a member of the Law Society of British Columbia, the Canadian Maritime Law Association, the Canadian Transportation Lawyers Association, the Vancouver Bar Association, and the Canadian Defence Lawyers. In addition, he is currently an executive member and acting treasurer of the Canadian Bar Association Maritime subsection for Vancouver.

Brian P. Maloney is a 2001 graduate of Dartmouth College and a 2005 graduate of Boston College Law School. Since 2005, Brian has practiced as an associate in the Litigation Group at Seward & Kissel LLP. Brian's practice focuses on complex commercial litigation and he has experience in a variety of contexts including banking and commercial disputes in the shipping and investment management industries, securities litigation and arbitration, as well as civil and criminal regulatory investigations, administrative proceedings and trials. Most recently, Brian has represented ING Bank N.V. (as Security Agent) (ING) in connection with litigating approximately 50 separate actions filed throughout the United States arising out of the November 2014 collapse and insolvency of O.W. Bunker & Trading A/S and related entities (the Group), through and including trial. The insolvency proceedings commenced by O.W. Bunker entities within the Group have spawned a burst of complex interpleader and arrest proceedings involving fuel bunker supply disputes among unpaid parties in the supply chain that remain ongoing.

Evangeline Quek graduated from the National University of Singapore in 2005. She is admitted in three jurisdictions, Singapore (non-practising), Hong Kong and England & Wales. She has focused on contentious shipping matters since she started her career as a lawyer in Singapore in 2006. In 2008, she moved to Hong Kong with a well-known international law firm. She has been based in Hong Kong since 2008. She joined Stephenson Harwood in 2014. She has considerable experience of court proceedings and arbitrations in Singapore, Hong Kong and England. She also assists clients in managing court proceedings and arbitrations in many other jurisdictions such as the People's Republic of China, Korea and India. She speaks fluent Chinese and conversational Cantonese. She is a co-author of the Admiralty Chapter of the latest edition of Bullen & Leake & Jacob's Hong Kong Precedents of Pleadings.

Luis Raven is an Associate at Morgan & Morgan since 2007, specializing in Maritime Litigation. Prior to joining Morgan & Morgan, Mr. Raven worked onboard different types of seagoing cargo vessels and as a Marine Superintendent at the Port of Baltimore, Maryland. Mr. Raven holds a Third Officer license from the Republic of Panama.

Mr. Raven is a member of the Maritime Law Association of the United States and Panama. Mr. Raven is admitted to practice in the court of the State of New York and the Republic of Panama.

Mr. Raven obtained a bachelor of science in Logistics and Intermodal Transportation, cum laude, from the United States Merchant Marine Academy in 2002 and a juris doctor degree from Tulane University School of Law in 2007.

Harald Søndergaard was born in 1986 and obtained his LLB degree in 2010 from Aarhus University. From 2011 to 2012 he studied at the University of Zurich in Switzerland and he obtained his LLM degree from Aarhus University in 2012. He has been with Hafnia Law Firm in Copenhagen, Denmark as an assistant attorney since 2012 and as an attorney since 2015. He was admitted to the High Court of Denmark in 2015. Mr Søndergaard works within all areas of shipping and transport law, with particular emphasis on bunker contracts, bunker disputes and ship arrests. Since 2015, he has been a board member of the Danish branch of Young CMI.

1515 – 1615. The Procedural Differences in Obtaining Evidence in the United States, the United Kingdom, and the Netherlands.

Moderator:

Imran O. Shaukat is an associate attorney at Semmes, Bowen & Semmes in Baltimore, Maryland. His practice focuses on maritime and transportation litigation, as well as the representation of companies and individuals in various business disputes. He is licensed to practice law in Maryland and Washington, D.C.

Panelists:

Dharshini Bandara is a Partner at Fleet Hamburg LLP, of Hamburg, German. She is a qualified English barrister and was admitted to the Bar of England and Wales in 1999 after having studied law at Buckingham and working as a research assistant at the Institute of Maritime Law in Southampton. Before joining Fleet Hamburg as a founding member in 2011, Dharshini worked at the Hamburg office of Ince & Co. since 2002. Dharshini advises shipping clients on any disputes arising under time and voyage charterparties covering issues from unsafe ports, speed and consumption and bunker disputes, to warranty claims and issues concerning off-hire, withdrawal and suspension of hire. She also advises on sale and purchase, shipbuilding and ship repair contracts, and acts for cargo owners, charterers and ship owners in relation to cargo claims as well as ship management and brokerage disputes. Dharshini has also recently advised clients in relation to disputes arising between charterers and owners following incidents of piracy. She advises and conducts litigation proceedings in the English courts and all arbitration proceedings involving English law not only for shipping clients but also in respect of trading and

construction disputes. On non-contentious matters, Dharshini drafts and advises on international supply and construction contracts, including general terms & conditions for clients.

Marissa M. Henderson is a partner at Ventker Warman Henderson in Norfolk, Virginia. She is a graduate of the University of Virginia, both for her undergraduate degree and law school. Her practice focuses on maritime litigation matters and other commercial disputes and litigation. She is licensed in both Virginia and North Carolina.

Robert Hoepel is a dispute resolution lawyer in AKD's Transport & Energy team based in Rotterdam. AKD is a full service law firm with a strong shipping and insurance practice.

Robert joined the team in 2009 and specializes in all areas of marine/energy insurance and shipping disputes. Robert acts for ship owners and their insurers, both H&M and P&I, in relation to collision, salvage and shipbuilding.

A significant part of Robert's practice relates to marine insurance coverage disputes. It involves a wide range of insurance policies, both in respect of marine and energy, such as the Dutch Institute Time Clauses Hull, the Dutch Bourse Policy for Inland Hull, pleasure yacht insurance and CAR. Robert regularly advises on marine insurance policies which are subject to Dutch law but which contain standard London market clauses and/or include standard market wording.

Robert was on secondment with MS Amlin Plc in London from November 2015 up to and including February 2016 to assist its Hull & Machinery claims team. Robert is editor of maritime and insurance law report *Schip & Schade*.

Kasee Sparks Heisterhagen practices law with the Southeast regional firm Burr & Forman, LLP. Based in the port of Mobile, Alabama, she focuses on the areas of admiralty and maritime law, creditors' rights, bankruptcy, and insurance litigation. Kasee works with clients on issues of maritime liens and vessel seizures and has in-depth experience in the fields of marine finance and marine related bankruptcies. Prior to joining the firm she clerked for The Honorable Margaret A. Mahoney, Chief Judge, United States Bankruptcy Court for the Southern District of Alabama. Kasee is licensed in Alabama, Mississippi, and Louisiana.

1615 – 1645. CMI/IMLI Prizewinner Haris Kazantzis: “The Aegean Sea Dispute over the Continental Shelf and Joint Development Agreements as an Avenue towards Effective Cooperation.”

Haris Kazantzis read law at Swansea University of Wales (UK) and obtained his LL.B. degree with first class honours in 2014. He then went on and completed the LL.M. in International Maritime Law at the I.M.O. International Maritime Law Institute (Malta) where he graduated with distinction in 2015 and was awarded - upon completion of the degree - the C.M.I. Prize for Best Overall Performance. Past work experience involves working for a boutique legal practice in Athens, Greece (LEXARB, 2015) under the leadership and guidance of Dr. Kyriaki Noussia (currently an academic/maritime arbitrator in the UK). He is currently close to completing (November 2016) the compulsory / mandatory for all male Greek citizens military

service, serving as a conscript seaman at the Office of the Military Legal Advisor to the Chief of the Hellenic Navy General Staff at the Ministry of National Defense.

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