



## **2015 Primerus Legal Risk Management Seminar: A Comparative Analysis by World Region**

### **A Global Comparative Approach to Litigation & Dispute Resolution**

Thursday, October 1, 2015 (1:45 p.m. – 2:15 p.m.)

**Presented by:**

**Moderator: Prof. Dr. Eckart Broedermann – Broedermann Jahn – Hamburg, Germany**

**Client Panelist: Wieger Welinga – Omni Bridgeway – Amsterdam, Netherlands**

**Panelist: John R. Brydon – Demler, Armstrong & Rowland, LLP – San Francisco, CA**

**Panelist: Ludwig Ng – ONC Lawyers – Hong Kong**

**Panelist: Robert D. Brown – Donato, Minx, Brown & Pool, P.C. – Houston, TX**

**Panelist: Frank J. Szilagyi – Szilagyi & Daly – Hartford, CT**

This paper describes the concept of the module “**A Global Comparative Approach to Litigation & Dispute Resolution**” for which the undersigning person is responsible as a moderator.

In an intensive pre-prepared question and answer session between the German moderator, educated in civil law countries (France and Germany), and five panelists from the Netherlands (another civil law country), Hong Kong (Asia), and practicing attorneys from California, Texas and Connecticut, on key issues which, when seen together, stand for the different approaches to litigation and dispute resolution which can be observed in civil law countries on the one hand and common law countries on the other hand (with local color in different regions such as Asia).



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The topics include:

- Concepts of Dispute Resolution
- Role of the judge
- Taking of evidence
- Costs
- Enforcement
- Comparison between International Arbitration and International Litigation

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Professor Dr. Eckart Brödermann,  
University of Hamburg, LL.M. (Harvard), Maître en Droit (Paris),  
Admitted to practice law in Hamburg (*Rechtsanwalt*) and New York (*attorney at law*)



## Notes

This image shows a full page of white paper with horizontal blue ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

## Speaker Biography



**Robert Brown, Esq.**

**Donato, Minx, Brown & Pool, P.C.**

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Mr. Brown is a shareholder with the firm and has tried over 50 cases, including death and serious injury cases, insurance bad faith, and insurance coverage. He has also handled multiple appeals in the Texas courts and the Fifth Circuit.

**Education**

- University of Houston Law Center, Houston, Texas, 1990 - J.D.
- Texas A & M University, College Station, TX, 1987 - B.S.

**Admissions**

- Texas, 1990
- U.S. Court of Appeals 5th Circuit, 1991
- U.S. District Court Southern District of Texas, 1991

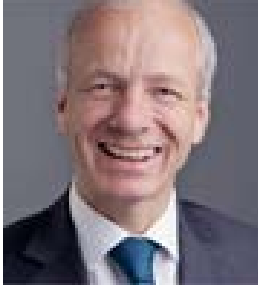
**Honors and Awards**

- AV Rated, Martindale Hubbell
- American Jurisprudence Award, Evidence and Contracts

**Areas of Practice**

- Trucking/Transportation
- Subrogation
- Personal Injury/Wrongful Death
- Premises Liability
- Maritime
- Insurance Coverage/Bad Faith
- Products Liability
- General Civil Litigation

## Speaker Biography



**Prof. Dr. Eckart Brödermann, Esq.**

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In his practice, Prof. Dr. Eckart Brödermann has concentrated both on international transactions (including M&A, joint ventures and international construction) and on international litigation and arbitration for 25 years. In his teaching at Hamburg University and in his publications, Eckart Brödermann concentrates on international contract law (including risk management) and on international arbitration.

Prof. Dr. Eckart Broedermann holds the position of Vice Chair of the Hamburg Bar Association.

**Education:**

- University of Paris (Licence en droit, 1980)
- Lauréat du Concours Général, 1980
- Maîtrise en droit, 1981)
- Harvard Law School (LL.M., 1983)
- University of Hamburg (First law degree, 1987; Dr. jur., 1994)
- Chartered Institute of Arbitrators, London (Fellow, 2011)
- Professor of Law, Hamburg University Faculty of Law (life time, 2011)

**Member:**

- Interpacific Bar Association (Vice-Chair, Dispute Resolution & Arbitration Committee)
- Private International and Procedural Law Committee of the German Federal Bar
- Hamburg Bar Organization (Member of the Board, Chair of the Committee preparing the decision on awarding the title of a Bar Approved Expert (Fachanwalt) for International Business Law)
- CEAC (Chinese European Arbitration Centre, Managing Director)
- CELA (Chinese European Legal Association, Honoray Member of the Board)
- listed arbitrator with various arbitration institutions (e.g. LCIA (London), ICAC (Moscow), DIS (Germany), KLRAC (Kuala Lumpur))
- Harvard Club of Hamburg (President), Harvard Law School Associations of Germany (Secretary) and Europe

## Speaker Biography



**Frank Szilagyi, Esq.**

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Frank J. Szilagyi is a trial lawyer with more than 20 years of experience. Mr. Szilagyi has been a partner of the firm since 2000. Mr. Szilagyi currently serves as the Managing Partner of Szilagyi & Daly. Prior to joining Silvester & Daly in 2000, the predecessor to Szilagyi & Daly, Mr. Szilagyi formed and practiced with the firm of Chadwick, Libbey & Szilagyi, in Hartford, Connecticut.

Mr. Szilagyi's practice is concentrated in defending civil matters up to and through the trial to a jury or to the court. Mr. Szilagyi has extensive experience defending claims in the area of professional liability, premises liability, liquor liability, contractor liability, product liability, and general tort liability claims, as well as the defense of automobile, trucking and under insured motorist claims. Mr. Szilagyi has defended many claims brought against public entities, including civil rights and constitutional claims brought against police officers and teachers. Mr. Szilagyi also has experience in insurance coverage and bad faith claims.

Mr. Szilagyi has extensive experience in both bench and jury trials in the state and federal courts in Connecticut, successfully trying numerous cases to verdict. He also has extensive experience representing parties before various administrative agencies. Mr. Szilagyi has represented major corporations, municipalities, small and large businesses, unions, and individuals in numerous civil hearings, trials and arbitration hearings. Mr. Szilagyi has also successfully appeared and argued before the Connecticut Supreme Court, the Appellate Court of the State of Connecticut and the United States Court of Appeals for the Second Circuit.

## Speaker Biography



**John Brydon, Esq.**

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John R. Brydon is AV-rated by Martindale-Hubbell. He has been a member of the American Board of Trial Advocates for nearly 25 years, and has been a Certified Specialist in Civil Trial Law and Diplomate of the National Board of Trial Advocacy for over 20 years. These organizations have strict trial requirements for inclusion and the National Board of Trial Advocacy is accredited by the State Bar of California for certification of trial specialization. Mr. Brydon has also been rated and included by his peers in the Super Lawyer selection process for nearly a decade.

With over 35 years of experience, Mr. Brydon has successfully defended and tried to verdict scores of multi-million dollar complex personal injury, product liability, insurance coverage and bad faith trials throughout California, including cases involving issues of punitive damage exposure for major corporate and insurer defendants. He has been included on the national trial teams of several corporate clients and has been admitted pro hac vice as trial counsel in multiple jurisdictions.

Mr. Brydon has also successfully argued cases before the California Courts of Appeal, State Supreme Court and 9th Circuit Court of Appeals. Mr. Brydon successfully argued the case of *Buss v. Superior Court* (1997) 16 Cal. 4th 35, a nationally recognized decision that extends to insurance companies a right to seek reimbursement for defense costs expended to defend non-covered claims asserted against policyholders.

## Speaker Biography



**Ludwig Ng, Esq.**

**ONC Lawyers**

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Ludwig's major area of practice is insolvency and corporate restructuring. Under his leadership, the firm has a thriving practice advising and representing insolvency practitioners in Hong Kong and overseas in all aspects of their practice, particularly on investigation of corporate fraud, assets tracing and recovery, actions against former company officers, cross-border insolvency and corporate restructuring. The firm also represents banks, financial institutions and substantial creditors in protecting their rights in the insolvency of their customers. Apart from insolvency, Ludwig is also experienced in the whole spectrum of civil and criminal matters, particularly shareholder disputes, corporate fraud, media law and intellectual properties.

Outside the firm, Ludwig is an executive committee member of the Restructuring and Insolvency Faculty under the Hong Kong Institute of Certified Public Accountants (HKICPA), prosecutor to the Solicitors' Disciplinary Tribunal, member of the HKICPA Disciplinary Panel, and examiner of the Overseas Lawyers Qualification Examinations.

Ludwig is one of the few solicitors in Hong Kong awarded the Higher Rights of Audience, which entitles him to appear as an advocate in all courts up to the Court of Final Appeal.





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## Speaker Biography



### **Wieger Wielinga**

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Wieger is managing partner of Omni Bridgeway which has been funding and managing complex litigation and arbitration (ICSID, UNCITRAL, ICC, SCC) for governments, insurers and multinationals since 1986.

Wieger began his career in 1992 as an attorney at Loeff Claey Verbeke (now Allen & Overy), where he specialised in litigation and insolvency matters. He has extensive litigation and debt restructuring experience, including as court appointed receiver and advisor to the World Bank, the International Finance Corporation and international banks.

Wieger holds an MBA from INSEAD, Fontainebleau, France, a Masters in Law from Leiden University and a post doctorate degree in Insolvency Law from the University of Nijmegen.