

INSTITUTE FOR THE GLOBAL PRACTICE OF LAW

COLLEGE *of* LAW
SUMMER PROGRAM

Cincinnati, OH • July 11–August 4, 2011

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INTRODUCTION

The Institute for the Global Practice of Law at the **University of Cincinnati College of Law** is pleased to announce an intensive four-week **Summer Program** designed for lawyers from countries other than the United States who are interested in U.S. law and international business transactions. The institute is particularly valuable for non-U.S. lawyers who want to better represent their U.S. clients, partner with U.S. lawyers in the representation of those clients, and negotiate or litigate opposite U.S. parties. The program also provides opportunities to forge and strengthen professional ties with law firms and companies in the Cincinnati area.



PROGRAM DESCRIPTION

The Summer Program is geared to non-U.S. lawyers seeking rigorous study of common law and transactional concepts fundamental to doing business with entities in the United States. Instruction will consist of four weeks of coursework and practice observations covering concepts frequently encountered by practitioners such as:

- International business transactions (including mergers, joint ventures, contracts, sale of goods, international trade, cross-border financing, tax, and immigration)
- Domestic and cross-border litigation (including stages of trials and appeals, venue, conflict of laws, and alternative dispute resolution)
- Sources of U.S. law (such as cases, statutes, the Constitution, treaties, administrative law, and state and local regulations)
- Legal ethics and professional responsibility

Classroom instruction will be integrated with practice observations at courtrooms, government agencies, law firms, and corporate offices. During these observations, participants will interact with judges, attorneys, general counsel, and business executives, who will convey critical insights about practice in the U.S., including:

- American business customs
- Liaising effectively with counsel
- Navigating the U.S. judicial system

The College of Law also will provide forums for participants to discuss their legal cultures, as well as to introduce their law firms or institutions, to area attorneys and business executives. In this way, participants and local attorneys and executives will have many opportunities to network and form lasting professional contacts.

Attendees are awarded a Certificate of Participation.

Continuing Practice Development and Continuing Legal

Education Credit: Participants may apply to their certifying jurisdictions for continuing practice development ("CPD") and continuing legal education ("CLE") credit.



PARTICIPATING COMPANIES & LAW FIRMS

Companies:

- Procter & Gamble Co.
- General Electric Aviation
- Macy's Inc.
- Fifth Third Bank
- Standard Textile *
- First Group
- International Paper *

Law Firms:

- Dinsmore & Shohl LLP *
- Frost Brown Todd LLC *
- Jones Day *
- Keating Muething & Klekamp PLL
- Taft Stettinius & Hollister LLP *
- Thompson Hine LLP *
- Vorys, Sater, Seymour & Pease LLP
- Wood and Lamping LLP

** Member of advisory board*



UNIVERSITY OF CINCINNATI CAMPUS

The University of Cincinnati is an exciting, thriving center of learning and living, with spectacular buildings, open green spaces, and walkways. The campus has garnered national and international attention in Architecture magazine, the New York Times, the Chicago Tribune, Los Angeles Times and the Washington Post. Take a virtual tour of our beautiful campus. The College of Law site at the corner of the University of Cincinnati campus and provides easy access to restaurants and entertainment. The bus stop to downtown Cincinnati is right outside the law school.

CINCINNATI EXPERIENCE

Cincinnati is the seat of the U.S. Court of Appeals for the Sixth Circuit, one of 11 federal appeals courts directly beneath the U.S. Supreme Court, as well as the U.S. District Court for the Southern District of Ohio and several levels of state courts. More than 685 law firms maintain a presence in Cincinnati, including law firms with sophisticated international practices. Cincinnati is home to six Fortune 500 companies and a host of startups in the technology, health care, manufacturing, and financial service sectors.

Notable multinational corporations based in the Cincinnati area include:

- Procter & Gamble Co. (diversified consumer products)
- General Electric Aviation (aircraft engines and systems)
- Chiquita Brands International (fruit and food products)
- Great American Insurance (insurance products)
- Macy's Inc. (clothing and home furnishings)
- Fifth Third Bank (financial products)
- International Paper (paper and packaging)
- Standard Textile (textile manufacturing and distribution)
- Ashland Inc. (chemical products and technologies)
- AK Steel (steel production)
- Omnicare Inc. (pharmaceutical care)
- Cintas Corp. (work apparel)
- Convergys Corp. (corporate technologies)

Cincinnati is a large city that offers world-class education, arts and culture, amusements, hospitality, sports, and recreation which participants and their families will enjoy. Chicago, Detroit, New York, Boston, and Washington, DC are all within one day's drive from Cincinnati. For information, visit www.CincinnatiUSA.com.



TUITION AND LIVING EXPENSES

Tuition and Living Expenses

Tuition for the four-week program is \$4,000 USD and includes books and supplies. Scholarships covering 50-75 percent of the tuition are available to all participants. A deposit of \$500 is due by May 1, 2011. Housing is charged separately.

Housing

Participants in the Institute for the Global Practice of Law program are housed together in one facility at Stratford Heights located a short walking distance from the College of Law. Single, double and triple-occupancy suites are available.

Cincinnati Metro Service

Metro is Southwest Ohio's fixed route bus service, operating 365 days a year. A bus stop for the Metro is right outside the law school and the Stratford Heights housing.

Qualifications

Applicants should have a degree from a non-U.S. law school. Applicants must have substantial ability to read, speak, and understand the English language, including knowledge of legal terminology in English. Instruction is in English.

Participants will enter the United States as short-term scholars on J-1 visas which must be obtained prior to commencement of the program. All application expenses for the J-1 visa shall be borne by participants.

UC International Services assists international visitors in understanding the rules, regulations, and procedures that must be followed during their stay in the United States. As required by U.S. law, visitors on J-1 visas must attend a brief orientation program at the University of Cincinnati after their arrival.



APPLICATION

To apply for the Summer 2011 program, please complete the application form in English and send to:

College of Law
Institute for the Global Practice of Law
University of Cincinnati
PO Box 210040
Cincinnati, OH 45221-0040
USA

Phone: 1- 513-556-6805

Fax: 1-513-556-2391

Email: IGPL@law.uc.edu

Enclose the following:

1. Completed and signed application form
2. \$500 USD deposit by check drawn on a U.S. bank payable to the University of Cincinnati or wire transfer to:

PNC Bank Ohio NA
201 East Fifth Street
Cincinnati, OH 45201
SWIFT: PNCCUS33
ABA: 041000124
Account Name: University of Cincinnati
Account Number: 4070624490
Reference: IGPL and name of attendee

The balance of tuition is due **June 1, 2011**.

All applications should be submitted as **early as possible** and received by **May 1, 2011**.



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UNIVERSITY OF CINCINNATI COLLEGE OF LAW • CINCINNATI, USA, JULY 11-AUGUST 4, 2011

SYLLABUS

The **Institute for the Global Practice of Law** ("IGPL") aims to provide the technical legal skills and networking opportunities to help practitioners around the world elevate and expand their practice. Each year, IGPL sponsors a summer program which blends substantive legal training with practical exercises, tips on marketing and law firm management, individualized tutorial sessions, and social gatherings with global companies and major law firms in the area. Because of the practical focus of the program, no more than half of each segment will be spent on classroom instruction; the other half will be comprised of drafting exercises, simulated negotiation, and practice observations. The program will also sponsor social events with attorneys and business executives outside the classroom, to create networking opportunities for participants.

MONDAY, JULY 11 (MORNING)

Registration and Orientation

- 8–10 am Registration
- 10–10:15 am Dean's welcome address
- 10:15–11:45 am Orientation (introduction of professors and instructors; emergency contacts; housing, visas, and other logistics issues; tour of College of Law and University of Cincinnati campus)
- Noon–1 pm Lunch (provided by the College of Law)

MONDAY, JULY 11 (AFTERNOON)

Sources of US Law

This segment of the program explores the sources of US law, including the common law tradition, the Constitution, treaties and executive orders, federal statutes and regulations, administrative law, and state and local regulations. Most relevant to international practitioners will be the relation of international to domestic law, principles of federalism (i.e., federal versus state regulation), administrative rulemaking authority, the scope of judicial review, and substantive and procedural due process.

Throughout the program, individual tutorial sessions with a native Chinese speaker will be available. Participants may utilize these sessions to brush up on legal terminology or to work through additional drafting exercises.

TUESDAY, JULY 12–FRIDAY, JULY 22

US and International Business Transactions

This segment of the program explores key concepts for the transactional attorney representing or negotiating opposite US parties. We begin with the drafting and enforcement of international distribution and agency agreements to illustrate common pitfalls for worldwide distributors of products for US suppliers, such as failing to avoid the United Nations Convention on Contracts for the International Sale of Goods (CISG) and the difficulty of terminating agents in certain jurisdictions. We will then move onto cross-border mergers and acquisitions, which will comprise the majority of this segment of the Program. Our classes will build upon the provisions encountered in distribution agreements to



analyze the nuances of representations and warranties, indemnities, material adverse change clauses, due diligence checklists, and other key provisions of stock or asset purchase and ancillary agreements. Additionally, we will study aspects of international M&A which touch upon issues in privacy and data protection, intellectual property protection, and immigration. Our sessions on M&A will also cover joint ventures, representative offices and wholly foreign-owned entities.

Classes will be supplemented by exercises designed to hone drafting skills. These exercises will be comprised of documents commonly produced by advanced practitioners, such as legal memoranda, distribution agreements, asset purchase agreements, confidentiality agreements, and client communications. Additionally, the Program will feature roundtable sessions on law firm management and marketing to US clients, including the merits of establishing law firm offices in the US. These sessions will be led by attorneys from major US law firms and business executives and in-house counsel from global companies located in the area.

MONDAY, JULY 25–TUESDAY, AUGUST 2

Domestic and Cross-Border Litigation and Trade Regulation

This segment of the program will devote most of its classroom time to the key stages of civil litigation in the US, including pleadings, discovery, summary judgment and directed verdict, trial, and appeals, as well as their bases in the Federal Rules of Civil Procedure. Ancillary topics such as jurisdiction (personal jurisdiction and procedural due process, substantive jurisdiction, federal diversity jurisdiction, and service of an individual outside the US), venue, conflicts of laws, and forum non conveniens will also be covered. These concepts will be useful when we turn to the extraterritorial application of US laws—most notably, the Foreign Corrupt Practices Act. We will then discuss US and international trade law, covering antidumping, countervailing duties, import and export controls, World Trade Organization (WTO) proceedings, and preferential tariff programs. Finally, we will conclude with alternative dispute resolution and international arbitration.

Classes will be supplemented by drafting exercises, simulated negotiation and arbitration sessions, and observations in US courts. The exercises will emphasize creative thinking, which is fundamental to the practice of law in the US. Although litigation and trade regulation are grounded in specific rules, skilled litigators and trade attorneys must be able to devise a multitude of solutions to a single problem and strategically choose the best solution for the client.



WEDNESDAY, AUGUST 3

Legal Ethics and Professional Responsibility

Our final class of the program will cover the ethics and professional responsibility of practicing law in the US, which is regulated by state rules. Many of these rules are counterintuitive. During the morning session, we will focus on common client expectations regarding the formation of attorney-client relationships, confidentiality, privilege and work product, segregation of client funds, and client involvement in strategic decisions. We will also discuss variations in the culture of law practice both across US jurisdictions and among law firms, in-house law departments, government agencies, and the judiciary.

During the afternoon, we will take a trip to the city of Columbus (the capital of the state of Ohio) to visit the Ohio Supreme Court, which regulates registration and discipline of Ohio attorneys.

THURSDAY, AUGUST 4

Participant Presentations and Farewell Reception

The morning session will consist of presentations by Program participants on the unique aspects of their own legal cultures. In the afternoon, the College of Law will hold a farewell reception for program participants, inviting instructors and local law firm attorneys, in-house counsel, business executives, government attorneys, and judges.



INSTITUTE FOR THE GLOBAL PRACTICE OF LAW
SUMMER 2011
APPLICATION



Name _____

BUSINESS INFORMATION

Title _____ Firm/Company _____

Business Address _____

City _____ Country _____

Work Telephone _____ Work Fax _____

Work Email _____

PERSONAL INFORMATION

Home Address _____

City _____ Country _____

Home Telephone _____ Mobile Telephone _____

Personal Email _____

Country of Citizenship _____ Date of Birth _____ ☐ Male ☐ Female

EDUCATION (COLLEGE/GRADUATE SCHOOL)

Location _____ Degree _____ Year Conferred _____

EMPLOYMENT HISTORY

PROFESSIONAL ACTIVITIES

EMERGENCY CONTACT INFORMATION

Person to Notify in Case of Emergency _____

Name, Address, Telephone, Email, Relationship to You _____

I confirm that the information contained in the applications materials is true. I will be responsible for observing satisfactory academic and professional standards, for maintaining a proper standard of personal conduct, and will be personally liable for all debts and obligations personally incurred. I will obey all laws of the United States and the State of Ohio.

Signature _____ Date _____

Return to:

College of Law — **Institute for the Global Practice of Law**

University of Cincinnati

PO Box 210040

Cincinnati, OH 45221-0040 USA

Phone: 1-513-556-6805

Email: **IGPL@law.uc.edu**

Fax: 1-513-556-2391