

BLB&G SHAREHOLDER LITIGATION CONFERENCE SERIES

AMSTERDAM 2021



Keynote:

Jeroen Dijsselbloem

Former Minister of Finance of the
Netherlands (2012 – 2017)

First President of the Eurogroup
(2013 – 2018)

President of the Board of Governors of the
European Stability Mechanism (2013 – 2018)



15 April 2021

National Maritime Museum

Amsterdam

SHAREHOLDER ADVOCACY: The Important Role of Shareholders in Holding Boards Accountable Since 1602

SHAREHOLDER ADVOCACY

The Important Role of Shareholders in Holding Boards Accountable Since 1602

Join BLB&G and other senior legal personnel from the institutional investor community for a one-day educational seminar about shareholder litigation.

This seminar's unique programming uses case studies, practical examples, legal scholarship and sophisticated analysis to provide greater insight into the uses of shareholder litigation.

Attendees can expect to take away strategic tools for maximizing the recovery of losses due to securities fraud and misrepresentations in prospectuses, as well as insight concerning how to improve governance at their portfolio companies. The seminar will highlight the critical role institutional investors play in holding misbehaving senior management and boards of directors accountable to their shareholders.

Attendees

BLB&G's conferences are attended by representatives from leading institutional investors, including investment companies, asset managers, mutual fund companies, trustee banks, sovereign wealth funds, public pension funds, corporate pension funds, and custodian banks. Attendees are usually from legal, investments, or operations departments.

Networking and Peer Exchange Opportunities

Post-Conference Dinner

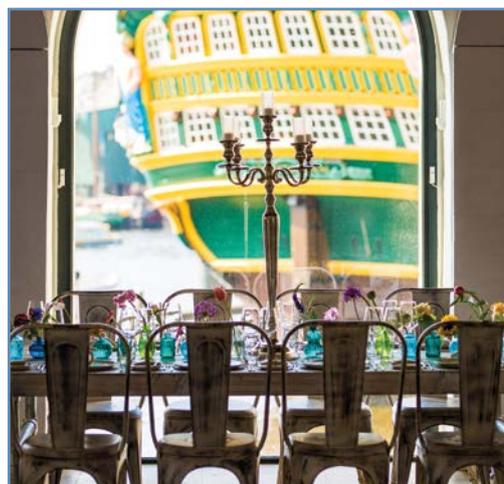
Location

Dutch National Maritime Museum, Amsterdam,
Kattenburgerplein 1, 1018 KK Amsterdam

Accommodations

For those looking to secure hotel accommodations, we have negotiated a group rate of €255 at the DoubleTree by Hilton Amsterdam Centraal Station:
Oosterdoksstraat 4, 1011 DK Amsterdam, Netherlands.

Please contact Abby Gibbons at abby.gibbons@blbglaw.com to secure your room.



Registration

Registration is complimentary for institutional investors. As space is limited, we recommend registering as soon as possible.

Visit www.blbglaw.com/Amsterdam2020

For more information, please contact:

Jeroen van Kwawegen, jeroen@blbglaw.com or Anatoli van der Krans, anatoli@blbglaw.com.

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AGENDA

08:30 - 09:00 Coffee, Breakfast & Registration

09:00 – 09:15 Welcome & Introduction

09:15 – 10:00 Shareholder Rights and Corporate Governance Since 1602

***Prof. Dr. Oscar Gelderblom**, Professor of Financial History, Utrecht University*



The world's first public company was created in 1602 in Amsterdam (United East India Company). The unique features like transferable shares, limited liability, and professional board members transformed the financial markets. Remarkably, the governance issues that shareholders faced then are similar to the issues shareholder face nowadays. In fact, board remuneration, alignment of interest, shareholder's rights, reliance on financial statements and insider trading are just as relevant as they were in the past.

10:00 – 10:45 ESG in Action: Addressing Corporate Governance Failures Through Litigation

Litigation can be a powerful instrument for investors to address corporate misconduct and to improve governance and long-term value creation. In this session, we will analyze in depth the legal framework and procedures for pursuing fiduciary duty actions against boards of directors and senior executives in connection with corporate oversight and protecting shareholder voting rights. The session will utilize recent case studies, including: a Delaware Chancery Court win on behalf of Regency Energy Partners shareholders, where its board knew an \$11 billion merger was not in shareholders' best interests; and *21st Century Fox, Inc.*, in which BLB&G led the prosecution of an unprecedented shareholder derivative litigation against Fox News parent 21st Century Fox, Inc. arising from the systemic sexual and workplace harassment at the network, which led to a landmark settlement creating the first-ever independent Board-level watchdog of its kind designed to prevent future similar misconduct.

10:45 – 11:00 Coffee Break

11:00 – 12:15 The Fundamentals of Asset Recovery and Trends in U.S. Securities Class Actions

This session will provide a refresher on the fundamentals of the U.S. securities class action system for recovery of investor losses and discuss recent developments and trends in the securities litigation

SHAREHOLDER ADVOCACY

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space. We will discuss discovery in different kinds of shareholder litigation (class actions, direct actions and opt-outs), requirements of plaintiffs and passive class members, requirements of defendants, and ways to reduce plaintiffs' discovery burden. Focusing on the substantive laws, procedures, and stages of U.S. class actions we will explain the importance of class and derivative litigation, as well as the role of government in protecting investors and preserving the integrity of the capital markets.

12:15 – 13:45 Lunch & Keynote Speaker

[Jeroen Dijsselbloem](#), *Former Minister of Finance of the Netherlands*



Jeroen Dijsselbloem is the former Minister of Finance of the Netherlands (2012 – 2017), and the first President of the Eurogroup (2013 – 2018) and President of the Board of Governors of the European Stability Mechanism (2013 – 2018). Following his political career, he serves as Chairman to the Advisory Committee to the Dutch Government re pension funds regulations and as Chairman of the Dutch Safety Board. Mr. Dijsselbloem will discuss the origin and solution of the Euro crisis, the future of the Eurozone, the stewardship role of investors and the challenges of the European Union.

14:00 – 15:00 Best Practices with Respect to Non-U.S. Litigation

On both sides of the Atlantic, institutional investors have fiduciary obligations and legal tools to address many forms of misconduct and mismanagement, facilitating opportunities for meaningful engagement and corporate governance oversight. This session will take a comparative look at the laws and structures in place in the most important jurisdictions in terms of loss recovery like Australia, Canada, the Netherlands and the UK. As virtually all European and Asian securities litigation cases are financed by a third party, speakers will also discuss the current landscape of litigation funding in Europe. What are the most relevant aspects investors should pay attention to when negotiating with a litigation funder? What are the best strategies to monitor both the litigation funder and the local lawyer? What conflicts of interests could arise and what are the best ways to deal with them? What are the trends?

15:00 – 15:30 Case Study

15:30 – 16:00 High Tea

16:00 – 16:30 Opt-Out Litigation

In this session on opt-out litigation, we will discuss the circumstances in which, and the reasons why, institutional investors may choose to opt out of securities class actions and file individual actions to

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pursue their own claims. We will discuss the timing for making such decisions and the benefits and considerations of direct opt-out litigation compared to class actions.

16:30 – 17:15 Investor Panel: Active Ownership/ ESG Panel (Voting, Dialogue and Litigation)

Regulation, corporate governance codes and stewardship codes recognizes that asset owners and asset managers play an important role as guardians of market integrity, to create long-term value and to address corporate wrongdoing. Investors have three instruments to address corporate misconduct: voting, dialogue or litigation. A panel of senior personnel from institutional investors will discuss the most effective means to improve the corporate governance. The panelists will also discuss best practices for deciding whether and how to pursue shareholder litigation.

17:15 – 18:30 Cocktail Reception & Guided Tour Through the National Maritime Museum

18:30 – 21:00 Conference Dinner at the National Maritime Museum



About BLB&G

Bernstein Litowitz Berger & Grossmann LLP is one of the world's leading law firms representing institutional investors in securities litigation, corporate governance and shareholder rights issues. We have obtained many of the largest securities recoveries in history and over \$33 billion on behalf of investors since our founding in 1983. Working with our institutional clients, our cases have resulted in sweeping corporate governance reforms, changing deficient business practices and serving as models for public companies.

Regularly entrusted by our clients and appointed as lead counsel by the courts in major securities class actions, the firm is routinely recognized by industry observers for its legal excellence and achievements.

“One of the most powerful securities class action firms in the U.S... the biggest star in the firmament of securities litigation”
– *Financial Times*

“Consistently achieving the highest returns for investors”
– *The National Law Journal*

“The best advice in the field” – *Chambers USA*

“Battle proven...” – *The Wall Street Journal*

“One of the best bar none...impressive achievements and excellent reputation...the plaintiff securities shop everyone else aspires to be like...”
– *Benchmark Litigation*

For more information about the firm, please visit our website at www.blbglaw.com.



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Berger & Grossmann LLP

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blbg@blbglaw.com

www.blbglaw.com

NEW YORK

1251 Avenue of the Americas
New York, NY 10020
Tel: 212-554-1400
Tel: 800-380-8496
Fax: 212-554-1444

CALIFORNIA

2121 Avenue of the Stars
Suite 2575
Los Angeles, CA 90067
Tel: 310-819-3470

LOUISIANA

2727 Prytania Street
Suite 14
New Orleans, LA 70130
Tel: 504-899-2339
Fax: 504-899-2342

ILLINOIS

875 North Michigan Avenue
Suite 3100
Chicago, IL 60611
Tel: 312-373-3880
Fax: 312-794-7801

DELAWARE

500 Delaware Avenue
Suite 901
Wilmington, DE 19801
Tel: 302-364-3600

THE NETHERLANDS

Strawinskylaan 3051
Suite 4.77
1077 ZX Amsterdam
The Netherlands
+31(0)20 301 2231