



INTERNATIONAL LAWYERS NETWORK



Bullet"i/n" Volume 8 Issue 2

October 27, 2009

topics

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conference report
member news
new member firms

iln news

ILN 2010 Annual Meeting to be hosted by Dej-Udom & Associates Ltd. in Bangkok

International Lawyers Network is an association of 91 high-quality, full-service law firms with over 5,000 lawyers worldwide

new member firms

International Lawyers Network Welcomes New Member in Costa Rica, Cordero & Cordero Abogados

International Lawyers Network Welcomes New Member in Estonia, Tark & Co

International Lawyers Network Welcomes New Member in Lithuania, Sitkiene, Pilkauskas &

2009 Annual Meeting in San Francisco - ILN Chairman, Lowell Lifschultz Steps Down After 21 Years Hosted by Howard, Rice, Nemerovski, Canady, Falk and Rabkin



San Francisco, June 5, 2009 - Lowell Lifschultz ILN Chairman since the Network was founded 21 years ago stepped down. Lowell was thrilled to introduced his partner at Epstein Becker & Green, P.C. New York Peter Altieri as his successor and the ILN's newly elected Chairman.

Lowell added that the ILN was put together by a small group of firms 21 years ago and has become the strong Network it is today. In a global economic market that is difficult for many firms, the ILN offers its members the opportunity to connect with each other and the ability to connect their clients to firms throughout the world, which will be its continuing role to play.

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CORDERO
&
CORDERO
ABOGADOS
EST. 1948

archive

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Partners

International Lawyers Network Welcomes New Member in Norway, Hjelseth, Kilstad & Borgen DA

International Lawyers Network Welcomes New PETERKA Offices in Bulgaria, Slovakia

member news

National, international media seek Arnstein & Lehr attorney's input on IRS efforts to collect billions in unreported income.

American Arbitration Association Appoints Scott Marrs to Its Commercial Panel of Arbitrators

Fogler Rubinoff Add Energy Group in Ottawa

Marie Macdonald and her Employment Team Win Scotland's Employment Firm of the Year Award

member articles

Impact of the New Enterprise Income Tax Law on Foreign Investment in China

Costa Rica Approves Corporate Governance Regulations

Proposed relaxation of foreign investment in Australia

The Fine Line Between Protecting Your Collateral and Lender Liability

New legislation in

Lowell summed up by adding a personal comment, saying that while the Network is about the ability to develop business for member firms, there is a subsidiary aspect to the ILN, which are the relationships that have been created. These relationships have added greatly to his and Betsy's lives and their understanding of how the world works, and they greatly value them.

[\[FULL STORY\]](#)

2009 European Regional Meeting in Athens Hosted by Dimitriou Law Office



The 2009 European Regional Meeting hosted by Dimitriou Law Office was opened by the ILN's new Chairman, Peter Altieri. Peter opened the business session on Friday, September 25, 2009 by welcoming all of the delegates to Athens. Peter thanked our hosts, Dimitris and Philip Dimitriou for their hard work in organizing this year's meeting.

[\[FULL STORY\]](#)

Impact of the New Enterprise Income Tax Law on Foreign Investment in China

Jade & Fountain, Shanghai

by Mr. Scott Guan & Mr. Steven Huang

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March 17, 2008
Vol. 7 Issue 1

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February 8, 2008
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September 14, 2007
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July 31, 2007
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June 10, 2005
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Denmark on Indirect Restrictive Covenants in Job Clauses.

Canadian Intellectual Property Office Tosses IP Applicants a Change-Up

Lesson from the Sports Page: Do Not Terminate a Contract Unless the Breach Was Material or Fundamental.

Shareholders Agreements in Russian Joint-Stock Companies

Puerto Rico's Act 75 of June 24, 1964 revisited

An Overview of the Foreign Corrupt Practices Act for Healthcare Companies



九州丰泽律师事务所
JADE & FOUNTAIN
P R C LAWYERS

The new PRC Enterprise Income Tax Law ("EIT Law"), which was passed on March 16, 2007 and became effective on January 1, 2008, consolidates two separate enterprise income tax ("EIT") regimes for domestic-invested enterprises ("DEs") and foreign-invested enterprises ("FIEs") and represents a fundamental change in China's tax policy towards foreign investment. Its implementation rules and numerous circulars were subsequently issued, setting forth details of definitions, interpretations and specific applications of various provisions of the EIT Law. This brief will discuss some of the important impacts of the EIT Law and its detailed implementations rules and circulars on foreign investors with respect to the planning and structuring of their investment in China, whether through traditional green-field foreign direct investments or mergers and acquisitions.

[\[FULL STORY\]](#)

Costa Rica Approves Corporate Governance Regulations

Cordero & Cordero Abogados

by Eugenio Vargas & Ricardo Cordero

CORDERO & CORDERO
ABOGADOS
EST. 1940

Costa Rica published this Monday July 6th, 2009 on its official Newspaper "La Gaceta" the new regulatory frame regarding the practices of Corporate Governance which will be of mandatory application for entities that are supervised by the Costa Rican financial system supervising bodies.

[\[FULL STORY\]](#)

Proposed relaxation of foreign investment in Australia

Gadens Lawyers, Sydney

by Charles Cowder

Volume 4 Issue
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May 27, 2005
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4
December 29,
2004
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Legal News
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2004
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On 4 August, Wayne Swan, the Treasurer of the Commonwealth of Australia, announced proposed changes to the private foreign investment framework in Australia.

[\[FULL STORY\]](#)

The Fine Line Between Protecting Your Collateral and Lender Liability

McDonald Hopkins, Cleveland

by Alan M. Burger

The logo for McDonald Hopkins LLC, featuring the text 'McDonald Hopkins' in a white serif font on a dark blue background, with 'Attorneys at Law' in a smaller white sans-serif font below it, and 'LLC' in a white sans-serif font to the right of 'Hopkins'.

The current economic downturn places additional burdens upon lenders to want to take affirmative action or institute control upon borrowers in an effort to not only preserve collateral but mitigate further exposure to collateral depletion or devaluation; as borrowers grow weaker, the desire to intercede grows. Lenders often want to, and in fact do, give substantive advice to borrowers including who to hire or fire, mandate turn-around specialists, mandate acts or select representatives to be placed on the board of directors.

[\[FULL STORY\]](#)

New legislation in Denmark on Indirect Restrictive Covenants in Job Clauses.

DAHL Advokatfirma, Copenhagen

by Søren Narv Pedersen



As of July 1, 2009, Denmark now has a regulation of the so-called Job Clauses – i.e. restrictive covenants entered into between the employer and parties other than the employee restricted by the covenant.

[\[FULL STORY\]](#)

Canadian Intellectual Property Office Tosses IP Applicants a Change-Up

Clark Wilson LLP

by Jeffrey Vicq



The Canadian Intellectual Property Office – CIPO – oversees the administration and processing of intellectual property rights applications and registrations in Canada. Over the last year, CIPO has both proposed and made a number of revisions to its practices impacting Canadian IP practitioners and applicants alike.

[\[FULL STORY\]](#)

Lesson from the Sports Page: Do Not Terminate a Contract Unless the Breach Was Material or Fundamental.

Beirne, Maynard & Parsons LLP , Houston

by James E. Smith



Ohio State University knows what it takes to run a big-time college

sports program, and how hard it is to comply with those NCAA recruiting rules. In fact, Ohio State specifically wrote into the employment agreement of its former men's basketball coach, James O'Brien, that he must comply with the NCAA rules. After learning that Mr. O'Brien broke those rules, the university fired him.

[\[FULL STORY\]](#)

Shareholders Agreements in Russian Joint-Stock Companies

Lidings Law Firm, Moscow

by Dmitry Pavlov



Emergence of shareholders agreements in Russian business The possibility to conclude shareholders agreements in joint-stock companies emerged after enactment of the Federal statute, dated June 3, 2009 No. 115-FZ. The Statute amended another Federal statute: «On Joint-stock Companies» with article 32.1 that determined the form, the status and restrictions at the conclusion of shareholders agreements.

[\[FULL STORY\]](#)

Puerto Rico's Act 75 of June 24, 1964 revisited

Goldman Antonetti & Cordova, PSC, Puerto Rico

by Rossell M. Barrios-Amy

The logo for Goldman Antonetti & Cordova, PSC, featuring the text "GOLDMAN ANTONETTI & CORDOVA PSC" in a serif font on a light beige background.

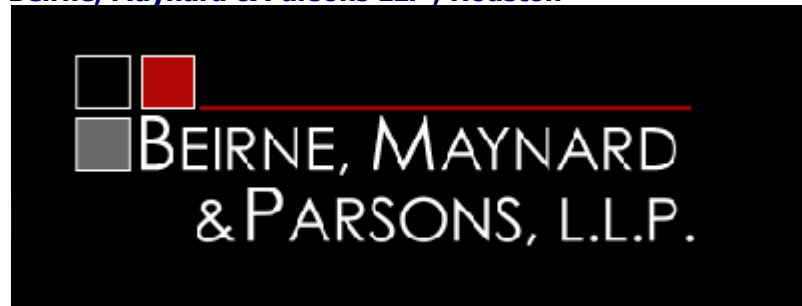
In the United States, several states have so-called relationship statutes governing commercial relationships in the distribution and franchise areas. These statutes often require just cause for the termination or modification of such relationships. From the point of

view of manufacturers and franchisors, it is tantamount to operating with a straitjacket even when the parties have executed written contracts intended to give manufacturers and franchisors great leeway in dealing with their distributors and franchisees.

[\[FULL STORY\]](#)

American Arbitration Association Appoints Scott Marrs to Its Commercial Panel of Arbitrators

Beirne, Maynard & Parsons LLP , Houston



HOUSTON, JULY 6, 2009—The American Arbitration Association, a world leader in providing conflict management and dispute resolution services, appointed Beirne, Maynard & Parsons partner Scott D. Marrs to its Commercial Panel of Arbitrators.

Marrs has more than 20 years of experience providing pre-dispute, pretrial, trial, post-trial, and arbitration counseling to clients on intellectual property, energy, construction, international, and other commercial matters. He is nationally known as an authority on matters of intellectual property and commercial arbitration and litigation.

"I am honored to have been appointed to such an esteemed panel of my peers, and I look forward to working with the panel to assist parties in timely and efficiently resolving their disputes out of court," Marrs says of his recent appointment.

The global leader in conflict management since 1926, the American Arbitration Association is a not-for-profit, public service organization committed to the resolution of disputes through the use of arbitration, mediation, conciliation, negotiation, democratic elections and other voluntary procedures. Through 30 offices in the United States, Ireland, Mexico, and Singapore, the AAA provides a forum for the hearing of disputes, rules and procedures and a roster of impartial experts to resolve cases. Find more information online at www.adr.org.

Beirne, Maynard & Parsons is one of Texas' largest civil litigation-only law firm, representing companies in trials, appeals, arbitrations, and other proceedings throughout Texas, the nation, and the world. The firm focuses on the needs of corporate clients who know the value of extensive trial experience, solid case preparation, and insightful strategic planning. Because civil litigation is all they do, they have a history of providing exceptional results for clients with the highest expectations. For additional information, visit www.bmpllp.com.

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[\[FULL STORY\]](#)

National, international media seek Arnstein & Lehr attorney's input on IRS efforts to collect billions in unreported income.

Arnstein & Lehr LLP, Chicago

ARNSTEIN & LEHR LLP

Mid-market value. Large firm expertise.

CHICAGO, ILLINOIS, October 26, 2009 -- Arnstein & Lehr LLP's Robert E. McKenzie, a noted authority concentrating his practice in representation before the Internal Revenue Service and state tax agencies, was featured in several national and international news stories in 2009 regarding the IRS' efforts to uncover the identities of approximately 52,000 UBS bank account holders in which Americans may be holding \$15 billion in an effort to avoid paying U.S. taxes.

[\[FULL STORY\]](#)