

International Upstream Energy Transactions

January 31, 2014

Global Compliance: Preserving Privilege In Cross-Border Matters

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Master objectives for CLE on Preserving Privilege in Cross-Border Matters

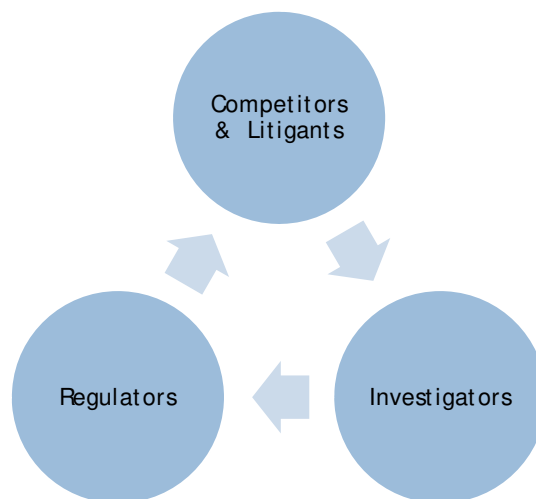
- 1. Bring cross-border privilege to life through application so that you:**
 - **Recognize** important cross-border privilege issues;
 - **Invest** in designing effective protocols and procedures for establishing and maintaining privilege; and
 - **Act** to safeguard privileged information by exercising due professional care.
- 2. Communicate with confidence to your clients, peers, team and stakeholders while preserving privilege.**

Agenda

- The issue and where you fit in
- Traps for the unwary and 3 cases on point
- Not privileged: Where does that leave us?
- How cross-border privilege issues arise in the USA
- A quick world tour and back to the USA
- Practical strategies and a to-do list
- Questions & answers

1. The issue ...

Who wants Your Clients' Secrets and Privileged Information?



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...and where you fit in



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Is your legal team in compliance?



Who is supposed to protect your clients' secrets and privileged information?

Let's go to China!



There's no place like home!



US Border



- **“Border Search Exception” to 4th Amendment (e.g. *US v. Arnold* and its progeny)**
- **What’s on your laptop, thumb drive and smart phone? – like a locked suitcase**
- **FCPA / UK Bribery Act information**



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[Attorney-Client Privilege across Borders](#)

First appeared as part of the conference materials for the
2014 International Upstream Energy Transactions session
"Attorney-Client Privilege Across Borders"