

TECHLAW BOARD MEETING MINUTES

March 27, 2019

Participants:

Allen & Gledhill –Alex Yap
Arthur Cox –Olivia Mullooly
Barnes and Thornburg – Paul Hunt
Blake, Cassels & Graydon – Sunny Handa
Bowmans –Craig Kennedy
Corrs Chambers Westgarth – Philip Catania
Delphi –Agne Lindberg
Dorsey – Michael McCormick
Fenwick & West – Jennifer Kelly
Gide Loyrette Nouel – Thierry Dor
Gómez-Acebo & Pombo – Eduardo Castillo, Gonzalo Ulloa
Houthoff– Thomas de Weerd
Jenner –Ben Bradford
Marval, O’Farrell & Mairal – Gustavo Giay
Meitar Liquornik Geva Leshem Tal – David Mirchin, Boaz Mizrahi
Nagashima Ohno & Tsunematsu – Soichiro Fujiwara
Tonucci & Partners – Alessandro Vasta
Trilegal – Rahul Matthan
Walder Wyss –Didier Sangiorgio
Yulchon – Doil Son, Samuel Lee

TechLaw Group, Inc. – Ryan Willis

1. Minutes

Approval of Minutes of December meeting. Thierry mentioned that the cost of the dinners seems to be rising higher and higher. Rahul mentioned that the split is just indicative. All we ask is that member firms stay within the overall budget of 56,000 and both Madrid and Tokyo have confirmed that they will.

2. The TechLaw Academy Subsidy

Rahul appraised the board that the Executive Committee has approved a subsidy of up to \$1000 per firm for any firm that has to travel more than 5 hours to reach Amsterdam by the shortest flight route available. Assuming all firms avail of this subsidy the cost to the organization will be \$17,000 which will come out of our available surplus. The subsidy will be used to pay the hotel.

The room rate in Amsterdam is around USD 250 (EUR 219). So, the subsidy will cover 4 hotel nights per firm. Participants are due to arrive on Sunday, and have full days

planned for both Monday and Tuesday. Most participants will therefore likely stay until Wednesday, i.e. 3 nights per person.

Rahul requested firms to consider sending attendees to make use of the travel subsidy. We will need to know the numbers, so that Houthoff can contact the hotel and make the necessary arrangements.

Paul Hunt wanted to know how we would fund the subsidy in years to come. Rahul said that the subsidy was being tried for one year to see if it is effective and that the Board will take a call on whether to continue with it for subsequent years based on how that works out.

3. Update on the TechLaw Academy (Current list of attendees attached)

Thomas de Weerd provided the update on the TechLaw Academy. All the arrangements have been made, hotel, venue and social arrangements. What is missing is the attendees. We have only 16 confirmations so far and we are hoping for between 30 and 40.

The board was reminded that 31 May 2019 is the final registration date, with 15 May for the hotel block. That said for planning purposes (restaurants etc) it would very helpful if we can get a clear indication of the number of participants in the next couple of weeks by Friday 12 April 2019.

Phil Catania requested that the email with the registration link be re-sent to the members to serve as a reminder and to make it easier for them to register.

4. Program Committee:

Rahul then handed over to Eduardo and Gonzalo to discuss Madrid

Update on Madrid

Registrations are at 20 delegates even though 24 rooms have been booked. The request is for members to sign up if they intend to attend so that Gonzalo and Eduardo have a better sense of numbers. As far as the dinners and events are concerned, all spaces have been secured and arrangements made for transportation. For the pre-board meeting the UK Ambassador to Spain has confirmed his participation on a Brexit discussion but Techlaw members who have a view on this are encouraged to participate and make presentations

The planning for the CLE Program is well underway. As discussed before the topic is Retail and Big Data and the participation of the following speakers has been secured:

- Sofía Martínez-Almeida: GA_P, Partner
- Concha Perez, IKEA Spain, General Counsel
- Ignacio Moltó, DOCOMO DIGITAL, General Counsel
- Ignacio Sierra, CORTEFIEL, General Counsel (Keynote speaker)

- Beatriz Bernabeu, ALPARGATAS (Hawainas), General Counsel
- María Gonzalez Gordon, GA_P, Of Counsel
- Luis Peroba, Pinheiro Neto, Partner
- Alex Yap, Allen & Gledhill, Partner

Eduardo needs speakers from within the TechLaw member firms on 3 topics – (i) A EU firm to discuss competition related matters, (ii) a firm to discuss privacy in retail or other related topics and (iii) a US firm to discuss class actions in the us. Members are requested to reach out to Eduardo if they are interested in speaking on any of the topics mentioned above.

The event is well under the allotted budget.

Update on Tokyo

Soichiro provided an update on the preparations for Tokyo. The Imperial Hotel has been secured as the hotel for the participants. The venue for the event would be the Tokyo Office of Nagashima Ohno & Tsunematsu. If required, a large conference room in JP Tower, the same building as their offices could also be used. A bus will be chartered for travel between the venue and the hotel though it is a 15-20 minute walk.

It is still early but some of the current ideas for the topic for the CLE event include (i) issues relating to digital platform, (ii) regulations applicable to innovative areas, and (iii) some international aspects of tech transactions/disputes; but open to discussions/comments.

Tokyo will also come in under budget.

5. Membership and Recruitment Committee

George from Fangda has asked to talk with Alex at Allen & Gledhill regarding their experience with TechLaw. Ralph has connected them. Seems that things are progressing in the right direction with them though they are taking time to arrive at a decision.

Members should consider what they consider priorities for future membership additions and bring their ideas to Madrid. We might also consider discussing whether the fact that a member has offices in multiple jurisdictions should limit attracting new members actually based in the other location.

6. Finance

Review of the budget. Now that the we are adding 17,000 for the subsidy there will be a \$29,750 subsidy that comes out of the surplus. This means that the TechLaw Academy is partly paid for out of member dues and only marginally paid for out of the surplus.

All membership dues are in except for 4 firms. Pat Staats from Ackerman is in touch with these firms and there is every expectation that the dues will be paid before Madrid.

7. Publications Committee update

Phil Catania provided an update on the activities of the Publications Committee. After discussions between the members of the committee (Alessandro, Shaun and Bo-Sen) Phil is going to prepare a template document based on which members will be asked to provide information that will go into the first publication. Members should look out to receive this email next week. The first output of the publications committee should be ready before Madrid.

Alex asked what has happened with the Restrictive Covenants report. Phil mentioned that it was complete but that it had not been put up on the website. Shaun was not present on the second call to provide an update.

8. AOB

Doil Son and Samuel Lee said that Yulchon would be hosting a TechLaw Reception during the IBA on the 25th of September. They are currently thinking of doing a lunch but would welcome suggestions from the members if they think a cocktail reception would be better. The lunch will be held at their offices.

Meeting adjourned.