Play or Stay?

Dilemma of Damages Compensation Caused by War

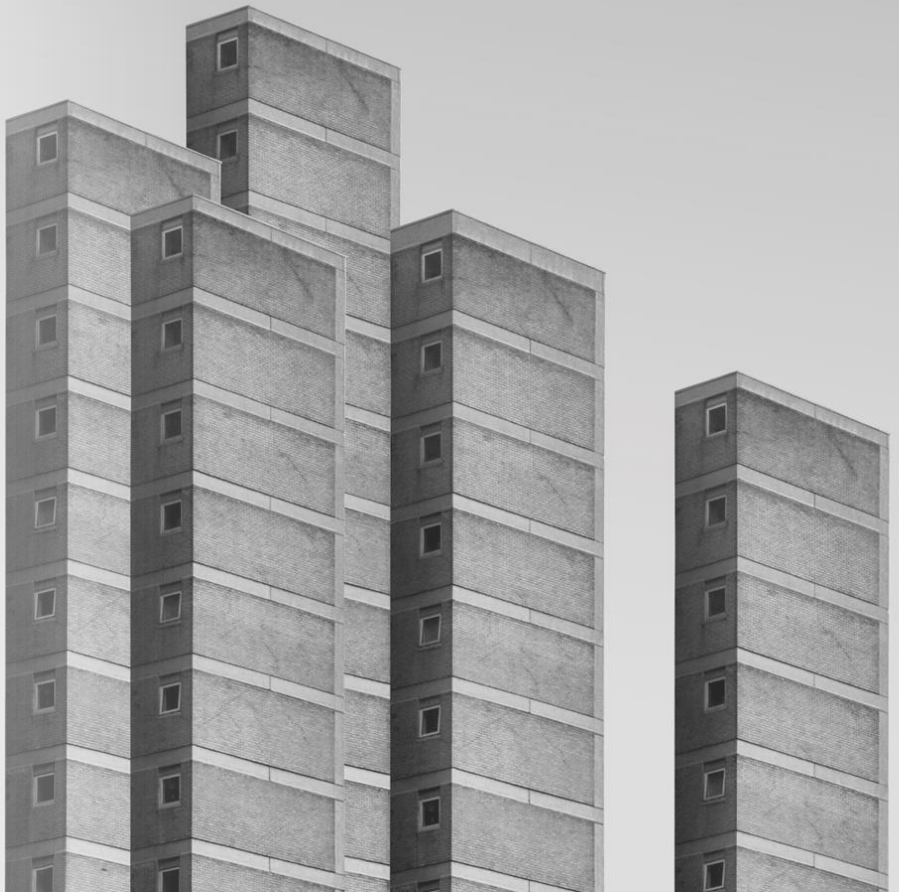
May 16, 2024

08:30 – 14:00

Fairmont Grand Hotel Kyiv

AGA Partners and **ICC Ukraine** are pleased to invite you to a joint seminar on compensation for damages caused by the russian war.

- **Date:** May 16, 2024
- **Time:** 08:30 – 14:00
- **Venue**: Fairmont Grand Hotel Kyiv, St. Naberezhno-Khreshchatytska, 1, Kyiv, 04070, Ukraine



Program

8:30 – 09:00 Morning coffee

09:00 – 09:10 Introductory word. **Aminat Suleymanova**, managing partner at AGA Partners, and **Dmitry Oleksiyenko,** Vice President for Taxation, Accounting and Audit of ICC Ukraine

09:10 – 9:30 Overview of available compensation mechanisms for Ukrainian business. **Iryna Moroz**, partner at AGA Partners

9:30 – 09:50 Recording of losses and damages caused by military actions. Tips and recommendations. **Pavlo Lebediev**, senior associate at AGA Partners

09:50 – 10:10 Recommendations and standards for expert assessment of damages. **Olesya Prantyuk**, director in the London office of HKA

10:10 – 10:30 Prospects for recovery of damages according to the decisions of Ukrainian courts. **Daria Zyma**, an associate at AGA Partners

10:30 – 10:45 Questions and answers

10:45 – 11:00 Coffee break

11:00 – 11:20 Investment arbitration against russia. **Maria Kostytska**, partner at Winston & Strawn LLP

11:20 – 11:40 Execution of arbitration and court decisions in foreign jurisdictions. **Alexander Milner**, a barrister and arbitrator practising at Fountain Court Chambers in London

11:40 – 12:00 Search for assets of the russian federation. **Andrew Wordsworth**, partner at Raedas

12:00 – 12:20 Financing of arbitration and legal proceedings against russia and russian companies. **Dmytro Shemelin**, Investment Manager, Senior Legal Counsel based in Omni Bridgeway's Amsterdam office

12:20 – 14:00 Questions and answers, lunch and discussion

Moderators

Aminat Suleymanova

Managing partner at AGA Partners

Managing Partner of AGA Partners and an attorney-at-law with over 25 years of experience.

Specializes in dispute resolution, domestic litigation and representation of clients before the biggest arbitral tribunals.

A member of a working group on «The development of legal mechanisms for compensation for damages caused by the war of russian federation against Ukraine» created by the Ukrainian Bar Association and «The commission for conducting an audit of damages caused to Ukraine as a result of the armed aggression of the russian federation» - a temporary advisory body of the Cabinet of Ministers of Ukraine.

Ivan Kasynyuk

Partner at AGA Partners

Ivan Kasynyuk is a leading lawyer in dispute resolution, international arbitration and trade law.

Included in the list of arbitrators of the International Commercial Arbitration Court at the Ukrainian Chamber of Commerce and Industry (ICAC).

Mr. Kasynyuk is included in the list of Arbitrators of the Ukrainian Arbitration Association (UAA). Moreover, Ivan is a member of the UAA working group on Improving Ukrainian Arbitration Legislation.

Speakers

Iryna Moroz

Partner at AGA Partners

Iryna Moroz specializes in handling complex commercial disputes in leading international arbitration institutions(ICC, SCC, SCAI, LCIA).

Iryna has over 15 years of experience in representing private clients and state-owned companies in arbitration disputes concerning damages, reconstruction of infrastructure facilities, corporate disputes, and international trade.

Iryna has experience in recognizing and enforcing international arbitral awards in Central and Eastern Europe, the Middle East, Asia, and the United Kingdom.

Pavlo Lebediev

Senior associate at AGA Partners

Pavlo specializes in international commercial and investment arbitration.

After obtaining a Master's degree in Commercial Arbitration Law from Stockholm University, Pavlo has been involved in more than 50 proceedings in the UK, France, Sweden and Austria.

In addition, he has represented clients in investment disputes heard at the International Center for Settlement of Investment Disputes (City-State N.V. and others v. Ukraine and Eugene Kazmin v. Latvia).

Dariia Zyma

Associate at AGA Partners

Daria specializes in international commercial and investment arbitration, mediation and litigation.

Daria has extensive experience in managing cases in foreign jurisdictions. She also advises clients and represents them in court on a wide range of civil and commercial matters.

Maria Kostytska

Partner at Winston & Strawn LLP

Maria leads the international arbitration and post-arbitral litigation practice in the Paris office of Winston & Strawn LLP with a focus on Ukraine, Eastern Europe, the Baltics, Central Asia and Latin America.

Maria has decade-long experience of representation of Ukraine and Ukrainian entities against russian entities, in investment arbitration and post-arbitral litigation, including recognition and enforcement of arbitral awards before the courts of all levels in the United States, the United Kingdom and France.

Speakers

Alexander Milner

Barrister and arbitrator practising at Fountain Court Chambers in London

A leading specialist in commercial litigation, international arbitration, banking and finance, aviation, and civil fraud. His commercial practice also includes energy, natural resources and insurance disputes. His commercial practice also includes energy, natural resources and insurance disputes.

He has acted as counsel in many cases involving Ukrainian parties both in the English courts and in international arbitrations, including two arbitrations in Stockholm between Naftogaz and Gazprom where Naftogaz was ultimately awarded more than $2.5 billion.

Dmytro Shemelin

Investment Manager, Senior Legal Counsel based at Omni Bridgeway

Dmytro is a cross-border disputes lawyer responsible for originating, assessing, and managing funded cases with a focus on enforcement matters in EMEA.

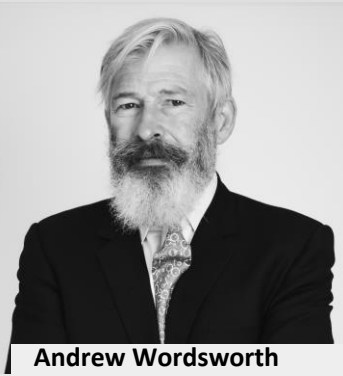
Before joining Omni Bridgeway, Dmytro was Counsel at leading Ukrainian law firm Asters, where he specialized in major banking fraud litigations, including the largest cross-border litigation case originating in Ukraine (Privatbank v Kolomoisky and Bogoliubov).

Olesya Prantyuk

Director in the London office of HKA

Olesya is a Chartered Certified Accountant with more than 15 years of experience in finance and accounting, including over 10 years of experience in disputes. She has been appointed as an expert in forensic accounting and commercial damages four times in the English court and in commercial arbitrations.

Olesya has experience in the valuation of assets in Ukraine and Central and Eastern Europe in various contexts and combines her many years of technical expertise, regional experience, and fluency in English and Ukrainian for her clients.



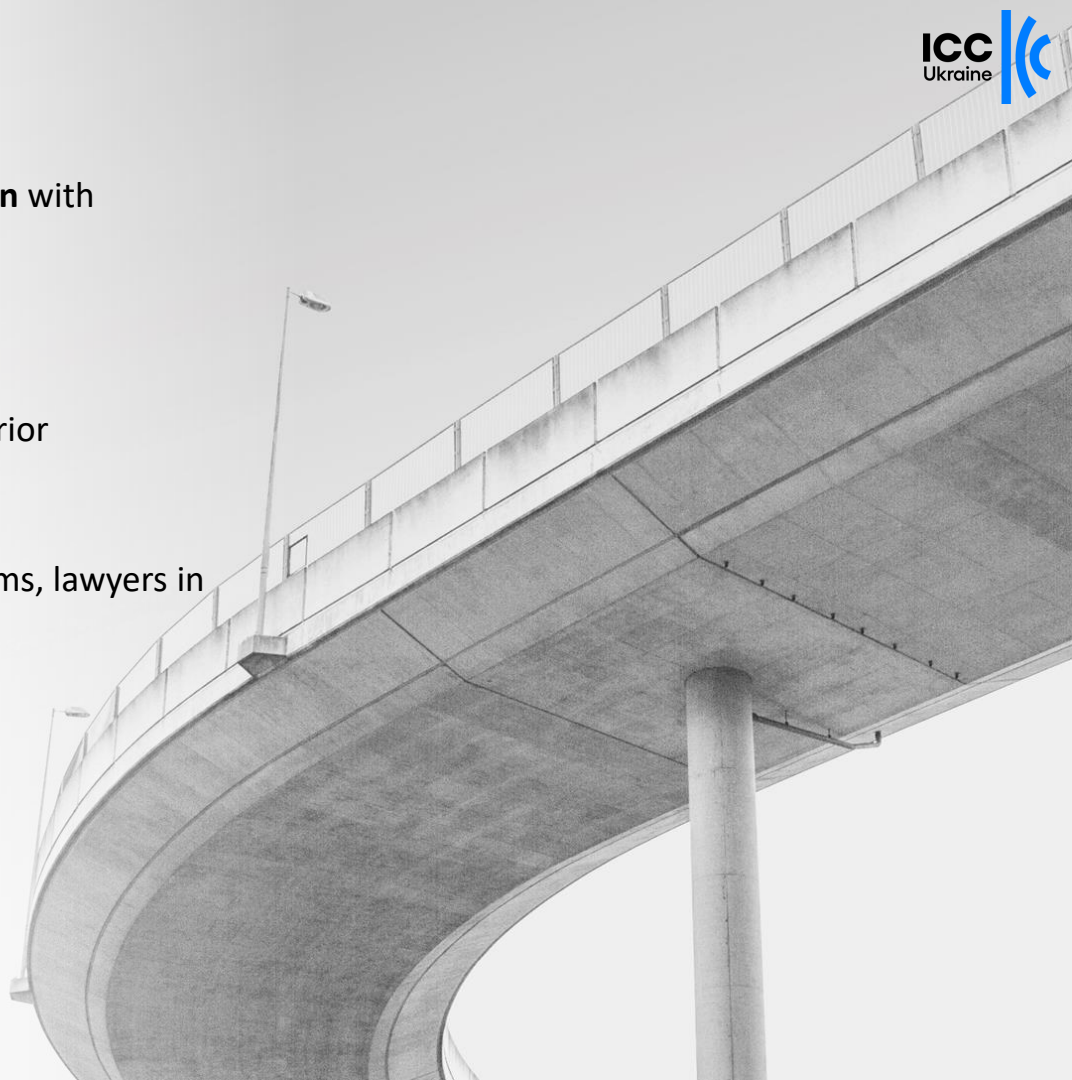
Andrew Wordsworth

Partner at Raedas

Over the course of his career, Andrew has specialized in complex investigations, often working in matters involving international multi-stranded litigation. Andrew is expert in asset tracing and has overseen hundreds of mandates on behalf of state-owned and private banks, governments and corporations, aiding in the recovery of a wide range of assets, including cash, receivables, equity, private yachts and aircraft.

Andrew has led high-profile fraud and corruption investigations in the Middle East, russia and South America and has been engaged in many of the last decade's most prominent disputes connected to russia.

- The seminar will be held in **English** and **Ukrainian** with simultaneous translation.
- A **limited number** of attendees.
- Attendance at the event is **free of charge** with prior registration.
- This event is **closed** to representatives of law firms, lawyers in private practice and consulting companies.



For additional information, please contact:

Olena Boiko *boiko@agalawyers.org*

Maryna Pokhodnia *reception@agalawyers.org*

Contacts:

reception@agalawyers.org

+380 44 237 7933

Kuznetsky Business Center

16/64 Fedorova Street, Kyiv,

03150, Ukraine