The Florida Bar and the International Law Section present  
NAFTA Symposium – Administrative, Litigation & Arbitration Track  

COURSE CLASSIFICATION: INTERMEDIATE  
Friday, June 26, 2015, 2:00 p.m.- 6:30 p.m.  
Course 1978R  

Staff Contact: Angie Froelich (afroelich@flabar.org)

2:00 p.m. – 2:50 p.m.  
**Things to Know if a Deal Goes Wrong in Latin America – Lessons on Choosing the Right Battlefield, Managing Risks and Ethical Considerations**  
Moderator: Eduardo de La Peña  
Panelists: Carlos Loperena, Mexico  
Henry Rodríguez, Central America  
Andres Moreno, Bolivia  
César Coronel, Ecuador

2:50 p.m. – 3:40 p.m.  
**Current Immigration Rules and Practices in USA, Canada and Mexico**  
Moderator: Zel Saccani  
Panelists: Larry Rifkin, USA  
Denis L’Anglais, Canada  
Enrique Arellano Rincón, Mexico

3:40 p.m. – 3:55 p.m.  
**Break**

3:55 p.m. – 4:45 p.m.  
**Execution of A Foreign Judgment in Canada, Florida and Mexico: Practical, Financial and Legal Aspects and Ethical Considerations**  
Arnoldo Lacayo, USA  
Omar Guerrero Rodríguez, Mexico  
Marie-Ève Paré, Canada

4:45 p.m. – 5:35 p.m.  
**Automobile Accidents Involving Non-Residents and Insurance Law – Florida, Canada and Mexico**  
Moderator: Marie Blanchet  
Panelists: Martha Angélica Villalobos Murillo, Mexico  
Charles Laflamme, Canada
5:35 p.m. – 6:30 p.m. **NAFTA, The Arbitration Experience – Procedure for Obtaining an Emergency Arbitrator; Provisional Remedies; Recent Changes in Relevant Arbitration Rules; and Ethical Considerations – USA, Canada, Mexico**

Moderator: Edward Mullins
Panelists: Richard Dewitt, USA
Francisco Rodríguez, USA
Barry Appleton, Canada
Omar Guerrero Rodríguez, Mexico

**SPEAKERS**

**BARRY APPLETON** has practiced exclusively in the area of investment treaty arbitration or related enforcement for more than 20 years. His practice involves agreements such as the NAFTA, the DR-CAFTA, the Energy Charter Treaty and bilateral investment agreements. For more than 15 years, Mr. Appleton has actively supported initiatives to enhance the attractiveness of State of Florida as a place for international arbitration. He is the managing partner of Appleton & Associates International Lawyers in Toronto and Washington D.C. Mr. Appleton is the author of the three-volume set *NAFTA: Legal Text and Interpretative Materials*, (Thomson West, 2007), the treatise *Navigating NAFTA* (Carswell,1994) and many articles involving the adjudication of international investment treaty law issues.

**RICHARD DEWITT** serves as an arbitrator and mediator in domestic and international commercial, business, technology, franchise and employment disputes. He is a Florida Supreme Court Certificated Arbitrator and Florida Supreme Court Certified Circuit Civil Court Mediator. He has served as an arbitrator on over 200 commercial arbitrations including international arbitrations and investor treaty cases. Mr. DeWitt is a member of several neutrals panels including: AAA National Roster of Neutrals serving on its large, complex case panel, its commercial, employment and technology panels and its panel of Mediators; International Centre for Dispute Resolution; CPR Institute; Franchise Arbitration and Mediation Services; and Construction Dispute Resolution Services. Mr. DeWitt’s professional activities include: Fellow - The Chartered Institute of Arbitrators; Fellow - The College of Commercial Arbitrators; Distinguished Fellow - International Academy of Mediators; Member - National Academy of Distinguished Neutrals.
DENIS L’ANGLAIS holds a Bachelor of Law and practices immigration law. He also studied at the Institute of Political Sciences of Paris and has been a member of the Quebec Bar since 1995. As a high level civil servant with the Quebec’s Department of International Relations, he was posted abroad, namely as Delegate of the Quebec Delegation in Argentina from 1999 to 2003. Alternately, he acted as Finance and Administration Director with the Institute for Energy and Environment of Francophone countries (IEPF), then as Commissioner of Immigration of Quebec City. He contributed to the establishment of the Inquiry Commission Bastarache, before joining the Cabinet Me Hugues Langlais. Denis served for nearly 10 years as a member of the Board of Lawyers Without Borders Canada (LWB Canada). He was also coordinator of the revision of the Spanish version of the Quebec Civil Code published by Wilson & Lafleur in 2008, and since then, has led workshops on immigration law at the Bar School of Québec.

ARNOLDO LACAYO focuses his international litigation practice on financial fraud and asset recovery. He has experience litigating complex disputes in both state and federal courts and has represented multi-national corporations, sovereign governments, Receivers, Trustees and other foreign officeholders in matters pending in U.S. Courts. Lacayo also has extensive experience working with the versatile 28 U.S.C. § 1782 statute. Recent published cases in which Lacayo has participated include: Sallah v. Worldwide Clearing, LLC, et al., 2011 WL 5914034 (S.D. Fla. Nov. 28, 2011) (order denying various motions to dismiss fraudulent transfers and unjust enrichment claims by Receiver); In re Application of Dr. Afonso Henrique Alves Braga, 272 F.R.D. 621 (S.D. Fla. 2011) (order denying motion to vacate or amend order granting petition for judicial assistance pursuant to 28. U.S.C. § 1782); Empresa de Telecomunicaciones de Bogota S.A. E.S.P. v. Mercury Telco Group, Inc., 670 F. Supp. 2d 1357 (S.D. Fla. 2009) (order confirming and enforcing a multi-million dollar arbitration award in favor of a Colombian telecommunications company); Mercury Telco Group, Inc., v. Empresa de Telecomunicaciones de Bogota S.A. E.S.P., 670 F. Supp. 2d 1350 (S.D. Fla. 2009) (order dismissing lawsuit against Colombian telecommunications company). In addition to being named a 2009, 2010 and 2011 “Florida Rising Star” by the publication Super Lawyers, Lacayo’s recent speaking engagements include the Forty-Ninth Annual AIJA Congress, An American Expert in Paris: The Expert Witness on Trial (Amsterdam, The Netherlands, August 2011); 2011 Cross-Border Asset Tracing and Recovery Conference, Penetrating Fraudsters’ Ruses and Hiding Spots (London, United Kingdom, June 2011); Second Annual International Association for Asset Recovery Conference, Using Equitable Remedies in Asset Recovery Cases (Las Vegas, Nevada, November 2010); Forty-Eighth Annual AIJA Congress, Fraud and Insolvency in the Financial Crisis (Charleston, South Carolina, August 2010); 2010 Offshore Alert Financial Due Diligence Conference, Pursuing Unique Assets (Miami Beach, Florida, May 2010); and Forty-Seventh Annual AIJA Congress, The Real Legal Weapons: Interim Measures in Civil and Criminal Cases (Budapest, Hungary, August 2009). Lacayo has also contributed to or co-authored various papers and chapters, including the Antigua and Barbuda Chapter in the 2010
Fourth Edition of *Anti-Corruption Regulation*, Co-Author with Edward H. Davis, Jr. and Nicolette M. Doherty and the United States Chapter in *The FraudNet World Compendium on Asset Tracing and Recovery*. Lacayo has earned the Certified Specialist in Asset Recovery (CSAR) certification. His other memberships include the American Bar Association and the Association of Certified Fraud Examiners. Lacayo is also an active member of the Florida Bar's International Law Section where he currently serves as a member of its Executive Council and Co-Chair of the International Litigation and Arbitration Committee. Lacayo is also actively involved with the International Association of Young Lawyers’ (AIJA) Commercial Fraud Commission. As a native Spanish speaker, prior to settling in South Florida, Lacayo lived and studied in Latin America. Lacayo is a *cum laude* graduate of the University of Miami School of Law. As the Articles and Comments Editor for the University of Miami Inter-American Law Review, he authored *Seeking a Balance: International Pharmaceutical Patent Protection, Public Health Crises and The Emerging Threat of Bio-Terrorism*, 33 U. Miami Inter-Am. L. Rev. 295 (2002), for which he received the 2003 Burton Award for Legal Achievement, an award presented annually by the Burton Foundation in association with the Library of Congress. He graduated *magna cum laude* from the University of Notre Dame in South Bend, Indiana, where he double majored in Psychology and History. He also completed a Concentration in Latin American Studies while at Notre Dame. Lacayo is admitted to all Florida state courts, the Eleventh Circuit Court of Appeals and the District Courts for the Southern and Middle Districts of Florida.

**EDUARDO DE LA PEÑA** focuses his practice on international litigation and arbitration. His experience includes the representation of corporate clients and state-owned companies in a variety of business related disputes, including matters involving issues such as minority shareholder rights, disputes over the construction of oil refineries, and other commercial agreements. He has handled major cases involving the recognition, enforcement, and challenge of arbitral awards. Eduardo holds law degrees from Mexico and the United States. He has dealt with complex legal scenarios while working in Mexico in leading international law firms as trial advocate, administrative secretary of arbitral tribunals, and as counsel in international arbitration disputes involving the application of the rules of the International Chamber of Commerce, the International Center for Dispute Resolution, the Arbitration Center of Mexico, the Mexico City National Chamber of Commerce, the Model Law on International Arbitration of the United Nations Commission on International Trade Law, and the United Nations Convention on the Recognition and Enforcement of Foreign Arbitral Awards. As a native Spanish speaker, and with broad experience in legal issues in Latin America, Eduardo often coordinates with and oversees the work of local counsel in foreign jurisdictions. As a Claude M. Olds Scholarship recipient, bestowed to outstanding Latin candidates, Eduardo graduated with honors from the University of Miami School of Law, where he received the CALI Excellence for the Future Award for Excellent Academic Achievement for his scholarly paper, “The Distinctive Features of the Implementation of the Model Law on International Commercial Arbitration in Germany” (2008). During law school, he served as assistant coach to the University of Miami Willem C. Vis International Arbitration Moot Team and was a member of the International Law Society. Eduardo obtained his first J.D. from the Escuela Libre de Derecho in Mexico. In 2001, he obtained a commercial arbitration diploma from the Instituto Tecnológico Autónomo
de México in Mexico City. He serves on the inaugural board for the Alumni Association of the International LLMs of the University of Miami. Eduardo is admitted to practice before all Florida state courts and is a member of the American Bar Association. He is also licensed to practice throughout Mexico and is a member of the Mexican Bar Association.

ED MULLINS has worked extensively in litigation and arbitration in his 21 years of practice. He was awarded “Lawyer of the Year” for Best Lawyers for International Arbitration for Florida in 2014. He is former co-chair of the Alternative Dispute Resolution Committee of the Section of Litigation of the American Bar Association (ABA) and is the current International Litigation Chair of the Section. He is a past chair of The Florida Bar International Law Section and is a frequent speaker at The Bar’s International Arbitration and Litigation Conference as well as a speaker on arbitration topics for the ABA. He was part of the group of ABA leaders that proposed changes in favor of international arbitration to pending federal arbitration legislation. He is currently on the panel of commercial arbitrators for the American Arbitration Association. He is listed in Best Lawyers in America in International Arbitration, Florida Super Lawyers and Florida Trend’s “Legal Elite” in the international categories. Ed is part of a task force of ABA leaders who have sought to ensure that reforms for domestic arbitration, including the proposed Arbitration Fairness Act, do not interfere with international arbitration. He also was instrumental in ensuring that Florida Bar regulations of arbitration counsel did not apply to international arbitrations.

MARTHA ANGÉLICA VILLALOBOS MURILLO received her law degree, summa cum laude, from Instituto Tecnológico y de Estudios Superiores de Monterrey, in 1997. In 2008, with her dissertation “Analysis and Diagnosis of Knowledge Management and its Impact on Strategy: Case Study of a Mexican Law Firm,” she was awarded the degree of Master of Business Administration by Nottingham Trent University, in Nottingham, England. Since July 2009, she has been a partner of the law firm Cereceres & Villalobos Abogados, S.C. Prior to that she was a member of the law firm Baker & McKenzie Abogados, S.C. in their Real Estate, Infrastructure and Mining Practice Group. Martha has experience in corporate law, in mergers and acquisitions, incorporation and liquidation of companies, corporate housekeeping, corporate due diligence, public bids, governmental permitting and investment incentives, design and negotiation of contracts, including services agreements, manufacturing, distribution, supply and confidentiality agreements. In addition, she has knowledge and experience in environmental, labor, litigation and foreign trade. In the real estate area, she has more than 12 years of experience in property development, construction, national waters and agrarian matters, as well as public contracts and utilities. She has wide experience providing legal advice to multi-national organizations and has participated in many multi-jurisdictional transactions in the corporate and real estate areas, including the development and coordination of due diligence and title search, planning and development of industrial and commercial projects and subdivisions, zoning matters, title insurance, contracting and development of utilities and infrastructure, acquisition of property between private entities and with the public sector, national and international public and private bids, governmental permitting and incentives to real estate investment, design and
negotiation of contracts, including leases, lease built to suit transactions, construction contracts, purchase and sales of real estate property, usufruct contracts, sale leaseback, financing of real estate projects, purchase options, rights of first refusal and preparatory agreements on real estate, real estate trusts, and purchase and sale of real estate portfolios. In the mining industry, she has experience in the design and negotiation of exploration and exploitation contracts, mining concessions and compliance with obligations derived from mining concessions, assignment and renewal of mining concessions, design and negotiation of contracts for the access to superficial land whether private, agrarian or communal, construction contracts for the development of mining infrastructure and services agreements with suppliers of the mining industry.

MARIE-ÈVE PARÉ is a Canadian attorney who practices in the areas of civil law, insurance law, administrative and business law with La Financière agricole du Québec. She has been actively involved in the legal community and with the Quebec Bar Association as a member of different committees. Me Paré is a past President and Chairperson of the Young Bar Association of Quebec City (2011-2012) and is currently a member of the Comité sur les relations extérieures. As such, she participates in events and supports the development of international relations, especially with The International Law Section of Florida Bar.

LARRY S. RIFKIN is a Co-Chair of the DHS, Labor and State Department Liaison Committee for The Florida Bar’s International Law Section. This committee serves as the liaison for The Florida Bar on matters of immigration law with the Department of Homeland Security, the U.S. Department of Labor, and the U.S. Department of State. Mr. Rifkin is a member of the Executive Board and is a past president of the American Immigration Lawyers Association (AILA), South Florida Chapter. He is a permanent member of the Executive Council of the International Law Section, and a past chair of the International Law Section of The Florida Bar. Mr. Rifkin was also an inaugural member of The Florida Bar Immigration and Nationality Law Certification Committee. Mr. Rifkin has published numerous articles on immigration and nationality law in The International Law Quarterly and The Florida Bar Journal and in the American University Law Review. Mr. Rifkin has testified as an expert in immigration and nationality law in both federal and state court, and he was counsel in the Matter of Vazquez (AAO July 31, 2007) which established the legal precedent in defining who qualifies as a Cuban national. This decision has had major implications for individuals of Cuban heritage, who were born outside of Cuba and who seek to immigrate to the United States. Mr. Rifkin is the managing partner of the law firm of Rifkin & Fox-Isicoff, P.A. Mr. Rifkin, individually, and the firm have received the highest rating from Martindale-Hubbell – “AV” with regard to legal competence and ethics. Mr. Rifkin is listed in Law & Leading Attorneys as a “Leading Florida Attorney” and The Bar Register of Preeminent Lawyers. He is listed in the South Florida Legal Guide as one of South Florida’s top lawyers. Mr. Rifkin was selected as a “Florida Super Lawyer” and is listed in the corporate immigration chapter of Who’s Who Legal published by the International Bar
Association, headquartered in London, UK. Mr. Rifkin is also listed as a leading lawyer in immigration law by Chambers USA which ranks the leading firms and lawyers in practice areas throughout America.

**ENRIQUE ARELLANO RINCON** is the founder and senior partner of Enrique Arellano Rincon Abogados, S.C., specializing in Mexican corporate immigration law since 1976. The firm is committed to delivering high-quality, professional immigration services to a wide variety of multinational companies. The main offices are located in Mexico City, with regional offices in Monterrey, Guadalajara and Saltillo. Enrique is a native of Mexico City and is a graduate of the Universidad Nacional Autonoma de Mexico (UNAM) Law School, where he presently serves as the immigration specialist on the University’s Board of Regent’s Legal Committee. He is a member of the following associations: Barra Nacional de Abogados, A.C. (National Bar Association of México); Ilustre y Nacional Colegio de Abogados, A.C. (National College of Lawyers); Asociación Nacional de Abogados de Migración, A.C. (National Association of Immigration Lawyers of Mexico); Director of the Immigration Studies Committee for the Universidad Nacional Autónoma de México; International Bar Association (IBA), Chair, Immigration & Naturalization Committee; American Immigration Lawyers Association (AILA); Alliance of Business Immigration Lawyers (ABIL); and VisaLaw International. Enrique lectures frequently at national and international immigration conferences. He has published various articles related to Mexican immigration issues, and he was the sole contributor to the Mexico chapter of the *Global Business Immigration Handbook*, 2007. He served as a member of the Immigration Commission for the National Development Plan during Mexican President Ernesto Zedillo Ponce de Leon’s term. Enrique is an immigration consultant for over 150 multinational corporations.

**FRANCISCO RODRIGUEZ** is a partner of Akerman LLP in the Litigation Practice Group and focuses his practice on cross-border disputes and international arbitration and litigation. Francisco has represented parties in matters involving complex civil and common law issues before international arbitration panels and U.S. courts. His experience includes the bi-lingual representation of U.S. and Latin American multinationals in international arbitrations in both English and Spanish. His practice has included representation of Thrombotargets Europe, SL (Barcelona, Spain) in an ICDR arbitration, 2013; a foreign affiliate of a Fortune 100 defense contractor in an ICC arbitration venue in Madrid, Spain, against an agency of a sovereign state with respect to a contract for the repair of two submarines; Codisa Software Corp. in an arbitration administered by the ICDR regarding the sale of software; a CEO of software company in bench trial of SEC enforcement action; an appellant in appeal to the Eleventh Circuit Court of Appeals; and one of the largest Spanish television networks in a dispute with competitor over rights to broadcast popular sport events in the United States. Francisco has been listed in following publications: *The Best Lawyers in America 2015*, Florida, for International Arbitration – Commercial; *South Florida Legal Guide* “Up & Comers”

**OMAR GUERRERO RODRIGUEZ** focuses his practice on litigation, primarily commercial, reorganization and bankruptcy, and administrative, as well as commercial arbitration and economic competition and antitrust law. He began his professional career as Court Clerk for the Fifth Criminal Court of Appeals of the Supreme Court of Justice of the State of Guanajuato from 1988 to 1989. He then practiced civil and commercial law with a firm until 1991. In 1993, he joined Barrera, Siqueiros y Torres Landa (now Hogan Lovells BSTL) as an associate. He has been a partner since 2000.

**ZEL SACCANI** is a licensed Florida and D.C. attorney and certified court interpreter in Texas and Florida with over 14 years of experience in the language services field. He has worked with law firms, banks, multinational companies, importers and exporters, mortgage companies, real estate agents and individuals, among others.

**CLE CREDIT**

General: 5.0 hours
Ethics: 2.0 hours

**CERTIFICATION**

International Law: 5.0 hours