

Making national security acquisitions in the United States

Please complete the details below and return by post as soon as possible to secure your place at this briefing. Please note that numbers are limited.

Name:
Title:
Company / firm:
Email address:
Please choose from one of the options listed below:
<input type="checkbox"/> Yes, I would like to attend
<input type="checkbox"/> Unfortunately I cannot attend but my colleague can. His/her details are:
Name:
Title:
Company / firm:
Email address:
<input type="checkbox"/> Unfortunately I cannot attend but I would like to know more about this topic. Please contact me in the future.
<input type="checkbox"/> Unfortunately I cannot attend and am not really interested in this topic.

crowell **moring**

Agenda

8.30 **Arrival and Coffee**

8.45 **Welcomes and Introduction**

9.00 **Political regulation of foreign investment in United States national security assets including treatment of critical infrastructure:**

- Legal regulation of foreign investment in U.S. national security assets
- The effects of U.S. technology transfer export controls on foreign ownership of U.S. corporate assets
- Current executive branch, congressional and public attitudes toward foreign acquisition of interests in national security assets

Assessing and overcoming national security obstacles to a prospective investment in the U.S.

Identifying and assessing the potential national security obstacles

Proactive measures to address the obstacles and navigate the regulatory and political terrain

10.30 **Informal discussion and finish**

The event will be held under the Chatham House Rule and will take place at The Law Society in central London. Further details will be provided to attendees closer to the event. Other information can be found at www.crowell.com/cfius_event

Attendance

If you or a colleague would like to attend this seminar then please contact **Chlöe Webb** at Crowell & Moring in London. Chlöe can be contacted on **020 7413 0011** or by email: cwebb@crowell.com or by fax on **020 7413 0333**. When replying this way, please let us have your email address so that we can keep you informed about details for the seminar.

Alternatively, please complete the reply card opposite and return by post or fax.

We will send out confirmation of attendance and any pre-reading to you by email approximately one week prior to the seminar taking place.

crowell moring

Making national security acquisitions in the United States

Seminar for companies investing in or acquiring sensitive strategic assets



8.30am to 11.00am

21 June 2007

The Law Society, London

By invitation only

CPD Accreditation applied for

Acquiring sensitive strategic assets in the United States

National security concerns are becoming more significant issues for foreign investors in U.S. companies.

Deals such as Lenovo/IBM, Alcatel/Lucent and Dubai Ports World may be the tip of a growing iceberg. The U.S. Treasury's Committee on Foreign Investment in the United States (CFIUS) is more actively examining foreign investment in national security assets, and the U.S. Congress is debating legislation to formalise and expand the CFIUS foreign investment review process.

This seminar is for prospective investors in U.S. companies and their advisers. It will examine the legal and political issues presented by foreign investment in U.S. companies with perceived national security assets and the current regulatory climate in the U.S. for such investment.

The seminar will be led by specialists from Crowell & Moring's government and regulatory practices and features a structured walk-through of the U.S. national security due diligence that would be carried out on a hypothetical prospective foreign investment, and examine the procedures that foreign investors would need to follow if they are to navigate the waters of the CFIUS, political and public relations issues presented by a proposed investment.

Speakers

The seminar will be led by U.S. government regulatory and dispute lawyers from the law firm Crowell & Moring's Washington, D.C. office.

With more than 350 lawyers operating in Washington, New York, California, London, and Brussels, Crowell & Moring is one of the world's leaders in managing the regulatory issues surrounding the acquisition of strategically sensitive assets in the U.S. Partners of the firm include the former White House Counsel to President Clinton, the more recent former General Counsel of the Environmental Protection Agency under President Bush, and dozens of former federal prosecutors of the U.S. Department of Justice.

Barry E. Cohen Partner



Barry has more than 25 years experience in the regulation of trade by the United States, foreign governments and international organizations.

He represents U.S. domestic industries and importers on matters arising under U.S. customs laws, including valuation, classification, audit, and enforcement matters. He also counsels clients on export controls, trade remedy (e.g., antidumping and countervailing duty) laws, and the Foreign Corrupt Practices Act.

His practice includes counseling, business planning, and representation in government agency and judicial proceedings. Barry regularly litigates trade cases before the U.S. Court of International Trade. Prior to joining Crowell & Moring, Barry worked for the U.S. Department of Defense, where he advised Defense agencies on export control and international law matters.

Alan W. H. Gourley Partner



Alan has extensive experience with all aspects of international contracts, both government and commercial.

He counsels and defends clients with respect to compliance with U.S. export controls and sanctions regulations, the Buy American Act, Berry Amendment and Trade Agreements Act requirements, the Foreign Corrupt Practices Act, the Foreign Military Financing program, Foreign Military Sales, US AID grants and procurements, World Bank procurements and other laws and regulations applicable to international transactions.

He also counsels clients concerning U.S. laws and regulations applicable to foreign investment and ownership in the United States, such as Exon-Florio and the National Industrial Security Program. He has litigated numerous contract cases against the United States and arbitrated cases against foreign governments and international organizations.

Chlöe Webb
Crowell & Moring
11 Pilgrim Street
London
EC4V 6RN