



INTERNATIONAL EXCHANGE PROGRAM 2017 COURSE CATALOGUE

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FOR LAWYERS
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ACADEMIC CALENDAR

August 8 - 15	Course Registration* (online)
September 4 - 6	Orientation Program (mandatory)
September 7	Session I Law and German Courses Begin
September 29	Bucerius Academic Ceremony
October 3	German Reunification Day (national holiday – no lectures)
October 20	Session I Lectures End
October 23 – 27	Session I Exam Week**
October 28 – 30	Study Trip to Berlin and Potsdam (optional)
November 6	Session II Courses Begin
December 15	Session II Lectures End
December 18 - 21	Session II Exam Week**
December 21	Farewell Ceremony

* It will be possible to add (if space is available!) or drop courses to/from your schedule once the program has started.

**Please note that all exchange students must be physically present in Hamburg for their exams. Exams cannot be rescheduled for individual students. Although most exams will take place during the exam weeks, some may take place during the sessions.

COURSE LIST

SESSION I: September 7– October 20, 2017

COURSE NAME	CREDITS	PROFESSOR / LECTURER	HOME INSTITUTION
Business Policy and Leadership	1 ABA / 2 ECTS	Prof. Dr. Wolfgang Weiss	Allen & Overy LLP, Germany
Comparative Law Methodology	1 ABA / 2 ECTS	Prof. Dr. Katharina Boele-Woelki	Bucerius Law School
Essential Themes and Trends in Comparative Corporate Law	2 ABA / 4 ECTS	Dr. Carsten Jungmann Dr. Alma Pekmezovic Prof. Dr. Karsten Schmidt	BIRKENSTOCK Group, Neustadt/Wied and Bucerius Law School
Global Trends in Intellectual Property and Digital Media Law*	1 ABA / 2 ECTS	Prof. Dr. Dana Beldiman	Squire Patton Boggs, USA & Bucerius Law School
International Conflict of Laws	2 ABA / 4 ECTS	Prof. Dr. Peter Hay	Emory Law School, USA
Introduction to German Law <i>(mandatory for all exchange students)</i>	2 ABA / 4 ECTS	Dr. Christian Becker Dr. Christian Bochmann Dr. Anika Klafki	Bucerius Law School
Introduction to International and Comparative Intellectual Property Law	1 ABA / 2 ECTS	Prof. Dr. Dana Beldiman	Squire Patton Boggs, USA & Bucerius Law School
Negotiation**	1 ABA / 2 ECTS	Michael Friedman	Max Planck Institute for Comparative and International Private Law, Hamburg
Transactional Drafting for Non-Native English Speakers	1 ABA / 2 ECTS	Lana Spangenberg	Bucerius Law School
Transactional Drafting for Native English Speakers	1 ABA / 2 ECTS	Emma Ziercke	Bucerius Center on the Legal Profession
Trusts in Comparative Perspective	1 ABA / 2 ECTS	Martin Sychold	Swiss Institute of Comparative Law

Please note:

*This course will be offered jointly for exchange students and German LL.B. students.

**This course will be offered twice. However, the content of both sections will be the same.

SESSION II: November 6 – December 15, 2017

COURSE NAME	CREDITS	PROFESSOR / LECTURER	HOME INSTITUTION
Business Mediation and Conflict Resolution	2 ABA / 4 ECTS	Prof. Dr. Lars Kirchhoff Dr. Felix Wendenburg	TGKS Law Firm, Berlin and European University Viadrina, Frankfurt
Business Skills: Introduction to Accounting and Finance	1 ABA / 2 ECTS	Prof. Dr. Matthias Meyer	Hamburg University of Technology
Comparative Environmental Law	1 ABA / 2 ECTS	Prof. Colin Crawford	Tulane University Law School, USA
Comparative Law of Agency	1 ABA / 2 ECTS	Prof. TAN Cheng Han	National University of Singapore
Corporate Governance	2 ABA / 4 ECTS	Dr. Carsten Jungmann	BIRKENSTOCK Group, Neustadt/Wied and Bucerius Law School
International and Comparative Competition Law	2 ABA / 4 ECTS	Dr. André Fiebig	Quarles & Brady LLP & Northwestern University School of Law, USA
International Commercial Agreements in Practice	1 ABA / 2 ECTS	Prof. Avv. Marco Torsello	University of Verona School of Law, Italy & ArbLit
International Commercial Arbitration	2 ABA / 4 ECTS	Prof. Dr. Stefan Kröll	Bucerius Law School
Introduction to EU Law	1 ABA / 2 ECTS	Prof. Dr. Jörn Axel Kämmerer Prof. Dr. Mehrdad Payandeh	Bucerius Law School
Licensing Agreements in Intellectual Property Law*	1 ABA / 2 ECTS	Christian Stoll Dr. Christian Tinnefeld Dr. Eva Vonnau	Hogan Lovells LLP, Hamburg
Practical Aspects of Mergers & Acquisitions	2 ABA / 4 ECTS	Dr. Nils Krause	DLA Piper, Hamburg

Please note:

* This course will be offered jointly for exchange students and German LL.B. students.

** This course will be offered twice. However, the content of both courses will be the same.

BOTH SESSIONS: September 7 – December 15, 2017

COURSE NAME	CREDITS	PROFESSOR / LECTURER	HOME INSTITUTION
Energy Law <i>Law of the Energiewende, the Energy Transition</i>	2 ABA / 4 ECTS	Dr. Kai Uwe Pritzsche	Linklaters LLP, Berlin
European Capital Markets Law	2 ABA / 4 ECTS	Dr. Alma Pekmezovic Dr. Fabian Walla	Bucerius Law School NORD/LB, Hannover
Law Firms of Tomorrow	1 ABA / 2 ECTS	Markus Hartung Emma Ziercke	Bucerius Center on the Legal Profession

Please note:

These courses will begin in Session I and continue into Session II with final assignments due/final exams being held in Session II.

CERTIFICATE IN MANAGEMENT AND LEADERSHIP FOR LAWYERS

Since 2013, exchange students can opt to enroll in a module of specialized courses intertwining law, economics and management to earn a **Certificate in Management and Leadership for Lawyers** from the Bucerius Center on the Legal Profession.

The Bucerius Center on the Legal Profession (www.bucerius-clp.de) was founded in 2010 and provides know-how on the successful management of law firms and legal departments. It analyzes, researches and teaches practical aspects of professional management and leadership as well as developments in the legal services market.

BUCERIUS CERTIFICATE IN MANAGEMENT AND LEADERSHIP FOR LAWYERS 2017

The following courses will be offered in fall 2017:

1. Business Mediation and Conflict Resolution
by Prof. Dr. Lars Kirchhoff & Dr. Felix Wendenburg (2 ABA / 4 ECTS)
2. Business Policy and Leadership
by Prof. Dr. Wolfgang Weiss (1 ABA / 2 ECTS)
3. Business Skills: Introduction to Accounting and Finance
by Prof. Dr. Matthias Meyer (1 ABA / 2 ECTS)
4. Law Firms of Tomorrow
by Markus Hartung & Emma Ziercke (1 ABA / 2 ECTS)
5. Negotiation
by Michael Friedman (1 ABA / 2 ECTS)
6. Transactional Drafting
Lana Spangenberg / Emma Ziercke (1 ABA / 2 ECTS)

The maximum number of participants in certificate courses is strictly limited to ensure the interactive nature of class meetings. In some courses, the selection of students will be conducted by the lecturer to ensure diversity and representation by a range of nationalities.

Students are welcome to follow as many certificate courses as they wish. However, to earn the **Certificate in Management and Leadership for Lawyers**, students must successfully complete a course load of at least 3 ABA/6 ECTS and receive a grade of B or higher in all certificate courses that are followed.

Upon successful completion of the above-listed requirements, students will receive a detailed certificate listing the courses taken and grades earned in each course.

COURSE DESCRIPTIONS

COURSES SESSION I: September 7 – October 20, 2017

BUSINESS POLICY AND LEADERSHIP

PROF. DR. WOLFGANG WEISS

Participants: max. 24
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

This course introduces participants to concepts surrounding the management of law firms and compares them with the management of other business models, especially corporations. As archetypes, the (large) corporation, the German "Mittelstand"-company (small- and medium-sized enterprises) and the partnership model will be discussed. With the help of Harvard case studies, participants will explore strengths and weaknesses of the different models. In the second part of the course, the theory and daily commercial management of law firms, including financial and risk aspects, will be discussed and exercised.

COMPARATIVE LAW METHODOLOGY

PROF. DR. KATHARINA BOELE-WOELKI

Participants: max. 50
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

Ever wondered how other legal systems solve particular legal problems? Ever considered whether one can usefully compare national systems? Ever wondered whether solutions abroad could be of use in your jurisdiction? Ever considered how to undertake a comparative legal study? If these questions interest you, then this is the course for you!

Over the course of six weeks, lectures will deal with various methodological aspects of comparative law. Emphasis will be put on private law issues. Instructions will be provided as to how a comparative legal study is to be carried out. In addition, comparative legal studies will be critically analyzed and compared. Moreover, it will be examined how governmental, European and international organizations, including the courts, use comparative law to support their arguments. At the end, the aims and objectives of comparative legal studies will be revisited.

ESSENTIAL THEMES AND TOPICS IN COMPARATIVE CORPORATE LAW

DR. CARSTEN JUNGSMANN, DR. ALMA PEKMEZOVIC, PROF. DR. KARSTEN SCHMIDT

Participants: max. 50
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

The lecture on corporate law consists of two parts. The first is on German corporate and partnership law and its European implications; the second pursues a comparative approach and introduces corporate law from a U.S. point of view. Students are introduced to the legal and practical concepts of corporations and partnerships. At the end of the course, they will be able to distinguish between the available business forms and to judge their specific advantages depending on the needs of a particular business as well as on risks for shareholders and creditors dealing with the company.

The main focus of the course is on marketable share corporations and on close corporations (which have a huge economic importance in Germany). The course analyzes the concept of limited liability and contrasts it with liability rules in partnerships. With regard to incorporated entities, a special emphasis is also placed on the central problems of business organization and control, corporate finance and the directors' duty of care.

GLOBAL TRENDS IN INTELLECTUAL PROPERTY AND DIGITAL MEDIA LAW **PROF. DR. DANA BELDIMAN**

Participants: max. 30; course will be offered jointly for exchange and German LL.B. students
Level / Pre-requisites: Advanced / "Introduction to Comparative Intellectual Property Law" or a course on patent, trademark, copyright or equivalent at your home law school
Attendance: Bucerius attendance policy applies

The course examines some of the most important emerging developments in the fields of intellectual property and online law. Law and policy concerns are discussed at the national and international level. Specific topics include the most recent international developments in patent law, copyright, trademark and industrial design law.

INTERNATIONAL CONFLICT OF LAWS **PROF. DR. PETER HAY**

Participants: max. 50
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

Conflicts Law (private international law) deals with cases that are connected to different states, for instance, because the parties are from different countries or because the case involves a cross-border problem (such as an international sales contract, publication of defamatory items by newspapers in different states, an inheritance case that involves property of the decedent in different countries).

In this course, we will explore three principal topics of international litigation: when do courts have jurisdiction over foreign defendants, what law (its own or another country's) will the court apply, and how does one get a foreign judgment recognized and enforced in another jurisdiction? We will look at these problems from a comparative perspective, with particular reference to European Union (EU) law, American law and some examples from other countries.

INTRODUCTION TO GERMAN LAW

DR. CHRISTIAN BECKER, DR. CHRISTIAN BOCHMAN, DR. ANIKA KLAFKI

Participants:	mandatory course for all exchange students
Level / Pre-requisites:	Basic / none
Attendance:	no attendance required

This survey lecture is designed to give a general overview on the major aspects of German law. It opens with observations regarding the German legal system and its position in the European Union, legal education and the role of the different legal professions in Germany. The following sessions provide students with general overview of German Public, Private and Criminal Law.

German Public Law:

This course is intended to make the participants familiar with basic notions, concepts and principles of German Constitutional as well as Administrative Law. This will include insights into the history of the modern German constitutional state as well as some leading decisions of the Federal Constitutional Court. Where suitable a comparative perspective will be taken.

German Criminal Law:

At first, the course will explore the basic foundations of German Criminal Law. This includes basic legal principles such as the principle of legality or the principle of culpability. Having laid out this general carpet, an overview of the most important doctrinal concepts will be explained. We will use this knowledge afterwards to review a very famous criminal case, the sea cannibalism case of Dudley & Stephens, under German Criminal Law. The course will end with a short overview of how criminal proceedings work in Germany.

German Private Law:

The survey of German private law will start with a closer view on the relationship between procedural and substantive law in Germany. It will then focus on some German peculiarities in contract and tort law and finally give an overview on German company law within the European context.

INTRODUCTION TO INTERNATIONAL AND COMPARATIVE INTELLECTUAL PROPERTY LAW

PROF. DR. DANA BELDIMAN

Participants:	max. 50
Level / Pre-requisites:	Basic / none
Attendance:	Bucerius attendance policy applies

The course introduces students to the main forms of intellectual property protection laws—patent, copyright, trademark, industrial design, geographical indications, their economic justifications, requirements for protection and scope of protection. The topics are approached from a comparative perspective, highlighting, as relevant, aspects of IP laws from the EU and the US, as well as from some emerging countries.

A further focus of the course is the interaction of national norms with the international intellectual property system. Elements of TRIPS, the Berne and Paris Conventions, the Patent

Cooperation Treaty and the Madrid System are discussed in the context of current developments in international intellectual property and of securing IP rights internationally.

NEGOTIATION
MICHAEL FRIEDMAN

Participants: max. 22
Level / Pre-requisites: Basic / none
Attendance: Full attendance required (i.e. 100%)

This will be offered twice. The content of both sections will be the same.

The Negotiation course offered as a part of the Bucerius International Exchange Program is a workshop-style course (comprising three four-hour sessions) that is centered on the input and participation of its twenty-two enrollees.

Students will be evaluated on the basis of an essay question (take-home) that will be assigned prior to the conclusion of the course. The essay question will consider topics covered in class as well as those addressed in the Course Reader assigned in connection with the class. Consistent with ECTS guidelines, the word count of the essay will be set at a maximum of 2,500 words. In connection with the individual simulations, students can expect to receive brief (ungraded) preparatory tasks to be completed outside of class.

All lecture slides will be made available to the students via the Exchange Program's online platform. Commercial simulations will be purchased by the program and provided to the students at no additional cost.

Attendance at each of the three sessions is mandatory.

TRANSACTIONAL DRAFTING
LANA SPANGENBERG (NON-NATIVE ENGLISH SPEAKERS)
EMMA ZIERCKE (NATIVE ENGLISH SPEAKERS)

Participants: max. 24 in each section
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

This subject will be treated over the course of six class meetings, each consisting of two one-hour components.

In each class, the first hour will begin with an introductory lecture examining common themes and problems in transactional writing and end with a written exercise.

The second hour will be devoted to a commercial transaction in which students will draft, negotiate, review/redraft and finalize contractual provisions.

Active class participation is encouraged and attendance is required.

TRUSTS IN COMPARATIVE PERSPECTIVE
PROF. MARTIN SYCHOLD

Participants: max. 50
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

The principal aim of the course is to permit all participants to grasp the elements and mechanisms of the trust.

The fundamental legal framework of the trust was originally developed in England as an instrument of succession planning. It was subsequently introduced into British colonies around the world, which currently represent a very large part of the global population and economy.

In modern legal practice, trusts are employed for a wide range of purposes. It is important for all lawyers to understand the fundamental legal concepts involved and have an overview of the legal practice.

A secondary aim of the course is to analyze the trust from a comparative point of view. An understanding of functionally similar institutions in legal traditions other than the common law can provide a clearer understanding of trusts and of the legal and political issues they raise.

COURSES SESSION II: November 6 – December 15, 2017

BUSINESS MEDIATION AND CONFLICT RESOLUTION
PROF. DR. LARS KIRCHHOFF AND DR. FELIX WENDENBURG

Participants: max. 22
Level / Pre-requisites: Basic / none
Attendance: Full attendance required (i.e. 100%)

This course aims to teach both the practical skills and theoretical background of professional conflict management and resolution with a focus on the interest-based method of mediation.

Several areas of business conflict management will be introduced, including the management of workplace conflicts, choice of procedure in inter-business conflicts and the interplay between mediation and arbitration.

The main subject during the first class will be conflict and communication analysis, followed by the techniques and methods of conflict management.

Students will learn to deal with conflicts systematically and constructively by means of several role-plays and simulations, which will be individually analyzed. Class preparation will include reading articles and book excerpts.

BUSINESS SKILLS: INTRODUCTION TO ACCOUNTING AND FINANCE

PROF. DR. MATTHIAS MEYER

Participants: max. 30
Level / Pre-requisites: Basic / none
Attendance: Full attendance required (i.e. 100%)

Accounting and Finance are often described as the “language of business”. The course will introduce students to some of the fundamentals of accounting and finance. This includes financial accounting (e.g., balance sheets, income statements), financial statement analysis (key earnings and balance sheet ratios), basic methods for evaluating investments (e.g., net present value calculation, internal rate of return) and forms of financing (e.g., equity and debt financing, leverage effect).

COMPARATIVE ENVIRONMENTAL LAW

PROF. COLIN CRAWFORD

Participants: max. 50
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

The world is now more concerned than ever about the environmental effects of human activities. Legal systems have responded to these concerns with a dramatic increase in the number and intensity of rules that aim at regulating the physical and built environment. Many of these environmental legal norms, however, are criticized for their cost and so impeding competitiveness, especially in global markets. In view of this tension, this course has three objectives:

First, it will describe the basics of both international trade law (focusing on World Trade Organization rules) and international environmental law (focusing on climate change regulatory institutions), describing their origins, current functions and conflicts in their aspirations and operations.

Second, the course will examine different approaches to regulation of some of the principal objects of environmental regulation, namely air, water, wastewater and storm water, and wastes.

Third, the course consistently will ask students to evaluate the success of different environmental regulatory approaches in light of different theoretical frameworks, such as law and economics, ecological economics, and social-environmental justice analysis.

The comparative feature will use examples from the European Union, Japan, South America (principally Brazil and Colombia) and the United States. In addition, the comparative work will constantly reference the international framework for regulating these environmental aspects, where one exists and seek to highlight the tension between global and national and/or regional regulatory goals.

COMPARATIVE LAW OF AGENCY

PROF. TAN CHENG-HAN

Participants: max. 50
Level / Pre-requisites: Intermediate / Prior coursework in contract law
Attendance: Bucerius attendance policy applies

The law of agency allows a person known as the agent to act on behalf of another known as the principal so as to affect the principal's legal position vis-à-vis third parties. Agency law is one of the bedrocks of commercial law as sophisticated business organizations are dependent on it. It is therefore recognized by different legal traditions. This course will explore the fundamentals of the law of agency from a comparative perspective, drawing principally from the common law, with reference to civil law and mixed systems.

CORPORATE GOVERNANCE DR. CARSTEN JUNGSMANN

Participants: max. 36
Level / Pre-requisites: Advanced / "Essential Themes and Trends in Comparative Corporate Law" or an equivalent course at your home law school
Attendance: Full attendance required (i.e. 100%)

Corporate governance has become a research discipline of its own with a strong emphasis on interdisciplinary elements. This course familiarizes students with the various theories on corporate governance and with the legal (and non-legal) rules forming the basis for corporate governance questions in (listed) stock corporations (especially the so-called Corporate Governance Codes).

In addition, the course analyzes the (executive) directors' fiduciary duties as well as the tasks and rights of those who have control over the management and thus play a vital role in the corporate governance structure (shareholders, non-executive directors/members of the supervisory board, and auditors).

As the course takes a comparative approach, recent trends on the European level, as well as in the US and in the UK, will be taken into account. Case studies form an integral part of this course. Accordingly, all students must be willing to take part in group work and participate actively in group presentations.

INTERNATIONAL AND COMPARATIVE COMPETITION LAW DR. ANDRE FIEBIG

Participants: max. 50
Level / Pre-requisites: Intermediate
Attendance: Bucerius attendance policy applies

The number of countries which have adopted competition laws has increased dramatically in the last several decades. The reasons why increasingly more countries have adopted competition laws vary significantly. Commensurate with the explosion of the number of competition law regimes has been the globalization of business activity. The significance of

national borders as barriers to business activity has decreased dramatically. Moreover, the jurisdictional reach of competition law is based on the effects of the business conduct and not on the location of the actors. This means that domestic law can be applied extraterritorially. These developments—extraterritorial jurisdiction, globalization and the increase in the number of competition law regimes—has led to conflict, increased compliance costs and the need for solutions including a more in-depth understanding of foreign competition laws. An understanding of multiple competition law regimes is not just an academic curiosity, but it is a business necessity. This survey course is designed to explore the themes raised in the literature and in the practice related to the application of national competition law in an international context.

INTERNATIONAL COMMERCIAL AGREEMENTS IN PRACTICE **PROF. AVV. MARCO TORSELLO**

Participants: max. 50
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

The course will offer, first, an overview of the several sources of law governing international commercial agreements and of the way in which the multiplicity of sources can be dealt with and properly managed by means of the careful drafting of choice of law, choice of forum and/or arbitration clauses. It will then focus on substantive matters, dealing with a variety of different issues, including letters of intent, the use of standard contract forms, warranties and limitation of liability clauses, termination, liquidated damages and penalty clauses, force majeure and hardship clauses, letters of credit and bank guarantees

INTERNATIONAL COMMERCIAL ARBITRATION **PROF. DR. STEFAN KRÖLL**

Participants: max. 45
Level / Pre-requisites: Advanced
Attendance: Bucerius attendance policy applies

The course covers arbitration as a dispute resolution process for international trade and business disputes. It analyzes the different forms, contractual and legal bases, and advantages of arbitration. Issues discussed include the arbitration agreement, the jurisdiction of the arbitral tribunal, the role of the courts during and after arbitration proceedings and the recognition and enforcement of arbitral awards.

The course gives special attention to the international framework of arbitration, in particular, the UNCITRAL Model Law on International Commercial Arbitration, which forms the basis of the national arbitration laws in more than 70 states, as well as the New York Convention (UN Convention on Recognition and Enforcement of Foreign Arbitral Awards), which has been ratified by more than 150 states and regulates the recognition and enforcement of arbitration agreements and awards worldwide.

The course focuses on commercial arbitration as an international phenomenon and not on arbitration under any particular national system.

INTRODUCTION TO EU LAW

PROF. DR. JÖRN AXEL KÄMMERER, PROF. DR. MEHRDAD PAYANDEH

Participants: max. 50
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

Students will develop an understanding of the basic legal aspects of the European Union and foundations of its legal order. This will include an overview of its history, an in-depth look into the Union's institutional framework and basic principles of EU Law. Emphasis will be placed on basic freedoms and their theoretical conceptualization. Leading judgments of the European Court of Justice will be presented and discussed in class. The course will also address topical issues as far as time permits.

LICENSING AGREEMENTS IN INTELLECTUAL PROPERTY LAW

CHRISTIAN STOLL, DR. CHRISTIAN TINNEFELD, DR. EVA VONAU

Participants: max. 50
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

This course introduces students to the fundamental principles of intellectual property licenses. The course will begin by familiarizing participants with principles that apply to all types of IP licenses. In the meetings that follow, it will then address specific elements of copyright licenses, technology licenses, trademark licenses and IT/software licenses. Topics will be approached from an international perspective to highlight relevant differences between laws in the EU, US and other countries. The course will approach licensing law from a practical stance, looking at various options for different clauses from the perspectives of both licensor and licensee. The course will also treat insolvency law and competition law perspectives of IP licenses.

PRACTICAL ASPECTS OF MERGERS AND ACQUISITIONS

DR. NILS KRAUSE

Participants: max. 40
Level / Pre-requisites: Intermediate
Attendance: Bucerius attendance policy applies

This course provides a broad overview of corporate mergers and acquisitions and an understanding of the conceptual framework. It covers all relevant steps in the M&A process from preliminary agreements such as the letter of intent to post-closing and integration issues. Other specific subjects covered are due diligence process, negotiating share purchase agreements and hostile takeovers, including defense measures and specialties of distressed M&A transactions. Students are exposed to the most important elements of a typical M&A transaction, including relevant contractual provisions.

The course takes an interactive, practical approach to the topic and centers on hypothetical M&A scenarios. These scenarios are used to illustrate the legal and practical context in which mergers and takeovers take place. Throughout the course, students are asked to address these topics from the perspective of the various players in an M&A process (e.g. by negotiating a letter of intent or a share purchase agreement).

COURSES BOTH SESSIONS: September 7 – December 15, 2017

ENERGY LAW

DR. KAI UWE PRITZSCHE

Participants: max. 30
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

The course provides an overview of energy law as the instrument that structures and shapes the energy sector in times of the 'Energiewende' (energy transition). It presents German energy law in the context of European energy law and on a comparative basis. The course shall be taught on an interactive basis with the participants' contributions, Socratic method and seminar style.

The utilization of energy in industry, in offices and at home is one of the central elements of modern society. Thus, the economy's energy sector today plays an important role in every industrialized society. The goals of security of supply, economic efficiency and environmental sustainability and of building a European Energy Union with an integrated internal energy market as well as concerns about climate change and environmental protection are shaping today's energy law. The course focusses on the electricity and gas industry. It covers the legal structures for the conventional, fossil fuel based energy industry, including regulation of the unbundled energy grids, as well as the new structures for renewable energies and the "Energiewende".

Each exchange student participant should be prepared to provide a short overview of the energy sector and the energy law in his or her home country (structure of most important laws and institutions).

EUROPEAN CAPITAL MARKETS LAW

DR. ALMA PEKMEZOVIC, DR. FABIAN WALLA

Participants: max. 50
Level / Pre-requisites: Intermediate
Attendance: Bucerius attendance policy applies

The course examines the European regulation of capital markets and the EU's way to a capital markets union. The focus is on the harmonized regulatory regime which applies to market participants across the Member States and on the instruments of public and private enforcement. The topics covered include: the foundations of capital markets law in the EU, the institutional structure for law-making and for supervision, especially the European Securities and Markets Authority (ESMA); public offers of shares and bonds on primary markets; the regulation on market abuse and insider trading; the system of disclosure; public take-over law; the role of investment firms and the instruments of retail investor protection.

LAW FIRMS OF TOMORROW
MARKUS HARTUNG, EMMA ZIERCKE

Participants: max. 36
Level / Pre-requisites: Basic / none
Attendance: Bucerius attendance policy applies

Tomorrow's legal world is evolving and the legal profession is having to re-invent itself. This poses all sorts of questions for the lawyers of the future. What sort of work will I be doing in the future? Will I even be advising clients face-to-face? What will become of the billable hour and the pyramid structure? Will my legal training still be relevant? What is a legal technologist?

Law firms are being pushed and pulled in many different directions; from changes in the way clients buy legal work, to new entrants in the legal market; from new technologies, to alternative ways of working. One thing remains certain: lawyers need to be on top of these changes.

FACULTY BIOGRAPHIES

Dr. Christian Becker studied law at the University of Hamburg and completed his doctorate under the guidance under Prof. Dr. Reinhard Merkel. In 2008, he began as a research assistant at Bucerius under Prof. Dr. Thomas Rönnau (Criminal Law, Criminal Business Law and Law of Criminal Procedure) and has been working as a criminal defense lawyer since 2010. He is currently pursuing a post-doc.

Prof. Dr. Dana Beldiman, MA, JD, LL.M., Dr. Dana Beldiman directs the Center for Transnational IP, Media and Technology Law and Policy at Bucerius. Her teaching and research focus on Intellectual Property and Knowledge Governance issues raised by the globalized economy. She is a partner of the law firm Squire Patton Boggs (San Francisco) where she specializes in international Intellectual Property Law and international transactions. Dr. Beldiman serves as Honorary Consul General of Romania in San Francisco and is a member of the Board of American Friends of Bucerius.

Dr. Christian Bochmann is practicing law at the German market leader in tax law FGS Flick Gocke Schaumburg and building up a corporate practice in Hamburg after having worked for several years for the international law firm Freshfields Bruckhaus Deringer LLP. He is also managing director of the Center for Family Businesses at Bucerius Law School, teaches various fields of private law at Bucerius and is a guest lecturer at the Leuphana University Lüneburg (capital markets law and law pertaining to corporate groups).

Dr. Bochmann completed his legal studies at Bucerius Law School in Hamburg, Columbia University and the University of Cambridge, where he obtained the degree of Master of Law (LL.M.). He has been an academic assistant at the chair for company law of Prof. Dr. Dr. h.c. mult. Karsten Schmidt for several years and served as a clerk to Chief Justice Dr. H. Fischer at the High Court Munich.

Prof. Dr. Katharina Boele-Woelki studied law from 1975-1979 at the University of Göttingen and the Freie Universität Berlin and completed doctoral work at the FU Berlin in 1982. She has taught and conducted research in the Netherlands since 1982 and served as a member of the Faculty of Law at Utrecht University since 1990, having taken on her current role in 1995. In addition, Boele-Woelki directs numerous research programs, supervises dissertation work and chaired her faculty's Department of Private Law three times from 1995-2012, each time for a term of two years.

She is a titular member of the International Academy of Comparative Law and was elected to her current role as President in 2014; until 2014, she was additionally President of the Dutch Association of Family Law and a member of the board of the Dutch Association of Comparative Law. She is a member of the German Society of International Law (Deutsche Gesellschaft für Internationales Recht) as well as the Academic Association for Family Law (Wissenschaftliche Vereinigung für Familienrecht). In 2007, she established the Utrecht Centre for European Research into Family Law (UCERF). She has been the chair of the Commission on European Family Law, which was established upon her initiative, since 2001. In 2013, she was elected to the International Advisory Board of the Alexander von Humboldt Foundation.

Boele-Woelki serves as an editor to several Dutch, South African and European journals and book series including the European Family Law Series since 2003. She has organized prestigious international conferences, delivered numerous guest lectures at various universities around the world, was a visiting professor at Columbia University, New York, USA, and has served as a reporter, speaker, expert and panel member at many international conferences.

Prof. Colin Crawford is the Robert C. Cudd Professor of Environmental Law at Tulane University Law School in New Orleans, Louisiana, U.S.A. At Tulane, Professor Crawford also directs the university's multi-disciplinary graduate and undergraduate Development Studies programs. Before coming to Tulane, Professor Crawford was on the faculty at Georgia State University College of Law in Atlanta, where he founded and co-directed the Center for the Comparative Study of Metropolitan Growth, which has developed new models for field-based education in comparative environmental and land use law. Professor Crawford has lectured and published widely in the US and abroad, concentrating his work especially in Latin America. He is a faculty associate at two Brazilian graduate programs (one in law) and recently taught comparative environmental law and policy courses at both the Federal University of Rio de Janeiro and at the University of the Andes, in Bogotá, Colombia. In the Spring 2017 semester, he was the resident at the University Carlos III in Madrid, Spain as the holder of the UC3M-Santander Chair of Excellence. As a scholar, his work concentrates on comparative environmental and land use law and policy, with a special focus on the social and urban implications of environmental and land use planning choices. Professor Crawford is fluent in English, Spanish and Portuguese and has a working knowledge of French. He has a law degree from Harvard Law School and degrees in modern history from Cambridge and Columbia Universities.

Dr. André Fiebig received his masters and doctorate degrees in law from the University of Tübingen and a law degree from the Chicago-Kent College of Law. He is a partner at Quarles & Brady in Chicago practicing in the area of corporate and antitrust law, with a particular emphasis on mergers and acquisitions, international joint ventures, international antitrust and competition law, and commercial law. He assists clients doing business internationally and foreign clients doing business in the United States. He also provides advice in obtaining merger clearance for transactions both in the US and abroad, and provides corporate counseling on antitrust issues. Additionally, André Fiebig has served as an adjunct professor at Northwestern University School of Law since 1997 and is a member of the Advisory Board of the Northwestern Journal of International Law and Business and the Advisory Board of the Institute for Consumer Antitrust Studies at Loyola University School of Law. He previously practiced European law in Brussels and has authored numerous articles on international business and antitrust law including the recently published textbook "EU Business Law" and co-authored the 5th edition of "American Business Abroad", an influential treatise on the application of competition law to U.S. businesses active in international markets.

Michael Friedman received a B.A. in economics (magna cum laude) from the University of Southern California and subsequently studied law at the University of California at Berkeley, receiving his Juris Doctor in 1993. He practiced law as a senior attorney and litigator in the San Francisco Bay area with the Contra Costa County Office of the Public Defender. In addition to having served as an external lecturer at Bucerius Law School since 2006, he has conducted

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Markus Hartung is a lawyer and mediator, as well as director of the Bucerius Center on the Legal Profession (CLP). He has broad experience in leading law firms, serving as a member of the Global Executive Committee and German Managing Partner of Linklaters (and its predecessor firm) from 1999 through 2008. He is a chairman of the Committee on Professional Regulation of the German Bar Association (DAV).

At the CLP, he is responsible for the conception of educational and continuing education programs for legal professionals. His expertise in the framework of the CLP lies in market development and trends, management and strategic leadership as well as corporate governance of societies. He regularly holds public lectures on these topics.

Prof. Dr. Peter Hay has been the L.Q.C. Lamar Professor of Law at Emory University, Atlanta since 1991 and professor emeritus since 2012. From 1963-1991, he was Alumni Distinguished Professor of Law and dean at the University of Illinois. He is an honorary professor at the University of Freiburg and also held the chair for Civil Law at the University of Dresden from 1994-2000. He is a titular member of the International Academy of Comparative Law and a life member of the American Law Institute.

He holds B.A. and J.D. degrees from the University of Michigan. He has been awarded honorary doctorate degrees by the University Pécs (Hungary, 2012) and by Bucerius Law School (2014). Peter Hay's research has focused on the fields of conflict of laws, European Community law and comparative law, especially in the contexts of contract and international sales law.

Dr. Carsten Jungmann is a program director at Bucerius Law School, coordinating the Diploma in Business Law Program at WHU - Otto Beisheim School of Management, and a practicing lawyer in his capacity as the Director Corporate Law and Structure of BIRKENSTOCK Group in Neustadt (Wied). His primary fields of research are insolvency law, corporate law (including corporate governance), banking law and corporate finance. He studied law at the University of Bonn and at the University of Edinburgh. At the University of Bonn, he graduated as a Doctor of Laws. As a trainee solicitor, he worked inter alia with the international law firm Hogan Lovells and with HSH Nordbank; he also clerked for High Court Chief Judge Dr. Buechel. After passing the bar exam at the High Court of Hamburg, he went to the US and obtained an LL.M. from Yale Law School. Carsten Jungmann holds an M.Sc. in Finance, which he earned at the University of Leicester. Finally, he is a university-certified Compliance Officer.

He spent a year as an academic visitor at the London School of Economics and was/is a lecturer in law at the University of Surrey, the University of Fribourg, the Leuphana University Lüneburg, the Heinrich-Heine-University Düsseldorf and at the Ludwig-Maximilians-University of Munich. He has published numerous articles on corporate, banking and insolvency law in leading law journals. He received the Best Teacher Award of the Master Program of Bucerius

Law School three times, and was awarded the Bucerius Alumni Prize for Outstanding Teaching in 2011.

Prof. Dr. Jörn Axel Kämmerer holds the chair of Public Law, International and European Law at Bucerius Law School. Supported by the German National Merit Foundation, he studied law in Tübingen and Aix-en-Provence, gaining the title of *Maîtrise en droit* (specializing in international law), while also qualifying as a German lawyer. In 1992 he served as parliamentary aid in constitutional legal matters at the State Assembly of Saxony, and was a research fellow until 1995 at the University of Tübingen, where he completed his doctorate in law in 1993 ("The Antarctic and the Territorial and Environmental Protection Order of International Law"). After the Second Legal State Exam, he continued from 1995 to 2000 as a research fellow at the University of Tübingen, completing his post-doctorate in July 2000 ("Privatization. Typology, Determinants, Legal Practice, Impacts"). His special areas of interest are Public Law, EU Law and Public International Law. As a visiting professor and research fellow, respectively, he gave series of lectures in, *inter alia*, Seoul, Paris and Jerusalem. He is one of the Directors of the Institute of Company and Capital Markets Law at Bucerius and member of the Advisory Body on Financial Regulation for the German Ministry of Finance.

Prof. Dr. Lars Kirchhoff is an international lawyer and mediator, partner at the Berlin-based firm TGKS, as well as academic director of the postgraduate master's program in mediation and the Institute for Conflict Management at the European University Viadrina. He specialized in Dispute Resolution at Yale Law School, the OSCE and in the mediation program of the US District Court of Northern California. He is also a lecturer and conflict coach at Bucerius Law School, the External Action Service of the European Union and a wide spectrum of commercial and political institutions. Lars Kirchhoff has authored numerous publications on state sovereignty, mediation and the interplay between international commercial arbitration and mediation.

Dr. Anika Klafki studied law at Bucerius from 2005 to 2010. She conducted her legal traineeship (*Referendariat*) in Hamburg, Istanbul and Marseille and passed the Second State Examination. She began working as a research assistant at Bucerius under Prof. Dr. Hermann Pünder (Chair of Public Law). During this time, she also worked as a visiting lecturer at the University of Sarajevo (Bosnia and Herzegovina) in the field of comparative constitutional law. In 2016, she completed her doctoral thesis "Risk and Law. Risks and Catastrophes between Effectiveness, Democratic Legitimacy and the Rule of Law Principle as exemplified by the Law of Pandemics" for which she won the research prize of the Association for Law and Policy in the Health Care System (*Gesellschaft für Recht und Politik im Gesundheitswesen, GRPG*). Since then, Dr. Klafki has been employed as a research assistant at Bucerius while writing her post-doctoral dissertation (*Habilitation*). She is additionally working on a comparative book concerning the judicial review of administrative action within a team of 10 European administrative law researchers. The project is funded by the Jean Monnet Programme.

Dr. Nils Krause is a partner at the international law firm DLA Piper and works as a German qualified lawyer and solicitor (England / Wales) in the Hamburg office of DLA Piper. He is the Co-Head of the Corporate / M&A practice in Germany. His principal areas of practice are mergers and acquisitions, securities law and corporate law. Prior to working for DLA Piper, Nils

Krause was a partner at White & Case and, in addition, worked in the investment banking department (Global Banking - M&A) of a leading international bank in Frankfurt.

Furthermore, he was a research student at Harvard Law School and visiting fellow at the University of Oxford. He lectures on corporate law at nationally and internationally renowned universities and is recognized by Legal 500 as "often recommended lawyer for corporate law" in Germany. In addition, Chambers Global recognizes him as "top transactional lawyer" for M&A.

Prof. Dr. Stefan Kröll is an honorary professor at Bucerius Law School and an independent arbitrator in Cologne. He is one of Germany's national correspondents to UNCITRAL for arbitration and international commercial law and a co-author of a leading treatise on "Comparative International Commercial Arbitration" (Kluwer 2003, with Lew and Mistelis). He has also authored or edited other books and various articles on international arbitration and litigation, and international commercial law, including "International Commercial Arbitration – A Transnational Perspective" (West 2015 together with Várady and Barceló) "Conflict of Laws in Arbitration" (Sellier 2010, co-editor with Ferrari), "Arbitration in Germany – The Model Law in Practice" (2nd ed. Kluwer 2014, co-editor with Böckstiegel and Nacimiento) and "Arbitrating Foreign Investment Disputes" (Kluwer 2004, co-editor with Horn), as well as a Commentary on the CISG (Beck/Hart 2011, co-editor with Mistelis/Perales).

Stefan Kröll is a visiting reader at the School of International Arbitration at the Centre for Commercial Law Studies (Queen Mary College, University of London) and a Director of the Willem C. Vis Arbitration Moot. He regularly lectures for the University of California, Davis on arbitration as well as for other institutions on arbitration, litigation and international contract law. He is member of the board of editors of the International Arbitration Law Review and the Journal for International Commercial Law (IHR). He often serves as an arbitrator in national and international cases and is listed as one of Germany's leading arbitration experts in "Who is Who on Arbitration, Juve and the Global Arbitration Law Review." For further details, see www.rechtsanwalt-kroell.de.

Prof. Dr. Matthias Meyer is a professor of management control and accounting at the Hamburg University of Technology. Prior to this position, he was associate and assistant professor of management control and accounting at the WHU – Otto Beisheim School of Management in Vallendar. He holds a Habilitation degree (Dr. oec. publ. habil.) from WHU and a PhD (Dr. oec. publ.) in business economics from Ludwig Maximilian University in Munich. He received his Diplom-Kaufmann in business administration from Eichstaett Catholic University and a Master of Science in the philosophy of social sciences from the London School of Economics and Political Science. In 2006, he was a visiting scholar at the Center for Computational Analysis of Social and Organizational Systems (CASOS) at Carnegie Mellon University in Pittsburgh.

In addition to various consulting activities, Matthias Meyer worked as the managing director of the Center for Controlling & Management at WHU, where companies such as Deutsche Telekom, Deutsche Lufthansa or ThyssenKrupp do benchmarking studies on management accounting topics. He has teaching experience in management accounting, cost accounting, financial accounting, corporate planning and strategic decision making, economic methodology and business ethics.

Prof. Dr. Mehrdad Payandeh holds the Chair for International Law, European Law and Public Law at Bucerius Law School. Born in Tehran in 1978, he studied law at Heinrich-Heine-University of Düsseldorf. After passing the First State Exam, he worked as a research assistant at the Chair for International Law, European Law and German and Foreign Public Law at Heinrich-Heine-University. In 2008, he finished his doctoral thesis in international law and, in 2009, passed the Second State Exam after a legal clerkship that took him to the Permanent Mission of the Federal Republic of Germany to the United Nations in New York, Hengeler Mueller, as well as the Federal Constitutional Court of Germany. After obtaining an LL.M. at Yale Law School, he returned to Heinrich-Heine-University as a research assistant and, from 2012 until 2016, he worked there as a Junior Professor for International Law and Public Law. He finished his habilitation in 2016 with a thesis in constitutional law before joining Bucerius Law School.

Dr. Alma Pekmezovic is a Lecturer and Research Fellow at the Institute for Corporate and Capital Markets Law at Bucerius Law School, Hamburg. Her key areas of expertise are financial markets regulation, corporate law and governance and commercial law reform. She has published numerous journal articles on these topics and is the co-author of three books. Dr. Pekmezovic has a particular interest in international financial institutions and law and development in the Asia-Pacific region. She contributed to a major study on SOE reform undertaken by the Asian Development Bank and has written on private sector development in developing countries.

During 2006-2015, Dr. Pekmezovic taught corporate and commercial law at La Trobe University School of Law, Melbourne, Australia. She also taught at the University of Münster, Germany (2009, 2010, and 2015) and was a Visiting Research Fellow at the Max Planck Institute for Comparative and International Private Law in Hamburg, Germany (2014-2015). In 2010, Dr. Pekmezovic was awarded a PhD from La Trobe University for a doctoral dissertation on IPO regulation at the Frankfurt Stock Exchange. She carried out field work relating to her thesis at the Technical University of Munich, Germany, from 2008-2009.

Dr. Pekmezovic is admitted as an attorney-at-law in New York and as an Australian barrister and solicitor. She graduated with a BA and LLB (Hons) from the University of Melbourne School of Law, Melbourne, Australia and holds an LL.M. degree from UCLA Law School, Los Angeles, USA, where she served as an editor of the UCLA Pacific Basin Law Journal.

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Prof. Dr. Karsten Schmidt was president of Bucerius Law School from 2004 – 2012 and currently holds the Chair for Business and Corporate Law at Bucerius. His doctorate in 1972 was followed by a post-doctorate in Bonn from 1975 to 1976 on the subjects of civil law, commercial law, business law and civil procedural law. Following a professorship in Göttingen in 1976, he held a professorial chair at the University of Hamburg from 1977 to 1997 and was director of the departments of commercial, maritime and economic law. From 1997 to 2004, Karsten Schmidt was a professor at the University of Bonn and director of the Institute for Commercial and Business Law.

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Christian Stoll joined Hogan Lovells in 2001 and is a partner in the Hamburg office. He focuses on patent and trademark law, technology transfer and licensing law. His work includes representation in IP infringement proceedings concerning patents, know-how, trademarks and designs as well as in licensing matters before all German courts, the German Patent Office, European Patent Office and the Federal Patent Court. He frequently advises on and negotiates IP license agreements, research and development agreements, IP contracts in connection with commercial transactions, technology transfer agreements and co-operation agreements. His practice also includes legal and IP strategic advice relative to the development and market introduction of new products, including freedom-to-operate analyses and the acquisition and structuring of the necessary licenses.

Martin Sychold, Esq, LL.B, B.Ec. is a senior staff legal advisor at the Swiss Institute of Comparative Law and deputy head of the Institute's legal division. He has supervisory responsibility for advice given on the laws of all English-speaking jurisdictions, on mixed legal systems and on questions concerning gambling. He has become a specialist in issues of cross-border private and commercial law and in sovereign party practice.

Prof. TAN Cheng Han, S.C. was Dean of the NUS law school from 2001 to 2011 and is presently the Chairman of the school's Centre for Law and Business. He was appointed Senior Counsel in 2004 and has been a Visiting Professor at Peking University, East China University of Political Science and Law, and National Taiwan University. Professor Tan's present appointments include being a Commissioner of the Competition Commission of Singapore, a Council Member of Sport Singapore, a board member of the Accounting and Corporate Regulatory Authority, Chairman of the Public Accountants Oversight Committee, Chairman of the Media Literacy Council, a member of the Military Court of Appeal, and an Advisor to the Singapore Taekwondo Federation. Recent publications include: "Implied Warranty of Authority – Authority, Identity and Damages" (2013) 30 Journal of Contract Law 92; "Veil Piercing – A Fresh Start" [2015] Journal of Business Law 20; "The Agency of Liquidators and Receivers" in Agency Law and Commercial Practice (Oxford University Press, 2016) (with Dr Wee Meng Seng); and "The Beijing Consensus and Possible Lessons from the 'Singapore Model'?" in The Beijing Consensus. How China has Changed the Western Ideas of Law and Economic Development (Cambridge University Press, forthcoming)

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Dr. Felix Wendenburg, MBA., is a mediator, co-director of the core practice and research field "business" at the Institute for Conflict Management and academic director of the postgraduate

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Emma Ziercke studied Law and French Law and Language at the Universities of East Anglia (Norwich, England) and Jean Moulin Lyon III (France). She worked as a Corporate Solicitor for Linklaters in London from 2002 until 2009. As a Managing Associate, she was primarily involved in private international mergers and acquisitions, reorganisations, public takeovers by scheme of arrangement and general company law.

After moving to Hamburg, Emma studied part-time for an Executive MBA at Nottingham University Business School, focussing on law firm management and organisational behaviour. In 2014, she completed her studies with distinction and won an award for best overall performance together with an award for her dissertation on Gender Diversity in Law Firms.

Emma works at the Bucerius Center on the Legal Profession as a Research Assistant in the fields of Law Firm Management, Gender Diversity and Organisational Behaviour. She also teaches Legal English and Practical Negotiations at the Bucerius Law School.