

# NEWSLETTER

**In-house News for Friends of Bucerius Law School**

July / August 2009

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## EDITORIAL

Dear Friends of Bucerius Law School,

Though July and August are traditionally slower due to summer vacation, there has been no slow down in the number of activities happening on the - as usual international - Bucerius campus: On July 19, we welcomed 40 students from 24 countries to the second Bucerius Summer Program in International Business Law. Furthermore, the German students have added to the international flair here at Bucerius Law School. Over course of the summer trimester Bucerius students have participated in study trips to Luxemburg, academic programs in London and Model United Nations Societies in Barcelona and members of Gleiss Lutz law firm spoke to our students about secondments abroad. It seems that everyone is on the move around here.

And there is much more to come: lectures, the legal lounge and other events at the Law School are happening every week. Please take a look at the Calendar of Events section of this newsletter for more information on upcoming events.

We hope you are enjoying summer,



Dr. Hariolf Wenzler  
CEO, Bucerius Law School

## BUCERIUS TODAY

### **BUCERIUS SUMMER PROGRAM HELD 40 Students from 24 Countries take part**

*by Jiffer Bourguignon, Int'l Office*

The second Bucerius Summer Program in International Business Law took place from July 20 – August 14. Forty students from 24 countries participated in the intensive four-week program. Seven courses taught by renown international professors were offered on Corporate Finance, Capital Market Securities, Competition Law, Alternative Dispute Resolution, International Mergers and Acquisitions, Corporate Governance and International Commercial Sales. The academic program was rounded out by an extensive extracurricular program that included tours of the Bucerius Art Forum, the Hamburg Town Hall and the International Tribunal for the Law of the Sea. Based on student feedback, the program successfully combined arduous academic work with interesting cultural and social opportunities.

The program was supported by the law firm Linklaters.

We wish all participants the best of luck with the future endeavors!



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### HONORARY PROFESSOR Inaugural Lecture by Christopher H. Seibt

by Isabella Neisinger, Student

On June 22, 2009 Bucerius Law School invited Dr. Christoph H. Seibt, Honorary Professor in the area of Business and Capital Market Law to give the Inaugural Lecture. "Collective Sovereignty and Forbidden Secession in Stock and Capital Market Law – Revisited: Hidden Ownership, Empty Voting and other Little Issues." In addition to President Karsten Schmidt, and numerous Bucerius professors, staff and students, Seibt's family was also in attendance. Seibt was named Honorary Professor in March 2008 and is currently overseeing three theses and numerous examples, including Schaeffler and Continental, dealing with this complex theme.



Prof. Dr. Christopher H. Seibt

### CRIMINAL LAW DAYS Seminar for Lecturers

by Dr. Kristian Hohn, Research Assistant

The Criminal Law Lecturers Days, offered jointly by Bucerius Law School and Hamburg University, concluded on May 24, 2009 after four full days. The list of participants included 250 international professors and practitioners who came together to take an in-depth look at the risks and opportunities present by present and future criminal law development. The next Criminal Law Days will take place in Leipzig in 2011.

### ATLAS: AGORA PROGRAM IN LONDON Two Ph.D. Students Represent Bucerius

by Jiffer Bourguignon, Int'l Office

Bucerius Law School in Hamburg has become a partner of the worldwide "Association of Transnational Law Schools" (ATLAS). ATLAS is cooperation between ten prominent international law schools whose goal is the education of young academics to network and also to fostering of long-term academically oriented partnerships.

In addition to Bucerius Law School, members of ATLAS include: Osgoode Hall Law School of York University and Université de Montréal in Canada, New York University (NYU) in the US, London School of Economics and Political Science (LSE) in Great Britain, University of Melbourne in Australia, University of Cape Town in South Africa, Universidad de Deusto in Spain, Bar-Ilan University in Israel and the National University of Singapore.

The core of ATLAS activities is the annual Summer Academy for young academics, doctoral and post-doc candidates, so called Agora. The location of the program rotates annually among the partners. In Agora 2009 was held at the London School of Economics and Political Science. ATLAS' partner schools have selected highly qualified candidates to take part in the program. Bucerius Law School has nominated Paulina Starski (research assistant for Prof. Dr. Jörn Axel Kämmerer, Chair for Public Law, International Law and European Law) and Christian Dollf (research assistant for Prof. Dr. Rüdiger Veil, Chair Alfred Krupp Chair for Civil Law, German and International Business Law), both doctoral students at the Law School, to take part in this year's program.

Starski and Dollf participated in the Dissertation Research Seminars which involved intense research, peer critiques and guest lectures. In addition to their academic work, Starski and Dollf were able to enjoy the city of London through excursions organized for the participants including a boat tour through the city's canals, a visit to "Legal London" and having a few pints at the local LSE after-hours pub, "The George".

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### STUDENT LIFE

#### ▪ Guests of German Lufthansa

Prof. Dr. Matthias Jacobs, Chair for Civil Law, Employment Law and Civil Process Law, discussed tariff-related themes with experts from the department "Tariff Policy for Flying Personnel", part of a Seminar on tariff law, on May 15, 2009, at the German Lufthansa Corporation in Frankfurt.



#### ▪ Visiting Mercedes Benz Bremen

On June 3, students interested in labor, economic and social affairs and alumni of the Law School visited the Mercedes Benz factory in Bremen. Participants in the excursion, organized by Prof. Dr. Matthias Jacobs, Chair for Civil Law, Employment Law and Civil Process Law, were greeted by Uwe Braun, the Head of Personnel at the firm, who gave a brief overview of the company structure and the Bremen factory with its 13,000 employees and 70 year history.



#### ▪ Model United Nations in Barcelona

This summer trimester eight Bucerius students had the opportunity to participate in a "Model United Nations Society" in Barcelona. Acting as members of the Development Committee, the Security Council and the International Court of Justice, the students represented eight countries from Ecuador to France to the US with the goal of reaching common agreements and passing resolutions using strong diplomatic skills. The chance to meet fellow students from around the world while learning more about how the UN works was a fantastic experience for all involved.

#### ▪ Visiting Luxemburg

Students from four different academic concentrations had one thing in common on the weekend of June 28 – 30: their interest in topics in international law which they set out to explore during a group excursion to Luxemburg. Participants toured the old city and the seat of government and also visited cultural and historic point of interest such as the birth place of Robert Schumans and an exhibition of his life's work. A reception held at Europe's largest private banking group, Sal. Oppenheim Jr. & Cie S.C.A welcomed the group and provided an overview of Luxemburg banking and financial history.

Bucerius professors Prof. Dr. Doris König, Prof. Dr. Anne Röthel, Prof. Dr. Matthias Jacobs, Prof. Dr. Jörn Axel Kämmerer and Prof. Dr. Karsten Thorn accompanied the student group to the European Court of Justice where they toured the court and met with personnel who offered exclusive insight into the Lisbon Decision of the Constitutional Court as well as the work of the General Counsel.

#### ▪ Didactic Play in Rhetoric: Roman Herzog

On June 17, 2009, Prof. Dr. Roman Herzog, former German President, spoke in the framework of the Studium Generale, as part of his third visit to "Phi Delta Phi-Roman Herzog Inn", his namesake international legal fraternity. The topic of his lecture dealt with rhetoric in political discourse.

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### ▪ **“Top Dogs” Theater Group Premier**

“Top Dogs”, the makers of meritocracy, are in the center of the drama by Urs Widmer, performed by the Bucerius Theater Group on June 15, 2009. Under the direction of Liz Rech, the student ensemble (Theresa Bachmann, Gerry Gähler, Kaan Gürer, Philipp Heissner, Max Hocke, Julia Hornung, Katharina Lienert, Justus Quecke, Patrick Hauser and Björn Schlier) put on a Broadway-worthy show full of emotion and laughter. Hard to believe the actors were full-time law students!



“Top Dogs” on stage

### ▪ **Art with Taylor Wessing**

Twenty Bucerius students were invited by Maja Stadler-Euler, partner at Taylor Wessing to a walking tour of six art galleries on the fleet island. The gallerists gave students a tour of works including a Sigmar Polke, sculpture and video installations, a glimpse of preparation of a major international art fair like Art Basel and a broad overview of the developing international art scene – as seen from the Hamburg harbour.

### ▪ **Bucerius Entrepreneur Initiative Kick-Off**

“Kick-Off Event” – was how organizers referred to the gathering of 15 young businesses under the students and graduates of Bucerius Law School, who met for the first time on June 2, 2009. Organizers Fabian Heilemann (entering class of 2003) and Hakan Koc (entering class of 2004) came up with the event as a way to bring students, graduates and friends of the Law School who currently active in the business world or who would like to be in the future, together. Speakers were followed by an infor-

mal reception and a lot of networking! More information is available at [gruenderinitiative@law-school.de](mailto:gruenderinitiative@law-school.de).

### ▪ **“Make Some Noise” in Hamburg**

Music for Human Rights was the motto that the new Amnesty International Group of Bucerius Law School used to promote its latest activity – a concert. On June 13, nine German and international bands rocked Hamburg’s “Planten un Blomen” park while promoting awareness of problematic human rights issues. AI collected donations as well as over 1,000 signatures on a human rights petition.

### ▪ **“Politik & Gesellschaft”**

Bucerius Law School is proud to introduce the new edition of the political and legal journal, “Politik & Gesellschaft” released in late June. The newest edition, entitled “Ab in die Kiste”, focuses on taboo topics including death and sexuality. For more information, please check out the website [www.politik-gesellschaft.de](http://www.politik-gesellschaft.de).

### ▪ **The Bucerius Common Law Moot Court 2009**

On July 13, the third annual “Bucerius Law School Common Law Moot” took place as a competition between Lisa Meister and Franca Biallas (the “plaintiffs”) and Lukas Köhler and Philipp Lassahn (the “defendants”). A large audience turned out to watch the competition. The winners, Köhler and Lassahn, were awarded a 250 Euro check and the Common Law Moot trophy. The competition was organized by Simon Elliott and was created with the intention of giving students the opportunity to participate in a court trial simulation.

## **INSTITUTE FOR BUSINESS AND CAPITAL MARKET LAW**

### ▪ **Conference on Business Law**

The second Hamburg Forum for Business and Capital Market Law was held on June 27 as part of the Institute for Business and Capital Market Law (IUKR) conference series. The forum focused on the right to take over and was structured around two contributions: the experience with business law from “Sight of the Federal Agency for Financial Service Supervision” (Klaus-Jürgen Strunk/Heike Salomon/Raven Holst) and the legal practice (Martina

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Paul) and liability. Prof. Dr. Hanno Merkt of Albert-Ludwigs University in Freiburg and Charlie Crawshaw, Assistant Director General of The Takeover Panel of London led the discussion.

### ▪ **Corporate Governance Reform**

On June 18, the IUKR invited interested participants to attend "Corporate Governance in Permanence" as part of their regular lecture series. Prof. Dr. Walter Bayer of Jena University represented the academic perspective with his comments on "Control and Compensation of the Board of Directors". From the perspective of the business law practice, Dr. Rolf Giebeler, Chief Justice and plenipotentiary of the Metro corporation, added his views in his lecture entitled, "Reform of Risk Management and Internal Control Systems through BilMoG".

### ▪ **Mastering the Financial Crisis: The French Approach**

On June 25, the IUKR focused on how the French are coping with the international financial crisis. Prof. Pierre-Henri Conac of Luxemburg University gave a lecture entitled, "Mastering the Financial Crisis – The French Approach" about the means with which France has weathered the financial crisis. Conac explained that the consternation of the French banks in comparison with other countries is relatively limited. Conac focused on the French state-sponsored assistance program for French banks and the resulting constitutional quandaries that have arisen in both France and Germany in attempts to stabilize the financial systems.

## LABOR LAW EVENTS

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### ▪ **Labor Law Seminar**

By invitation from Dr. Anja Mengel, lawyers from the firm WilmerHale met with Prof. Dr. Matthias Jacobs, Chair for Civil Law, Employment Law and Civil Process Law, and ten students in the employment law concentration on June 20 in Berlin. Four students presented their dissertations: Stefan Witte's "Standards for Employers regarding Dismissal on Grounds of Suspicion", Wolfgang Wittek's "Flashmob as Means of Labor Dispute", Friedemann

Bender's "Employee Malfeasance" and Adrian Löser's "Legal Status of the Un- and Other Organized Labor Dispute". The presentations were followed by discussion, a tour of the firm and an invitation to dinner.

### ▪ **Labor Law Seminar II**

Six judges from the Hamburg Labor Court were invited by Prof. Dr. Matthias Jacobs to take part in a labor law seminar on June 10. Students Gabriele Buchholtz and Christoph Ceelen gave lectures on topics related to areas of concentration. The lectures were followed by informal discussion on the topics between the students and judges.

### ▪ **Labor Law Practitioner Seminar for Northern Germany**

Following on the heels of a number of interesting Labor Law events, Prof. Dr. Matthias Jacobs together with Dr. Harmut Oetker, Chair for Civil Law, Labor Law and Economic Law at Christian Albrechts University in Kiel welcomed participants to the Labor Law Practitioner Seminar for Northern Germany. Practitioners from all over northern Germany as well as interested students filled the auditorium at the University of Kiel to hear Prof. Dr. Martin Franzen, Chair for German, European and International Labor Law and Civil Law at the Ludwig Maximilians University in Munich, speak about the jurisdiction of the European Court of Justice in Labor Law.

### ▪ **Labor Law Guest Lecture**

Prof. Dr. Gerhard Röder, partner at Gleiss Lutz in Stuttgart spoke to an audience on June 25 about the difficulties for a legal practice when dealing with the reconciliation of interests and social plans. A guest of Prof. Dr. Jacobs, Röder spoke as part of the Labor Law Guest Lecture Series. The interactive lecture involved a roleplay in which every one of the nearly 40 audience members played the role of either an employer or mediator in order to closely examine the problems and possible solutions.

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### FOUNDATION & NON-PROFIT LAW

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For the seventh consecutive year, doctoral candidates gathered for the Foundation and Non-Profit Law Doctoral Seminar under the direction of Prof. Dr. Birgit Weitemeyer, director of the Institute for Foundation Law and the Law of Non-Profit Organizations. 22 participants came from all over Germany, Austria, Switzerland and Albania to discuss their doctoral works. Rolf Hunck of the Deutsche Bank Group greeted the group and spoke briefly about the financial crisis and its implications for funding. He was followed by remarks from Prof. Dr. Dieter Reuter, University of Kiel, Prof. Dr. Rainer Hüttemann, University of Bonn, and Prof. Dr. Weitemeyer.



Participants and Discussants

### STUDIUM GENERALE

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#### ▪ The Financial Crisis

A focus of this semester's Studium Generale program has been to review the reasons and background behind the world economic crisis, debate the national and international effects and discuss the path to recovery. Prof. Dr. Hans-Jörg Schmidt-Trenz, President of the Hamburg School of Business Administration (HSBA) and head of the Hamburg Chamber of Commerce, spoke to students this semester about economic theory and history. He is joined by a list of revered experts who will also come to Bucerius as part of the Studium General lectures and events over the course of the upcoming semester.

#### ▪ Human Rights Talk

What are human rights? How were they developed? And how are they applied today? These questions were the focus of a talk given by Konstantin Kleine, student in the entering class of 2007 on June 24 in the framework of the Students' Day of the Studium Generale.

In the Amnesty student group initiated event, Kleine took the audience through the 2,500 year history of human rights from ancient Athens to the declaration of independence of the United States to the 1948 UN Declaration of Human Rights. Kleine engaged the audience, which included a large number of guests from the American Women's Club of Hamburg, in a lively post-lecture discussion.

#### ▪ Endowment with Heart and Head

Prof. Dr. Michael Göring, CEO of the ZEIT-Stiftung Ebeline und Gerd Bucerius, spoke on June 3 as part of Studium Generale about, "What is charitable exactly and how do we manage common public interest?" Göring, author of "Charitable Business" (2009), says over 16,500 foundations exist in Germany with nearly 1,000 new ones starting up each year. Research shows that altruism is the main motivation for these foundations and Göring stresses that charities, like businesses, need good management to be effective.

#### ▪ Farewell Lecture from Ernst-Wolfgang Böckenförde

Professor Dr. Ernst-Wolfgang Böckenförde, public law expert emeritus and legal philosopher in Freiburg and Federal Constitutional Court judge gave his public farewell speech as part of the Studium General series. Böckenförde, who has shaped constitutional dogmatics in Germany over the years, outlined the development of a typical legal ethos.

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### EVENTS

#### FIRST BUCERIUS LEADERSHIP PROGRAM A SUCCESS

by Birte Gall, Director Executive Education

How do I structure and lead a team so that it functions most efficiently? How do I give constructive feedback and how do I handle difficult situations in the workplace? These questions were just a few of the issues addressed at the first Bucerius Leadership Program offered by Bucerius Executive Education. The German-American team of Prof. Ashish Nanda (Harvard Law School) and Dr. Torsten Schumacher oversaw the portion dealing with people and leadership and Markus Hartung (Linklaters) and Dr. Friedrich Blasé (KermaParnters, New York) focused on strategy and management. Participants included senior associates and young partners in a week long intensive program with questions that were created to improve leadership and communication skills and well as strategy and business development of law firms. For more information about the next Bucerius Leadership Program, please see the Bucerius Executive Education website at [www.bucerius-executive-education.de](http://www.bucerius-executive-education.de).

#### AMERICAN FRIENDS OF BUCERIUS LAW SCHOOL ROUNDTABLE

Fifth Transatlantic Roundtable of the American Friends of Bucerius Law School (AFBLS) was held on June 26, 2009. The discussion was dedicated to the question what could be learned from the current economic global crisis in regard to regulating financial markets and how approaches internationally differ. In his introductory remarks, David Schraa, Director of the Regulatory Affairs Department at the Institute of International Finance (IIF) provided deep insights into current issues and trends. The IIF is a member organization of leading banks around the world and currently chaired by Josef Ackermann of Deutsche Bank. Together with the German American Business Council the American Friends of BLS had invited alumni and friends of Bucerius Law School and members of the German American business community to attend

the luncheon in the elegant president's suite of Bank of America. Special thanks go to Oliver Moss of Bank of America for his hospitality. to discuss what lessons we have learned from the economic crisis with regards to the regulation of financial markets. The discussion centered around a lecture given by David Schraa, Director of the Regulatory Affairs Department of the Institute of International Finance (IIF). Bucerius alumni and interested friends of the Law School were invited by AFBLS, in cooperation with the German American Business Council, to lunch in the president's room of the Bank of America. AFBLS thanks Oliver Moss from Bank of America for graciously hosting the event.

#### AFTER WORK MEETING First "Legal Lounge" on Campus

On July 6, the first "Legal Lounge", sponsored by the student association, the Law School management and the Bucerius/WHU Master of Law and Business Program, took place at the campus café. The "after work meeting" allowed friends and sponsors of Bucerius Law School as well as students, professors and staff the opportunity to grab a drink and enjoy the musical stylings of DJ Elbe. The legal lounge is soon to become a regular event – the next lounge is schedule for September 29 at 7pm.



The Legal Lounge is open for business!

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### RESOURCE DEVELOPMENT

- **First Rowing Challenge: Freshfields Bruckhaus Deringer vs. BLS**

On June 12, 2009, two rowing teams from Bucerius Law School accepted the challenge from the law firm Freshfields Bruckhaus Deringer and met on the water to dual it out over 600 meters on the Alster lake. Despite strong winds and high waves, "BLS 1", Bucerius' first team, came in first place. Dr. Kalus-Stefan Hohenstaat, partner at Freshfields and initiator of the rowing challenge, was on hand to award the trophy to the winning team.

- **Sponsoring Music**

Harmonized chords drifted out of the Bucerius Moot Court on June 18: Choir, Orchestra and Jazz Ensemble of the Law School came together to perform for their sponsors and guests. Under the direction of Anke Rentz and Christin Salgado, the ensemble played a number of compositions including, "Harmonie in der Ehe" from Haydn and Louis Armstrong's "What a Wonderful World".

- **Gleiss Lutz: Secondments with Large Firms Abroad**

On May 27, the law firm Gleiss Lutz and the Bucerius Alumni Association came together for their traditional joint event. Lawyers from Gleiss Lutz offices in Berlin and Stuttgart came to Hamburg to talk to 40 interested students and alumni about secondments abroad. The audience heard from lawyers who had worked in England, the US and various locations in Asia about the challenges and rewards of working abroad. The event was followed by a lovely dinner where participants had the opportunity to discuss possibilities further.

- **Max Kade Foundation supports American Friends of Bucerius Law School**

The American Friends of Bucerius Law School and Bucerius Law School gratefully acknowledge the support of the Max Kade Foundation, New York. For the third time in a row, the Max Kade Foundation has supported a Visiting Professorship within the International Exchange Program at Bucerius Law School. Succeeding David S. Clark (Willamette University) and John H. Matheson (University of Minnesota), this fall Peter Hay (Emory University) will

teach as the "Max Kade Visiting Professor of Law" at Bucerius.

The Max Kade foundation was endowed by Dr. Max Kade (1882-1967), a native of Schwäbisch Hall, who immigrated to New York in 1905. After a successful career as a pharmaceutical researcher and entrepreneur, Dr. Kade turned toward philanthropy. Since 1944, the Max Kade Foundation has worked to increase understanding and the cultural exchange between the people of Germany and the United States. The foundation has funded diverse educational initiatives in both Germany and America. It has established libraries, students facilities and centers for German studies at several universities. It has also endowed numerous scholarships, professorships, and exchange programs. The Max Kade Foundation continues to take a leading role in promoting transatlantic exchange through its support of innovative initiatives like Bucerius, Germany's first and only private law school.

- **Bucerius Day Care Center breaks ground on an Outdoor Playground**

On Saturday, May 16, dozens of helpers, big and small, along with professional garden architects from "Mut zur Wildness" came together to build the new outdoor playground at the Bucerius Day Care Center. Dr. Tatiana Mathiesen, Chair of the Day Care Association and Center Director Karin Buss envisioned a outdoor play area that combines nature with learning activities and fun. Parents, kids, employees and other helpers celebrated their new play space with a barbecue and then a nap – for the little ones. More about the day care center can be found at [www.law-school.de/kita.html](http://www.law-school.de/kita.html).

### CALENDAR OF EVENTS

- **MLB Alumni Barbecue**

On Monday, August 31, the MLB Alumni will be gathering for a barbecue on the Bucerius Law School campus. In addition to catching up with classmates, there will also be a brief dedication ceremony in memory of alumni Julia Chaves de Miranda Schmidt and Alexander Crolow, MLB class of 2007-08 who were killed in the June 1 Air France crash.

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### ▪ **MLB Graduation Ceremony**

The third Bucerius/WHU Master of Law and Business class will receive their degrees on Tuesday, September 1 at 5pm. For more information please contact Maite Anna Bäurle ([maite.baeurle@law-school.de](mailto:maite.baeurle@law-school.de)), Tel. (040) 30706226.

### ▪ **“Who will run the 21<sup>st</sup> Century” Lecture**

As part of the Bucerius Education GmbH and American Council on Germany Discussion Series entitled, “Talking about China: Germany, China, and the United States in the 21st Century”, Executive Vice-President of the ZEIT-Stiftung Ebelin und Gerd Bucerius, Markus Baumanns, and Benjamin Lee, Senior Vice President for International Affairs and Professor of Anthropology and Philosophy at The New School for Social Research, will discuss “Who Will Run the 21st Century? The Role of Education in Global Leadership in China, Europe, and the United States” on Thursday, September 10, from 5:30 – 7:30 p.m. at the LEVIN Institute, 116 East 55th Street, New York City. This event is sponsored by the LEVIN Institute.

### ▪ **Commencement Ceremony**

The Commencement Ceremony begins each new academic year at Bucerius. The Law School welcomes the incoming class of 2009, the international exchange students and the Bucerius/WHU Masters program participants as well as honors the graduates. This year’s speaker is Günther H. Oettinger, governor of the German state of Baden-Württemberg. The Hunck Prinz Prize for outstanding social engagement and the Berenberg Bank’s Christian Wilde Prize are also awarded during the ceremony on September 25, 2009 at 11 a.m. in the Chambers of Commerce.

### ▪ **Annual Meeting of Donors and Friends**

The Annual Meeting of Donors and Friends will take place on the evening of the Commencement Ceremony.

### ▪ **Applications for the 2010-2011 Bucerius/WHU Master of Law and Business Now Being Accepted**

The Bucerius/WHU Master of Law and Business Program is now accepting application for its 2010-11 academic year. The program systematically combines numerous aspects of international business law with issues of international management. Participants obtain a unique ability to analyse the ever-increasing number of international issues that involve both legal and economic elements. For more information about the program and to apply, please visit the website [www.bucerius.whu.edu](http://www.bucerius.whu.edu).

### **Editorial**

#### **Bucerius Law School**

#### **Hochschule für Rechtswissenschaft**

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