INTERNATIONAL EXCHANGE PROGRAM 2018
COURSE CATALOGUE

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Revised: March 23, 2018
# ACADEMIC CALENDAR

<table>
<thead>
<tr>
<th>Date</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>August 7 - 13</td>
<td>Course Registration* (online)</td>
</tr>
<tr>
<td>September 3 - 5</td>
<td>Orientation Program (mandatory)</td>
</tr>
<tr>
<td>September 6</td>
<td>Session I Law and German Courses Begin</td>
</tr>
<tr>
<td>September 28</td>
<td>Bucerius Academic Ceremony</td>
</tr>
<tr>
<td>October 3</td>
<td>German Reunification Day (national holiday – no lectures)</td>
</tr>
<tr>
<td>October 19</td>
<td>Session I Lectures End</td>
</tr>
<tr>
<td>October 22 – 26</td>
<td>Session I Exam Week**</td>
</tr>
<tr>
<td>October 27 – 29</td>
<td>Study Trip to Berlin and Potsdam (optional)</td>
</tr>
<tr>
<td>October 31</td>
<td>Reformation Day (state holiday)</td>
</tr>
<tr>
<td>November 5</td>
<td>Session II Courses Begin</td>
</tr>
<tr>
<td>December 14</td>
<td>Session II Lectures End</td>
</tr>
<tr>
<td>December 17 - 20</td>
<td>Session II Exam Week**</td>
</tr>
<tr>
<td>December 20</td>
<td>Farewell Ceremony</td>
</tr>
</tbody>
</table>

* 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 6–October 19, 2018

<table>
<thead>
<tr>
<th>COURSE NAME</th>
<th>CREDITS</th>
<th>PROFESSOR / LECTURER</th>
<th>HOME INSTITUTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Comparative Law Methodology</td>
<td>1 ABA / 2 ECTS</td>
<td>Prof. Dr. Katharina Boele-Woelki</td>
<td>Bucerius Law School</td>
</tr>
<tr>
<td>Essential Themes and Trends in Comparative Corporate Law</td>
<td>2 ABA / 4 ECTS</td>
<td>Dr. Carsten Jungmann</td>
<td>BIRKENSTOCK Group, Neustadt/Wied and Bucerius Law School</td>
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<tr>
<td></td>
<td></td>
<td>Dr. Alma Pekmezovic</td>
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<td></td>
<td>Prof. Dr. Karsten Schmidt</td>
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</tr>
<tr>
<td>Global Trends in Intellectual Property and Digital Media Law*</td>
<td>1 ABA / 2 ECTS</td>
<td>Prof. Dr. Dana Beldiman</td>
<td>Squire Patton Boggs, USA &amp; Bucerius Law School</td>
</tr>
<tr>
<td>Introduction to German Law (mandatory for all exchange students)</td>
<td>2 ABA / 4 ECTS</td>
<td>Dr. Christian Becker</td>
<td>Leibniz Universität Hannover, Germany</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Dr. Christian Bochmann</td>
<td>Flick Gocke Schaumburg &amp; Bucerius Law School</td>
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<tr>
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<td></td>
<td>Dr. Anika Klafki</td>
<td>Bucerius Law School</td>
</tr>
<tr>
<td>International Commercial Litigation</td>
<td>2 ABA / 4 ECTS</td>
<td>Prof Dr. Peter Huber</td>
<td>University Mainz, Germany</td>
</tr>
<tr>
<td>International Conflict of Laws</td>
<td>2 ABA / 4 ECTS</td>
<td>Prof. Dr. Hannes Rösler</td>
<td>University Siegen, Germany</td>
</tr>
<tr>
<td>The Private Law of International Trade from Comparative Perspective</td>
<td>2 ABA / 4 ECTS</td>
<td>Dr. Thomas Krebs</td>
<td>Oxford University, Brasenose College, UK</td>
</tr>
<tr>
<td>Transactional Drafting for Non-Native English Speakers</td>
<td>1 ABA / 2 ECTS</td>
<td>Lana Spangenberg</td>
<td>Bucerius Law School</td>
</tr>
<tr>
<td>Transactional Drafting for Native English Speakers</td>
<td>1 ABA / 2 ECTS</td>
<td>Emma Ziercke</td>
<td>Bucerius Center on the Legal Profession</td>
</tr>
</tbody>
</table>

**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 5 – December 14, 2018

<table>
<thead>
<tr>
<th>COURSE NAME</th>
<th>CREDITS</th>
<th>PROFESSOR / LECTURER</th>
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</tr>
</thead>
<tbody>
<tr>
<td>Business Mediation and Conflict Resolution</td>
<td>2 ABA / 4 ECTS</td>
<td>Prof. Dr. Lars Kirchhoff Dr. Felix Wendenburg</td>
<td>TGKS Law Firm, Berlin and European University Viadrina, Frankfurt</td>
</tr>
<tr>
<td>Business Skills: Introduction to Accounting and Finance</td>
<td>1 ABA / 2 ECTS</td>
<td>Prof. Dr. Matthias Meyer</td>
<td>Hamburg University of Technology</td>
</tr>
<tr>
<td>Corporate Governance</td>
<td>2 ABA / 4 ECTS</td>
<td>Dr. Carsten Jungmann</td>
<td>BIRKENSTOCK Group, Neustadt/Wied and Bucerius Law School</td>
</tr>
<tr>
<td>International Commercial Arbitration</td>
<td>2 ABA / 4 ECTS</td>
<td>Prof. Dr. Stefan Kröll</td>
<td>Bucerius Law School</td>
</tr>
<tr>
<td>Introduction to EU Law</td>
<td>1 ABA / 2 ECTS</td>
<td>Prof. Dr. Jörn Axel Kämmerer Prof. Dr. Mehrdad Payandeh</td>
<td>Bucerius Law School</td>
</tr>
<tr>
<td>Law Firms of Tomorrow</td>
<td>1 ABA / 2 ECTS</td>
<td>Markus Hartung Emma Ziercke</td>
<td>Bucerius Center on the Legal Profession</td>
</tr>
<tr>
<td>Negotiation**</td>
<td>1 ABA / 2 ECTS</td>
<td>Michael Friedman</td>
<td>Max Planck Institute for Comparative and International Private Law, Hamburg</td>
</tr>
<tr>
<td>Practical Aspects of Mergers &amp; Acquisitions</td>
<td>2 ABA / 4 ECTS</td>
<td>Dr. Nils Krause</td>
<td>DLA Piper, Hamburg</td>
</tr>
<tr>
<td>The Law of the International Organisations</td>
<td>1 ABA / 2 ECTS</td>
<td>Julia Spiesberger</td>
<td>Bucerius Law School</td>
</tr>
</tbody>
</table>

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### Both Sessions: September 6 – December 14, 2018

<table>
<thead>
<tr>
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</tr>
</thead>
<tbody>
<tr>
<td>Energy Law <em>Law of the Energiewende, the Energy Transition</em></td>
<td>2 ABA / 4 ECTS</td>
<td>Dr. Kai Uwe Pritzsche</td>
<td>Linklaters LLP, Berlin</td>
</tr>
<tr>
<td>European Capital Markets Law</td>
<td>2 ABA / 4 ECTS</td>
<td>Dr. Alma Pekmezovic Dr. Fabian Walla</td>
<td>Bucerius Law School</td>
</tr>
</tbody>
</table>

**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

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

The following courses will be offered in fall 2018:

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

An additional course worth 1 ABA / 2 ECTS is being planned for the 2018 program

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.
COURSES SESSION I: September 6 – October 19, 2018

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!

During six weeks the lectures 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 JUNGMANN, 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 / a course on patent, trademark, copyright or equivalent at your home law school
Attendance: Bucerius attendance policy applies

The course is focused on recent developments that shape emerging trends in the main fields of intellectual property and online law. It is intended for students who have had some exposure to IP law. The lectures will examine law and policy considerations, in relevant jurisdictions, on an international as well as on a comparative basis. Specific topics addressed include developments in patent law, copyright and trademark law and open source innovation.

INTERNATIONAL COMMERCIAL LITIGATION
PROF. DR. PETER HUBER

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

This course deals with cases where an international commercial transaction has given rise to a legal dispute between the parties and where this dispute is not decided by arbitration. In such a scenario, the parties have to litigate before the domestic court of a State. This raises a number of difficult issues, a selection of which will be dealt with in the course.

One part of the course will be devoted to the issue of international jurisdiction: In which state’s courts can the plaintiff bring his lawsuit against the defendant? What if there are several states that offer a ground of jurisdiction? Why does it matter at all whether a dispute is litigated in one state rather than in another? Can the parties in their contract choose the forum in which future claims will be litigated (forum selection)?

A second part of the course will deal with a selection of specific issues that may arise in international commercial litigation: What if the court which is seized with the lawsuit regards itself as an inappropriate forum (forum non conveniens)? What if the same lawsuit is brought twice, but in different states (lis alibi pendens)? What are the so-called “torpedo claims”? Is it possible to prevent the other party from bringing a lawsuit in a certain state by way of an “antisuit injunction”? Will a judgment from the courts of one state be recognized and enforced in other states? What about obtaining evidence or effecting service of documents abroad?

The course will address these issues primarily from a European (EU) and from a US perspective. A detailed reading list and a reader with materials covering European and US sources (e.g. cases, articles) will be available before the course.
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.
THE PRIVATE LAW OF INTERNATIONAL TRADE FROM COMPARATIVE PERSPECTIVE
THOMAS KREBS

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

This course is concerned with the law of International Trade. Broadly defined, it covers transactions in which goods are transported (by ship) from one country to another. In particular, we are going to look at three transactions:

- The shipping transaction: this involves two relationships, namely between the seller and the carrier, and between the carrier and the buyer. Some carriage contracts have been the subject of harmonisation efforts and we will examine in particular the Hague-Visby Rules which have found wide acceptance. We will also look at the Hamburg and the Rotterdam Rules. The substantive law we will study is English law (governing the majority of carriage contracts worldwide), but we will also examine the relevant rules of German law to provide some comparative perspective.

- The sales transaction: this is concerned with the relationship between the seller and the buyer. Where parties to a commercial sale of goods are located in different states, the UN Sales Convention (Vienna Convention or CISG) may apply – this is the convention we will study.

- The financing transaction: again, two relationships are involved: buyer/bank and seller/bank. These transactions are frequently subject to international regimes, primarily the Uniform Customs and Practice of Documentary Credits (UCP 600) issued by the International Chamber of Commerce in Paris.

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.
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).
CORPORATE GOVERNANCE
DR. CARSTEN JUNGMANN

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 COMMERICAL 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 75 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.

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.

This course has been designed to provide students with an up-to-date and forward-looking understanding of law firms as business entities in an evolving environment. As an up-and-coming lawyer, you will have a front row seat in this revolution and will even be able to influence the future of the profession. This course will equip you with a greater understanding of:

- The market environment; what are the threats to the traditional law firm? How do alternative legal service providers work? Do spin-offs have an advantage over Big Law? What are the changes to the in-house profession?
- Law firm business models – what will the future law firm business model look like? Has the way in which law firms deliver legal services already changed?
- Legal tech and innovation - who is already using legal tech, how is it being used? What are the threats and opportunities it presents for law firms? What does it mean for my interactions with clients? Can law firms be innovative? What is “innovative” in the context of legal services?
- Do we need legal project management? Should lawyers be project managers or should project managers manage lawyers? Will it make firms more efficient?
• Looking after your human capital; what does modern-day diversity mean and why is it important? Do law firms need adapt to accommodate Tomorrow’s Lawyers?

As part of the course you will be asked to design your own law firm and present your ideas to a panel of judges. It is your turn to look into the future and be creative. What will your law firm be called? Who will be its clients? How will you work? Who will run your firm?

THE LAW OF INTERNATIONAL ORGANISATIONS
JULIA MARIA SPIESBERGER

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

Since the end of World War II, and with increased emphasis after the Cold War, the number of international organizations has risen drastically. Today international organizations cover a variety of subjects such as international trade, development, peace and security, human rights and the environment. This course will provide students with an understanding of how international organizations are set up and function and what role they play in global governance. In particular, students will examine the establishment and dissolution of international organizations, membership in and withdrawal and suspension from international organization as well as their legal personality and competencies. Moreover, students will study how international organizations are held accountable and how disputes in the context of international organizations are settled. The course aims to point out issues and rules that are common to all or most international organizations as well as those that distinguish international organizations from each other. Emphasis will be placed on the global economic order characterized by organizations such as the IMF, the World Bank, the WTO and the G8.
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. The primary thrust of the class will be to explore the fundamental tension and interrelation between creating and capturing negotiation value. Rather than prescribing a rigid formula for completing a negotiation, the course will ask students to consider how their own personal styles, strengths and weaknesses impact the negotiation process and the outcomes achieved.

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.

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 6 – December 14, 2018

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 PEKMEZOVIĆ, 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.
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, LLM, 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.

**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 seminars on negotiation for both the German-American Lawyer’s Association (DAJV) as well as the African Good Governance Network. He is a member of the International Negotiation Teaching and Research Association (INTRA). In 2012 he was named Best Teacher of the Bucerius Master of Law and Business Program (legal curriculum). He has lived in Hamburg since 2004 where he works with the Max Planck Institute for Comparative and International Private Law.

**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 Huber** is professor of Law at Johannes-Gutenberg-University Mainz (Germany) where he holds the chair for private law, conflict of laws and comparative law. His main interests lie in the fields of International Sales Law, of German and Comparative Contract Law and in the area of International Litigation and Arbitration. He has published several books and articles on these issues and teaches them regularly. He is the Head Coach of the Mainz University team for the W.C. Vis International Commercial Arbitration Moot Competition and the Foreign Direct Investment Moot Competition. Visiting appointments have led him to the Hague Academy of International Law, Nihon University Tokyo, New York University, Tulane Law School, the University of Georgia (Athens) and the University of Burgundy (Dijon).

**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 price 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. Thomas Krebs read English and German law at the University of Kent at Canterbury, before going to Oxford to study for the postgraduate degree of Bachelor of Civil Law. He stayed at Oxford to complete a doctorate (D.Phil.) under Peter Birks, before then qualifying as a barrister. In 1999, he was invited to join the Law Faculty of University College London, where he spent four years as the Norton Rose Lecturer in Commercial Law. Since 2003, he has been a Associate Professor in commercial law at the University of Oxford and a fellow of Brasenose College, Oxford. He is also admissions coordinator for the Faculty of Law and tutor for graduates at Brasenose. He continues to practice at the English Commercial Bar and is a member of a Chancery / Commercial Set of Chambers in Lincoln’s Inn.

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
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.

**Dr. Kai Uwe Pritzsche** is a partner at Linklaters Berlin and practices in energy law and corporate law; he has been with the firm since 2001. He holds an LL.M. from the University of California, Berkeley, School of Law and completed doctoral work at the University of Cologne.

**Prof. Dr. Hannes Rösler**

Biography to follow.

**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.

**Lana Spangenberg**, B.Sc., received her Juris Doctor from Washington and Lee University School of Law in 2004, where she externed at the White House Office of Faith-Based and Community Initiatives as well as the Lexington Legal Aid Office. She received her Bachelor of Science in Political Science at Texas A&M University. She participated in the first international exchange semester at Bucerius Law School in 2002 and later returned to teach Anglo-American Commercial Law in 2006. After receiving her Juris Doctor, she was selected by the Alexander von Humboldt-Stiftung as a German Chancellor Scholar (Bundeskanzlerstipendiatin) where she was the Scholar-in-Residence at the Evangelisches Institut für Kirchenrecht an der Universität Potsdam under the mentorship of Verband Diakonischer Dienstgeber Deutschland, e.V. Mrs. Spangenberg is an Attorney-at-Law and a member of the Texas Bar.

**Julia Spiesberger** is a Ph.D. candidate and research assistant at the Chair for Public Law I at Bucerius Law School. She holds a BCL from the University of Oxford, where she specialised in Public International and International Criminal Law, and an LL.B. with European Legal Studies from the University of Aberdeen. Before joining the Bucerius Law School Julia worked at the International Criminal Tribunal for the former Yugoslavia and passed the New York Bar Exam.

**Dr. Fabian Walla** is an in-house counsel with TUI AG, the world’s largest integrated touristic group listed at the London Stock Exchange as well as at the Frankfurt Stock Exchange. Before joining TUI AG he worked in the banking sector and in a major German law firm. Dr. Fabian Walla studied law at Bucerius Law School (LL.B. 2007; Dr. iur. 2011) and Cornell Law School. He has authored numerous publications on European Capital Markets Law.
**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 master's program in mediation (both at the European University Viadrina). After graduating from Bucerius Law School in 2008, he worked as a research associate and doctoral candidate at the Max Planck Institute for Comparative and International Law in Hamburg. He received his mediation training at Bucerius Law School, the Lawyers’ Chamber (Celle), Boston College Law School, Fordham University School of Law (New York) and the mediation program of the US District Court of Northern California. Felix Wendenburg has authored several publications on "interprofessionality" in mediation, the legal framework of mediation and on law school grading policies.

**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.