

Satisfy Your CLE Requirements!



Internal Investigations

2008: Legal, Ethical & Strategic Issues

New York City, June 10, 2008

Chicago, June 17, 2008

Philadelphia Groupcast Location, June 10, 2008

Live Webcast, June 10, 2008 — www.pli.edu

- Get practical advice and best practices for conducting effective internal investigations
- Hear from the regulators: SEC, DOJ and state AG's offices
- Learn creative approaches to auditor demands for privileged documents
- Understand the practical impact of the McNulty Memorandum on privilege waivers
- Earn two hours of ethics CLE credit

Do You Know There Are 5 Ways To Attend PLI's Programs?

See inside for details...

Internal Investigations 2008: Legal, Ethical & Strategic Issues

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Why You Should Attend

Some of the most difficult legal and ethical issues in today's regulatory environment arise in the context of internal investigation practice and procedure. As the number of and reasons for internal investigations continue to rise, you need to know when and how to conduct the most effective investigations in order to limit your client's or corporation's exposure. This program will take you through an internal investigation from beginning to end, covering the important fundamentals as well as the most recent developments, trends and best practices in this increasingly important area. You will benefit from the insider perspective and real-life experiences of an expert faculty comprised of top government regulators from the DOJ, SEC and state AG's offices, chief in-house counsel, leading private practitioners and forensic accountants and come away with the practical tools you need to counsel your clients or company regarding internal investigations. You will also receive **two hours of ethics CLE credit** and learn from a **mock demonstration** as you find out how to avoid the many complicated ethical issues that arise in the context of internal investigations.

What You Will Learn

- How to conduct an internal investigation: when to conduct, who should conduct and oversee, proper scope and procedures, concluding the investigation
- Current developments in the law and hot-button issues
- When you should disclose and when you should not
- The government's use, evaluation and weighing of internal investigations
- Tested best practices and strategies
- When and how to work with outside experts
- How to deal effectively with auditors
- Understanding privilege and cooperation issues

and much more!

Who Should Attend

In-house and outside corporate counsel, internal auditors and compliance officers who conduct internal investigations will not want to miss this program. In addition, forensic accountants and other experts that handle internal investigations and government attorneys will find this program extremely valuable.

Watch and Listen to Live Webcast at www.pli.edu

A simultaneous live online broadcast of the New York City session of this program is available for individual viewing from your computer on www.pli.edu. Webcast participants will receive streaming audio/video instantaneously from the live program, can view and/or print the Course Handbook, and submit questions electronically. Get "real-time" education right from your PC!

To register for the webcast, visit www.pli.edu and click *Online CLE*, then go to the *Upcoming Live Webcasts* area. Select the *Internal Investigations 2008: Legal, Ethical & Strategic Issues* Webcast to purchase the program. Please register before the first day of the program to allow time to test your system. If you have any questions whatsoever please call PLI's Customer Relations Department at (800) 260-4PLI.

PLI's Nationally Acclaimed Course Handbooks

All program attendees* will receive a copy of the Course Handbook. This bound volume is prepared specifically for this program and also stands alone as a permanent reference. PLI's Course Handbooks represent the definitive thinking of the nation's finest legal minds, and are considered the standard reference in the field. Please note: Individual Webcast attendees will receive a downloadable version of the Handbook the day of the program, and the Course Handbook after the program date. **Web Subscribers to Webcasts can purchase the Handbook at a 50% discount; contact PLI Customer Service to order.*

Reserve your place today, call (800) 260-4PLI.

Program Schedule

Please plan to arrive with enough time to register before the conference begins.
A continental breakfast will be available upon your arrival.

Morning Session: 9:00 a.m. – 12:30 p.m.

9:00

Introduction

NYC, CHI, PHI & WEB: *Nancy Kestenbaum, Richard J. Morvillo*

9:15

Commencing the Investigation

- Reasons for conducting an internal investigation
- When you need to conduct an internal investigation
- Who should conduct: in-house vs. outside counsel
- Who should oversee the investigation
- What is the proper scope of the investigation given the particular circumstances
- Document retention, preservation and disclosure issues

NYC, PHI & WEB: *Steven R. Peikin (moderator), David B. Anders, Suzanne Jaffe Bloom, Claudius O. Sokenu*

CHI: *Sheila Finnegan (moderator), Evan T. Barr, Carrie J. Di Santo, Steven M. Kowal*

10:15

Conducting the Investigation

- Employee interviews
- Employee issues and obligations: advice, rights and liability in light of recent cases
- Representational issues
- Privilege issues
 - Identifying the “client”
 - Practical impact of the McNulty Memorandum
 - Communication with media consultants
- Perspective of in-house counsel
- Dealing with the auditors: creative approaches

NYC, PHI & WEB: *Robert B. McCaw (moderator), Martine M. Beamon, Michael Delikat, James D. Goldsmith, Lynn A. Neils*

CHI: *Christina M. Tchen (moderator), Brian P. Loughman, David H. Resnicoff, Sheldon T. Zenner*

11:15 *Break*

11:30

Dealing with the Government

- The government’s perspective on internal investigations
- Communications regarding the investigation
- Handling government requests for privilege or work product waiver
- How does the government use a company’s internal investigation?
- How much credit does the company get?

NYC, PHI & WEB: *Nancy Kestenbaum (moderator), Mylan L. Denerstein, Colleen P. Mahoney, Peter J. Romatowski, Mark K. Schonfeld*

CHI: *Nancy Kestenbaum (moderator), Ben Campbell, Merri Jo Gillette, John H. Sturc*

12:30 *Lunch*

Afternoon Session: 1:30 p.m. – 4:45 p.m.

1:30

Concluding the Investigation

- When to prepare a report
- Contents of the report: type, how much detail, facts vs. legal conclusions
- Corrective actions
- Cooperation with the government
 - Waiver issues
 - Public disclosure of results

NYC, PHI & WEB: *Aaron R. Marcu (moderator), Alan J. Brudner, Ben Campbell, James E. Johnson, Guy Petrillo*

CHI: *Robert W. Tarun (moderator), Julie A. Bauer, Ben Campbell, David M. Howard, Jonathan D. King*

2:30

Ethical Issues in Internal Investigations

- Warnings to witnesses
- Representational issues
- The rights of employees
- Avoiding obstruction
- Sharing information with employees
- Indemnification and advancement
- Mock demonstration: learn from a real-world example of these important issues

NYC, PHI & WEB: *Richard J. Morvillo (moderator), Mei Lin Kwan-Gett, Carl H. Loewenson, Jr., Audrey Strauss, Samuel J. (Sandy) Winer*

CHI: *Richard J. Morvillo (moderator), David B. Bayless, Sean M. Berkowitz, Dixie L. Johnson, Scott R. Lassar*

3:30 *Break*

3:45

Ethical Issues in Internal Investigations (Continued)

4:45 *Adjourn*

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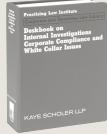
COURSE HANDBOOK

Internal Investigations 2008: Legal, Ethical & Strategic

Issues, \$199. *The Course Handbook will be available on the first day of the program.*

TREATISES

Deskbook on Internal Investigations, Corporate Compliance and White Collar Issues Kaye Scholer LLP's White Collar Litigation and Internal Investigations Practice Group (Washington, D.C., and New York City)



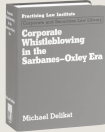
Dramatically reduce corporate legal exposure by consulting the new **Deskbook on Internal Investigations, Corporate Compliance and White Collar Issues**. You'll discover how to carry out internal investigations that spot and stop illegal conduct • cooperate with federal investigators to mitigate the damage caused by violations • craft compliance programs that detect and prevent wrongdoing • qualify for federal leniency programs that reduce sanctions • safeguard employees' rights during investigations and prosecutions • minimize disruptions caused by searches and seizures and grand jury subpoenas • and secure the most favorable deferred prosecution agreements.

1 looseleaf volume, 585 pages, \$215 (Revised annually or as needed: No charge for revision issued within 3 months of purchase)

Corporate Whistleblowing in the

Sarbanes-Oxley Era

Michael Delikat (Orrick, Herrington & Sutcliffe LLP, New York City)



Corporate Whistleblowing gives you a vital understanding of relevant SOX provisions, federal and state whistleblower statutes, and related case law, enabling you to help employers take preventive steps to reduce the risk of claims, such as developing procedures for handling internal complaints that ensure employee grievances don't end up in court. The latest release examines the Supreme Court's ruling in *Burlington Northern* clarifying the standard for deciding Title VII retaliation claims, the arbitrability of SOX claims under NASD rules, and conflicts between SOX § 301 and EU law.

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Fax or mail completed Registration/Order Form on back cover.

New York City Seminar Location: PLI New York Center, 810 Seventh Avenue at 53rd Street (21st floor), New York, New York 10019. Message Center, program days only: (212) 824-5733.

New York City Hotel Accommodations:

Due to high demand and limited inventory in NYC, we recommend reserving hotel rooms as early as possible.

The New York Hilton & Towers, 1335 Avenue of the Americas, New York, New York 10019. Reservations (877) NYC-HILT. Please mention you are booking a room under the Practising Law Institute Corporate Rate and the Client File N# is 0495741. You may also book reservations online, go to www.pli.edu for this program. Click Hilton link to see preferred rates. Enter requested dates and Practising Law Institute rates will appear.

The Warwick Hotel, 65 West 54th Street, New York, NY 10019. 1 block from PLI Center. Reservations 800-223-4099 or, hotel direct 212-247-2700. Please mention that you are booking a room under the Practising Law Institute Corporate rate.

Reservations online at www.warwickhotels.com Click reservations in menu bar on left. Select desired dates. In "Special Rates" drop down window select Corporate Rate. In "Rate Code" enter PLIN. Click search and select desired room type and rate plan. Or, you may email reservation requests to: res.ny@warwickhotels.com

Chicago Seminar Location: University of Chicago Gleacher Center, 450 N. Cityfront Plaza Drive, Chicago, IL 60611. (312) 464-8787.

Chicago Hotel Accommodations: Omni Hotel Chicago, 676 N. Michigan Avenue, Chicago, IL 60611. Please contact the hotel directly at 1-800-THE-OMNI or (312) 944-6664. When calling, mention PLI and the name of the program you are attending. The cut-off date for the preferred rate is May 23, 2008

Philadelphia Groupcast Location: Pennsylvania Bar Institute, The CLE Conference Center, Wanamaker Building, 10th floor, Suite 1010, Center City Philadelphia (Juniper St. entrance, between 13th & Broad Sts., opposite City Hall). (800) 932-4637.

Payment Policy: Registration fees are due in advance. Attendees may pay by check, Visa, MasterCard, American Express or Diners Club.

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