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US Export Controls / Defense Trade Controls SEMINAR SERIES

This seminar series provides both novice and experienced export compliance professionals with an in-depth education on regulations administered by the US Departments of State, Commerce & Treasury. Our instructors are widely respected experts in the field of export compliance with many years of experience in interpreting and applying the rules. Expect to leave these seminars with an in-depth understanding of what the current rules are and what you need to do to keep your company compliant.

FALL 2012 SEMINAR SERIES

US EXPORT CONTROLS

2-DAY SEMINAR

A hands-on approach to complying with the Export Administration Regulations (EAR), including both export controls and antiboycott regulations, and Treasury Department trade embargoes.

TOPICS INCLUDE:

- » Introduction to Export Controls
- » Classification
- » Shipping and Licenses
- » China Military Catch-All Rule
- » Reexports
- » Office of Foreign Assets Control Regulations
- » Antiboycott Regulations
- » Information Technology, Technical Data & Software
- » Export Enforcement Issues & Effective Export Compliance

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DEFENSE TRADE CONTROLS

2-DAY SEMINAR

Learn the ins and outs of compliance with International Traffic in Arms Regulations (ITAR) in a format that is easy to digest.

TOPICS INCLUDE:

- » Munitions Export Controls Overview - ITAR, DDTC & more
- » Controlled Items and Activities
- » License Requirements
- » Brokering Issues
- » Political Contributions
- » Technical Data Considerations
- » License, Agreement & Exemption Management
- » License Application Workshop
- » Internal Control Programs

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NEW EXPORT CONTROLS REFORM ISSUES!

- » Get the most up-to-date information about regulations
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DAY 1

REGISTRATION: 8:00 AM
PROGRAM: 8:30 AM to 5:00 PM

Introduction to Export Controls

- ▶ US Export Control Policy
- ▶ Primary US Export Regulations (EAR/ITAR/OFAC)

Controlled Items and Activities

- ▶ What is Subject to Controls?
- ▶ Export Control Regulated Activities

Jurisdiction & Classifications

- ▶ Jurisdiction: Which List Applies? (CCL/NEML/USML)
- ▶ How Do I Classify an Item?
- ▶ Determining the ECCN
- ▶ Requesting an Official Classification

NLR (No License Required)

- ▶ NLR Determination
- ▶ The Automated Export System
- ▶ Harmonized Tariff Schedule and the Schedule B

License Exceptions

- ▶ ECCN-based License Exceptions
- ▶ Other Useful License Exceptions
- ▶ Foreign-Made Items Incorporating U.S. Parts

Catch All Controls

- ▶ Prohibited Parties/Embargoed Countries/Proliferation Activities
- ▶ Red Flags
- ▶ China Military End Use
- ▶ EAR General Prohibitions

License Applications

- ▶ When Do I Apply for a License?
- ▶ Making an Application to BIS
- ▶ SNAP-R / Electronic Filing
- ▶ License Review Process

DAY 2

PROGRAM: 8:30 to 5:00

Shipping / Documentation & Administration

- ▶ Foreign Trade Regulations / AES / HTS & Schedule B
- ▶ Export Documents / Customs & Border Protection

Reexports: US Controls on Overseas Activities

- ▶ General Guidelines / Who is Responsible?
- ▶ Foreign-made Items incorporating US Parts or Technology

Technical Data & Software

- ▶ "Publicly Available Information"
- ▶ Deemed Exports to Foreign Nationals / Internet Exports
- ▶ Relevant License Exceptions
- ▶ "Cloud" Computing: Who is the Exporter?

Internal Control Programs

- ▶ Effective Compliance Plans / BIS "Core Elements"
- ▶ Resources: Where Can I Go for Help?
- ▶ Areas of Frequent Compliance Breakdown

Export Control Reform

- ▶ Reform Objectives & Progress / What to Do Now

US Embargo Controls

- ▶ Embargoed Country Destinations
- ▶ Transactions Subject to Embargo Controls

Export Enforcement

- ▶ Preventing and Coping With Violations
- ▶ When "Enforcement" Comes Knocking... / Case Studies

Information Technology & Encryption

- ▶ Computer, Telecom, Software & Encryption Controls

Aerospace Issues

- ▶ Classifications & Special Considerations

Antiboycott

- ▶ Prohibitions & Guidelines

Defense Trade Controls Seminar | 2 day agenda

BOSTON, MA • HILTON BOSTON DOWNTOWN-FINANCIAL DISTRICT • OCTOBER 17-18, 2012

DAY 1

REGISTRATION: 8:00 AM
PROGRAM: 8:30 AM to 5:00 PM

Introduction To Defense Trade Controls

- ▶ Key Governing Agencies

What Does the ITAR Control?

- ▶ ITAR Controlled Activities
- ▶ Easy to Forget Licensable Transactions

What is a "Defense Article"?

- ▶ Jurisdiction: EAR vs. ITAR
- ▶ USML: "US Munitions List"
- ▶ SME: "Significant Military Equipment"
- ▶ Special Classification Issues

Registration & Empowered Official Issues

- ▶ How to Register with the DDTC
- ▶ What is an "Empowered Official"?

ITAR Catch All Controls

- ▶ Prohibited Countries
- ▶ Prohibited / Ineligible Parties
- ▶ Highly Restricted Items / Red Flags
- ▶ Congressional Notification Issues

ITAR License Exemptions

- ▶ What are Exemptions? / Exemption Exclusions
- ▶ The Canadian Exemptions
- ▶ Other Useful Exemptions

ITAR Licenses

- ▶ Licenses vs. Agreements
- ▶ The Art of the License Application
- ▶ D-trade
- ▶ DSP-5 Applications
- ▶ Foreign Person Employee License
- ▶ Marketing Licenses

DAY 2

PROGRAM: 8:30 to 5:00

ITAR Agreements

- ▶ MLAs / TAAs / Warehouse & Distribution Agreement
- ▶ Agreement Application / Agreement Guidelines
- ▶ Technical Information
- ▶ Government Review Process / Checking License Status

ITAR Administration

- ▶ Shipping & Export Documentation
- ▶ Temporary Licenses / AES
- ▶ Certification & Reporting Requirements
- ▶ Amendments / Endorsements

Special ITAR Issues

- ▶ Brokering
- ▶ Political Contributions, Fees & Commissions
- ▶ Foreign Corrupt Practices Act

Technical Data

- ▶ Definition / Exemptions / Public Domain Issues

ITAR Internal Control Programs

- ▶ Building an Effective Compliance Program
- ▶ Licensing vs. Compliance
- ▶ Who is Responsible?
- ▶ Written Programs & Procedures
- ▶ Special Issues for Tech Data & Software

Export Control Reform

- ▶ Current Reform Objectives & Progress
- ▶ Implications: What Should I be Doing NOW?

ITAR Enforcement

- ▶ Enforcing Agencies: US Customs & Border Protection
- ▶ Case Studies: Recent Enforcement & Audit Actions

ECTI FACULTY

****seminars are staffed by two or more of the following instructors**

JOHN R. BLACK is a Principal of BSG Consulting and has been involved in US export and trade control matters since 1984. He advises US and foreign companies, law firms and governments on US export controls and has earned a reputation as one of the leading experts in the field. From 1984-88 he worked for the US Commerce Department, where he wrote the Export Administration Regulations (EAR) and interpreted it



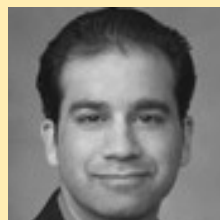
for government and industry. He uses his comprehensive knowledge of the US rules that impact military and commercial companies to help his clients stay in compliance without missing legitimate business opportunities. He has been a featured speaker at over 100 conferences around the world and has written numerous articles and several books on the subject.

SUZANNE D. REIFMAN is a partner with Vinson & Elkins' Washington DC practice. Suzanne's comprehensive export controls experience involves assisting clients in conducting international business transactions competitively and in compliance with U.S. and foreign laws and regulations. Counseling primarily involves assisting clients in a variety of industries with a variety of complex export and import-related issues, including compliance with the International Traffic in Arms Regulations (ITAR); the Export Administration Regulation (EAR); export regulations administered by the Department of Energy (DOE) and Nuclear Regulatory Commission (NRC); sanctions regulations administered by the Office of Foreign Assets Control (OFAC); import regulations administered by the Bureau of Alcohol Tobacco Firearms, and Explosives (BATF); applicable regulations administered by the U.S. Customs and Border Protection and Census Bureau; and the Foreign Corrupt Practices Act (FCPA).



SANJAY MULLICK is counsel with Pillsbury Winthrop Shaw Pittman LLP. Mr. Mullick concentrates his practice in export controls, economic sanctions, international dispute resolution and international trade regulation. He has a broad range of experience providing counsel to companies on export control matters administered by the Bureau of Industry and Security (BIS) under the Export Administration Regulations (EAR) as well as economic sanctions administered by the Office of Foreign Assets Control (OFAC). Mr. Mullick advises governments and companies in international arbitration and litigation, including dispute resolution proceedings under the investment provisions of the North American Free Trade Agreement (NAFTA) and bilateral investment treaties, administered under the rules of the International Center for the Settlement of Investment Disputes (ICSID) and the United Nations Committee on International Trade Law (UNCITRAL). He represents clients in trade remedy proceedings, including antidumping and countervailing duty investigations and suspension agreements before the Department of Commerce, the International Trade Commission and the Court of International Trade.

STEPHAN E. BECKER is the leader of Pillsbury's International Trade practice. His practice encompasses a broad range of legal subjects in the areas of international trade regulation and international law. He works with companies in a wide variety of industries, representing clients before the Commerce Department, State Department, Treasury Department, and International Trade Commission, as well as in international arbitrations. Mr. Becker is an authority on international trade agreements and public international law and has advised foreign governments on issues involving their treaties with the U.S. He has been involved in numerous international dispute settlement proceedings governed by the International Centre for the Settlement of Investment Disputes and the World Trade Organization, among others. Mr. Becker regularly advises companies on export control restrictions and embargoes, customs law matters, and compliance with the regulations of the Committee on Foreign Investment in the United States (CFIUS), and represents clients in antidumping and other trade remedy proceedings. Mr. Becker is acknowledged as a leading International Trade lawyer in Chambers Global: The World's Leading Lawyers for Business and Chambers USA: America's Leading Lawyers for Business in the category International Trade: Trade Remedies & Trade Policy.



GREGORY CREESER is a partner with International Trade Compliance Strategies and a consultant to BSG Consulting. Prior to joining ITC Strategies as a compliance consultant, Mr. Creeser held the position of Corporate Director for International Trade Compliance with Goodrich Corporation's Washington Operations Office. Mr. Creeser began his career in the export arena by serving for 2 years as a licensing officer within the Office of Defense Trade Controls at the Department of State. Mr. Creeser held the position of President of the board of directors of the Society for International Affairs (SIA) from 2004-2006. He also held the positions of Vice President, Communications Director, and Conferences Director for SIA. Mr. Creeser received his Bachelor of Science degree in Political Science and Economics from Texas A&M University in 1987.



NANCY A. FISCHER is a partner with Pillsbury Winthrop Shaw Pittman LLP and concentrates her practice in international trade law and international dispute resolution including compliance and litigation matters related to export controls and embargoes, foreign investment reviews under the Committee on Foreign Investment in the U.S. (CFIUS), Foreign Corrupt Practices Act, trade remedy laws, customs law, and WTO and NAFTA disputes. Ms. Fischer counsels clients on regulations governing export controls and embargoes administered by the Directorate of Defense Trade Controls, the Defense Technology and Security Administration, the Bureau of Industry and Security and the Office of Foreign Assets Control. She has developed internal compliance programs, including extranet sites to provide clients a centralized source for record keeping and regulatory updates.



THOMAS M. DEBUTTS is partner in the firm Pillsbury Winthrop Shaw Pittman LLP. His practice is concentrated on the complex web of U.S. international trade controls, focusing primarily on regulatory regimes such as the Export Administration Regulations (EAR), International Traffic in Arms Regulations (ITAR), and economic sanctions regulations administered by the Department of the Treasury, Office of Foreign Assets Control (OFAC). Mr. deButts' extensive experience includes export control compliance reviews and internal investigations for possible violations of export control and sanctions regulations; voluntary disclosure of such violations; and representation of companies in administrative enforcement proceedings. Mr. deButts served in BIS from 1984 to 1989 where he was Director of the Exporter Assistance Staff and has provided training to U.S. Customs inspectors on export control laws. J.D. George Mason University School of Law; A.B. Economics, Duke University.



SCOTT M. GEARITY is a Principal of BSG Consulting, bringing over a decade of consulting, training and corporate export compliance program management experience to bear for his clients. Mr. Gearity has substantial experience in military, dual-use and commercial export controls. His clients have ranged in size from small start-ups to some of the world's largest companies, with a particular focus on the information technology, telecommunications, networking and software industries. Mr. Gearity joined BSG from Microsoft Corporation, where he was based in Ireland and managed the company's export compliance program for Europe, the Middle East and Africa. He continues to advise many non-US companies affected by US export controls. Mr. Gearity holds a Bachelor of Arts degree in international studies and economics from American University. He is a licensed US customs broker.



EXPORT COMPLIANCE TRAINING INSTITUTE
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BOSTON, MA 2012 US EXPORT CONTROLS / DEFENSE TRADE CONTROLS
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Hotel Reservations

A limited block of guest rooms at the venue hotel is reserved for the seminar. They are available on a first-come, first-served basis. Limited number of rooms - **book early to ensure availability!**

HOTEL: Hilton Boston Downtown-Financial District
89 Broad Street
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To make reservations:
Call 1-800-445-8667 and mention "Export Controls/Defense Trade Controls" Group

Group reservation cut-off date: 9/23/2012
Guest room rate: \$230 single/double

PROGRAM FORMAT

▶ Participants receive training materials that contain annotated copies of the slides used by the instructors. Case studies are included. Questions are welcomed throughout the presentations. Instructors will be available before and after the presentations to discuss specific questions or issues.

▶ A certificate is issued to each attendee upon completion of the seminar.

▶ Dress code is business casual. A light breakfast, beverages, snacks and a lunch will be served each day.

▶ Our seminars are approved for CLE credits by the California State Bar Association.

▶ Export Compliance Professional (ECOP™) Accreditation testing is available on both EAR and ITAR. This accreditation is documentation of the ability to correctly apply the regulations in real-life scenarios.

Fax or mail this form to:

Jill Kincaid
Fax: +1 540 433 3978

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QUESTIONS?

Tel: +1 540 433 3977
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Hotel: The cost of accommodation is not included in the tuition.

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