

European Financial Management Conference on Alternative Investments

Dinner and Panel Session

5PM Start, Registration and Reception

7 April 2011

The University Club of Toronto, 380 University Avenue

One notable consequence of the financial crisis that began mid-2007 is the increasing regulatory scrutiny over alternative investment funds, including venture capital, private equity and hedge funds. The Economist magazine perhaps explained it best by recently saying, “*When a fight breaks out in a bar, you don’t hit the man who started it. You clobber the person you don’t like instead....*” This colorful Economist quote highlights the fact that these investment funds may not have much to do with causing the financial crisis, but rather, that regulators have long since viewed the dearth of regulation of such funds to be deficient, and have used the financial crisis as a time to bring into play greater disclosure to this otherwise opaque asset class. The panel session will discuss the impact of the financial crisis on alternative investment markets, including venture capital, private equity and hedge funds. The future of alternative investments, including regulatory options, will be discussed as well.

Panellists:

Ryan Barry LL.B., Managing Director, Diversified Global Asset Management (DGAM)

Keith Black, B.A., MBA, Ph.D., CFA, CAIA, Chartered Alternative Investment Analyst Association

Stephen J. Brown, Ph.D., David S. Loeb Professor of Finance at the Leonard N. Stern School of Business, New York University.

Anish Chopra, CAIA, CA, CFA, Managing Director TD Asset Management Inc.

Andrew Metrick, Ph.D., Deputy Dean for Faculty Development, Theodore Nierenberg Professor of Corporate Governance, Professor of Finance, & Faculty Director of the Millstein Center for Corporate Governance, Yale University

Panel Moderator:

Christopher Jones, B.A., M.A., LL.B., Partner, Blake, Cassels & Graydon LLP

Organizers:

York University Schulich School of Business
Chartered Alternative Investment Analyst Association
European Financial Management Association

Contact:

Douglas Cumming, J.D., Ph.D., CFA, Professor and Ontario Research Chair, York University Schulich School of Business, dcumming@schulich.yorku.ca

Sponsors:

Chartered Alternative Investment Analyst Association
European Financial Management Association
Industry Canada
Social Sciences and Humanities Research Council of Canada
York University Schulich School of Business

Schedule:

1700 Networking Reception
1745 Welcome Address
1800 Dinner
1850 CAIA Remarks
1900 Panel Discussion
1945 Questions and Answers
2000 Closing Address and Thank you

Panel Member Bios:

Ryan Barry, LL.B., Managing Director, Diversified Global Asset Management (DGAM)

Mr. Barry is a Managing Director of the firm and a member of the portfolio management team responsible for due diligence, monitoring and new investment identification related to co-investment opportunities and certain commodity and credit strategies. Mr. Barry is also a member of the Investment Committee. He was previously the firm's Vice President and General Counsel and supported DGAM's CEO's work as the only non-U.S. member of the Investors' Committee of the U.S. President's Working Group on Financial Markets, including participating in the development and publication of the committee's guide to hedge fund investing, "Principles and Best Practices for Hedge Fund Investors". Mr. Barry is also a member of the Investment Advisory Committee of the Financial Services Commission of Ontario, which regulates pensions, insurance and a range of other financial activities in the Province of Ontario.

Prior to joining the firm, Mr. Barry worked at Torys LLP, a Toronto and New York based law firm where he practised corporate law. In this role, Mr. Barry advised a diverse group of blue-chip clients in a broad array of corporate and securities transactions, principally mergers and acquisitions and corporate finance in the energy and financial institutions sectors. While with Torys, Mr. Barry was also seconded for an extended period to Ontario's Independent Electricity System Operator (IESO), where he was involved in a broad range of legal, regulatory and commercial aspects of Ontario's power markets.

Mr. Barry is a member of the Law Society of Upper Canada and is a graduate of the University of Toronto, Faculty of Law. Mr. Barry also holds a B.A. (First Class Honours) from Queen's University.

Keith Black, B.A., MBA, Ph.D., CFA, CAIA, Chartered Alternative Investment Analyst Association

Keith Black has over twenty years of financial market experience, serving approximately half of that time as an academic at the Illinois Institute of Technology and the other half as a trader and consultant to institutional investors. Currently, he serves as Associate Director of Curriculum for the CAIA Association, where he works on revisions to the curriculum and exams for the CAIA program, which includes studies in alternative investments, including hedge funds, private equity, real assets and structured products.

During his most recent role at Ennis Knupp + Associates, Keith advised foundations, endowments and pension funds on their asset allocation and manager selection strategies in hedge funds,

commodities and managed futures. Ennis Knupp clients had \$2 trillion in total assets with \$60 billion in alternative investments. Prior experience includes commodities derivatives trading at First Chicago Capital Markets, stock options research and CBOE market-making for Hull Trading Company, and building quantitative stock selection models for mutual funds and hedge funds for Chicago Investment Analytics.

He contributes regularly to The CFA Digest, and has published in The Journal of Global Financial Markets, The Journal of Trading, The Journal of Financial Compliance and Regulation, The Journal of Investments, The Journal of Environmental Investing, and Derivatives Use Trading and Regulation. He is the author of "Managing a Hedge Fund", which was named to the list of the top ten books of 2005 by the Financial Engineering News. Dr. Black has participated in over 160 conferences and media quotes, including the Financial Times, Chicago Tribune, CFA Magazine, NPR, Fox, and NBC. He was named to Institutional Investor magazine's list of "Rising Stars of Hedge Funds" in 2010.

Dr. Black previously served as an assistant professor and senior lecturer at the Illinois Institute of Technology's Stuart school, where he taught courses in both traditional and alternative investments, including courses in hedge funds and private equity. His research interests include hedge fund factor models and equity volatility derivatives.

Dr. Black earned a BA from Whittier College in Economics and Mathematics/Computer Science, an MBA in Finance and Operations Research from Carnegie Mellon University, and a PhD in Management Science/Finance from the Illinois Institute of Technology. He has earned the Chartered Financial Analyst (CFA) designation and was a member of the inaugural class of the Chartered Alternative Investment Analyst (CAIA) candidates.

Stephen J. Brown, David S. Loeb Professor of Finance at the Leonard N. Stern School of Business, New York University

Stephen J. Brown is the David S. Loeb Professor of Finance at the Leonard N. Stern School of Business, New York University. He graduated from Melbourne High School and Monash University in Australia and studied at the University of Chicago, earning an MBA in 1974 and a Ph.D in 1976. Following successive appointments as a Member of Technical Staff at Bell Laboratories where he spent time on assignment as District Manager in the AT&T Pension Fund, and Associate Professor at Yale University, he joined the faculty of New York University in 1986. In December 2002 he was appointed to the honorary position of Professorial Fellow with the title of professor at the University of Melbourne, and in 2007 was elected Academic Director, Financial Management Association. He has served as President of the Western Finance Association and Secretary/Treasurer of that organization, has served on the Board of Directors of the American Finance Association, and was a founding editor of the *Review of Financial Studies*. He is a Managing Editor of *The Journal of Financial and Quantitative Analysis* and has served on the editorial board of *The Journal of Finance* and is on the board of the *Pacific-Basin Finance Journal*. and other journals. He has published numerous articles and five books on finance and economics related areas. He is currently a member of the Academic Advisory Board of Russell Investments, is retained as an advisor to MIR Investment Management Ltd in Sydney, and has served as an expert witness for the US Department of Justice.

Anish Chopra, CAIA, CA, CFA, Managing Director TD Asset Management Inc.

Anish Chopra joined TD Asset Management Inc. in 1998. He is currently the lead manager of the TD *Emerald* North American Equity Pairs and TD *Emerald* 130/30 Fundamental strategies. Anish also has lead management responsibilities of the TD Canadian Value Fund for TD Mutual Funds as well as several portfolios for TD Waterhouse Private Investment Counsel including the TD Private Canadian Value Fund, PIC Canadian Value Model, TD Private Target Return Fund and TD Private Target Return Plus Fund. In addition, Anish is a part of the management team supporting the TD Pension Fund. He is also a member of the TD Wealth Asset Allocation Committee. Anish serves on the User Advisory Council of the Canadian Institute of Chartered Accountants (CICA) and was recently recognized with the

CICBV (Canadian Institute of Chartered Business Valuators) Top Chartered Business Valuator Under 40 Award.

Anish has over 11 years experience managing proprietary funds within TDAM, with knowledge in Canadian, U.S. and global equities as well as absolute return strategies, such as merger, convertible and capital structure arbitrage, distressed and high-yield debt and commodities investments. Prior to joining TDAM, Anish worked on numerous mergers, acquisition and divestiture assignments for TD Securities as a member of the firm's mergers and acquisitions group.

Anish holds both a Masters of Accounting (Gold Medalist) and an honours BA from the University of Waterloo, and is a Chartered Accountant as well as a CFA charterholder. He also holds the Chartered Alternative Investment Analyst designation and is a Chartered Business Valuator (Canadian Gold Medalist).

Andrew Metrick, Deputy Dean for Faculty Development, Theodore Nierenberg Professor of Corporate Governance, Professor of Finance, & Faculty Director of the Millstein Center for Corporate Governance, Yale University

Andrew Metrick joined the Yale School of Management in 2008 as a professor of finance. He previously held faculty positions in the finance department at Wharton and the economics department at Harvard. In 2009-2010, he was on leave from Yale working for the Council of Economic Advisers in Washington. Professor Metrick's current research and teaching is focused on financial stability, including the regulation of systemic risk, the activities of complex financial institutions, and the causes and consequences of the financial crisis of 2007-2009. His past work has been in financial intermediation more generally, with a focus on investment management and corporate governance. Metrick has been honored with more than a dozen teaching awards and distinctions, including two years (2003 and 2007) as the highest-rated professor in the Wharton MBA program. In 1998, he received the highest teaching honor at Harvard College, the Joseph R. Levenson Memorial Teaching Award, and in 2005, he received the highest teaching honor at the University of Pennsylvania, the Lindback Award.

Panel Moderator:

Christopher Jones, B.A., M.A., LL.B., Partner, Blake, Cassels & Graydon LLP

Christopher Jones, B.A. (Hon.)(University of Toronto), M.A. (University of Victoria) and LL.B (Dalhousie University), is a partner in the Toronto office of Blake, Cassels & Graydon LLP, one of Canada's leading and largest law firms. In his practice, Chris focuses on mergers and acquisitions and finance transactions involving both public and private companies. Chris has extensive experience advising on transactions in Canada and internationally, gained from his multi-jurisdictional client base and a five-year period spent practising law in the United States.

Some recent notable transactions include BHP Billiton's US\$40-billion offer to acquire Potash Corporation of Saskatchewan, Orvana Minerals Corp.'s hostile take-over bid for Kinbauri Gold Corp. and Vertex Pharmaceuticals Incorporated's acquisition of ViroChem Pharma. Recent private equity and venture capital transactions include Vicwest Income Fund's investment in Pre-Insulated Technologies, Highland Capital Partners' investment in Beyond the Rack Enterprises and Connor, Clark & Lunn Private Equity Fund's investment in Party Packagers.

Blakes has more than 580 lawyers in Canada, with offices in Montréal, Ottawa, Toronto, Calgary and Vancouver, as well as internationally in London, New York, Chicago, Beijing and Bahrain. With one of the largest and most experienced securities and M&A law groups in Canada, Blakes has been Canada's busiest M&A law firm for the past five consecutive years, having been involved in more than 750 public and private M&A transactions having an aggregate value in excess of US\$900-billion. In 2010, Blakes was ranked by Bloomberg, Thomson Reuters and Mergermarket as the leading Canadian law firm in a wide range of M&A categories and the Thomson Reuters 2010 Global Capital Markets Review ranked Blakes as the top Canadian law firm in Canadian debt, equity and equity-related offerings.

Welcome Address:

Douglas Cumming, J.D., Ph.D., CFA, Professor and Ontario Research Chair, York University Schulich School of Business

Douglas Cumming, B.Com. (Hons.) (McGill), M.A. (Queen's), J.D. (University of Toronto Faculty of Law), Ph.D. (Toronto), CFA, is a Professor of Finance and Entrepreneurship and the Ontario Research Chair at the Schulich School of Business, York University. His research is primarily focused on venture capital, private equity, IPOs, law and finance, market surveillance and hedge funds. His work has been presented at the *American Finance Association*, the *Western Finance Association*, the *European Finance Association*, the *American Law and Economics Association*, the *European Law and Economics Association*, and other leading international conferences. He has published 70 articles in leading refereed academic journals. His recent publications have appeared in numerous journals including the *American Law and Economics Review*, *Cambridge Journal of Economics*, *Economic Journal*, *European Economic Review*, *Financial Management*, *Journal of Business*, *Journal of Business Venturing*, *Journal of Corporate Finance*, *Journal of International Business Studies*, *Journal of Financial Economics*, *Oxford Economic Papers*, and *Review of Financial Studies*. He is the coauthor (along with Sofia Johan) of the new book *Venture Capital and Private Equity Contracting: An International Perspective* (Elsevier Science Academic Press, 2009, 770pp), and the editor of *Venture Capital: Investment Strategies, Structures and Policies* (2010, Wiley Press, 592pp), *Private Equity: Fund Types, Risks and Returns, and Regulation* (2010, Wiley Press, 608 pp), *The Oxford Handbook of Venture Capital*, *The Oxford Handbook of Private Equity*, and *The Oxford Handbook of Entrepreneurial Finance* (the latter three books are with Oxford University Press, forthcoming 2011). His work has been reviewed in numerous media outlets, including *Canadian Business*, the *National Post*, and *The New Yorker*. He was the recipient of the 2004 *Ido Sarnat Award* for the best paper published in the *Journal of Banking and Finance* for a paper on full and partial venture capital exits in Canada and the United States. As well, he received the 2008 *Alternative Investment Management Association (AIMA) Canada-Hillsdale Research Award* and the 2009 *Research Award from the Canadian Institute for Chartered Business Valuators (CICBV)*. He is a research associate with the Bocconi University Paolo Baffi Center for Central Banking and financial Regulation (Milan), Groupe d'Economie Mondiale at Sciences Po (Paris), Capital Markets CRC (Sydney), Venture Capital Experts (New York), Cambridge University ESRC Center for Business Research (Cambridge UK), Center for Financial Studies (Frankfurt), Amsterdam Center for Research in International Finance, and the University of Calgary Van Horne Institute. Douglas Cumming has consulted for a variety of governmental and private organizations in Australasia, Europe and North America.