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INSTITUTO BRASILEIRO DE ESTUDOS
DE CONCORRÊNCIA, CONSUMO E
COMÉRCIO INTERNACIONAL

Depositions and testimonies: best practices

Proponent: Priscila Brolio Gonçalves

11.7.2019

Theme and Structure

- The panel goal is to discuss in a participative way some themes related to reliability of testimonial evidence; testimonials/depositions: how and when they should be taken?; defense rights/right to remain silent and consequences of silence/right to lie (Perjury) and techniques related to hearings;
- The panel will be divided in 4 blocs/sets of questions and answers which that will be debated by the speakers;
- Before each bloc/set, the audience can participate voting in a query regarding the theme that will be discussed.

Find below link to participate with your opinion on the topics addressed in the panel, as well as a space for suggestions on not covered themes:

<https://pt.surveymonkey.com/r/HBVNPG6>

Participants of the panel



President and Moderator: Priscila Brolio Gonçalves

- Bachelor of laws, University of São Paulo Law School (1997); Master of Laws, University of São Paulo Law School (2002); PHD, University of São Paulo Law School (2008); Visiting Researcher, London School of Economics and Political Science – LSE (2007).
- Priscila’s practice has been focused in Economic Law and Compliance for more than twenty (20) years. She has extensive experience in the representation of national and foreign clients, in a broad range of sectors.
- She has authored several articles, published in books and specialized magazines, and the books *“Resale Price Maintenance and Suggested Retail Price in Distribution Agreements”* (São Paulo, Singular, 2016), and *“Compulsory Negotiations in the Antitrust Law”* (São Paulo, Singular, 2010).



Speaker: Daniel Salgado (MPF/SP)

- Member of the Federal Public Prosecution Office since 2003, held the role of Criminal Coordinator (2005-2009), Coordinator of the External Control Center for Police Activity (2009-2013), Regional Deputy Electoral Prosecutor (2007-2009) and Assistant (2006 and 2010), Deputy Chief Prosecutor (2011-2013) of the Public Prosecutor's Office in Goiás.
- He is currently acting as Attorney in São Paulo. Secretary of Research and Analysis of the Office of the General Prosecutor (2013-2017). Member of a Group with the objective of assisting the General Attorney in the analysis of developments in Lavajato related investigations (2016-2017).
- Master of Laws candidate, University of São Paulo Law School
- He was an auxiliary member of the National Council of the Public Prosecution Service (2011-2013). Pedagogical coordinator and trainer at the Higher School of the Public Prosecution Service of the Union, including Admission and Vitalization Courses of the Prosecutors of the Republic.



Speaker 2: Robert Freitas (partner at Freitas & Weinberg/California/USA)

- Robert is a trial lawyer who focuses his practice on antitrust and competition litigation and counseling, intellectual property litigation, representation of policyholders in insurance coverage claims and litigation, and complex litigation for technology companies.
- Before co-founding Freitas & Weinberg LLP, Robert spent 32 years in the antitrust, intellectual property, and litigation practices of Orrick, Herrington & Sutcliffe LLP. While at Orrick, he represented plaintiffs and defendants in a wide variety of subject matter areas, in trial and appellate courts and in arbitration. Robert also served as an Acting Deputy District Attorney for the City and County of San Francisco during his time at Orrick.
- Robert is a regular speaker and writer, primarily on antitrust issues. Robert has published articles in Antitrust Magazine and Competition and authored or contributed to chapters in publications including California Antitrust Law and Antitrust Law Developments. He is also a member of the Executive Committee of the Antitrust, Unfair Competition Law, and Privacy Section of the California Lawyers Association from 2014-19.



**Speaker: Marta Saad Gimenes (partner at Saad
Gimenes)**

- PhD Professor of Criminal Process at USP Law School.
- She graduated in 1997 from University of São Paulo, where she also completed a Masters (2002) and PhD (2007) in Criminal Process.
- She has a postgraduate degree in Economic and European Criminal Law from the University of Coimbra.
- She was an advisor to Minister Cezar Peluso at the Federal Supreme Court.
- Author of the work “The right of defense in the police inquiry”, published by the magazine Revista dos Tribunais. Author of several articles published in collective works and specialized magazines.



Speaker: Ademir Picanço de Figueiredo

- Graduated in 2004 from University of São Paulo.
- Master of Law in Human Rights and Taxation from Federal University of Pará (2008).
- He was Finance and Control Analyst at the Comptroller General Office (2006), working with social control promotion.
- He was Advisor to the General Auditor of the State of Pará (2007-8).
- He is currently a Coordinator on the Administrative Council for Economic Defense - CADE (2012).