Fordham International Arbitration Conference

Key Issues in International Commercial and Treaty Arbitration: 2018

November 2, 2018

Conference Co-Chairs

Louis B. Kimmelman
Partner and Co-Leader of Global International Arbitration Practice
Sidley Austin LLP

Edna Sussman
Independent Arbitrator and Mediator
Distinguished Practitioner in Residence,
Fordham Law School
### Fordham International Arbitration and Mediation Conference

**November 2, 2018**

<table>
<thead>
<tr>
<th>Time</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>8:15 – 9:00 a.m.</strong></td>
<td>Conference Registration and Breakfast</td>
</tr>
<tr>
<td><strong>9:00 – 9:15 a.m.</strong></td>
<td>Welcome</td>
</tr>
<tr>
<td><strong>9:15 – 10:30 a.m.</strong></td>
<td>GDPR-International Arbitration Meets Data Protection: Practical Guidance for Compliance (CLE: 1.0 Professional Practice; 0.5 Ethics)</td>
</tr>
<tr>
<td></td>
<td>The European Union Data Protection Regulation has a very broad reach and imposes strenuous requirements on the processing of personal data during an arbitration. The GDPR dictates what, when, where, how, and how much data can be processed or disclosed during an arbitration, including business emails, lab reports, contractual documentation etc. It imposes mandatory requirements on the processing, transfer, minimization, retention, transparency, notification, and cybersecurity of data during an arbitration, among other things. And it’s not just Europe, more than 100 countries have similar data protection regimes (and China’s new cybersecurity law may be even stricter). This interactive panel will consider, together with the audience, the challenges that data protection places on international arbitration and practical solutions to address them.</td>
</tr>
<tr>
<td></td>
<td><strong>Moderator</strong> – Kathleen Paisley, Partner, Ambos NBGO</td>
</tr>
<tr>
<td></td>
<td>Lawrence Akka QC, 20 Essex Street</td>
</tr>
<tr>
<td></td>
<td>Denise E. Backhouse, Shareholder, Littler Mendelson P.C.</td>
</tr>
<tr>
<td></td>
<td>Luis Martinez, Vice President, International Centre for Dispute Resolution</td>
</tr>
<tr>
<td></td>
<td>Markus Buriantski, Partner, White &amp; Case LLP</td>
</tr>
<tr>
<td></td>
<td>Javier Fernández-Samaniego, Managing Director, Samaniego Law</td>
</tr>
<tr>
<td></td>
<td>Professor Jacques de Werra, Vice-Rector and Professor, University of Geneva</td>
</tr>
<tr>
<td><strong>10:30 – 10:45 a.m.</strong></td>
<td>Break</td>
</tr>
<tr>
<td><strong>10:45 a.m.– Noon</strong></td>
<td>The Public Policy Defense Under the New York Convention (CLE: 1.5 Professional Practice)</td>
</tr>
<tr>
<td></td>
<td>The panelists will at first take a regional approach to analyzing the evolution of the public policy defense since the entry into force of the Convention, discussing court decisions in the UK, Europe, South and Central America, and the USA. They will consider, by way of example, questions such as whether the <em>Westacre</em> and <em>Parsons &amp; Whittemore</em> judgments have stood the test of time, and if courts have broadened their willingness to test the results reached by arbitral tribunals. In dialogue with the audience, the panelists will also probe the development of the concept of ‘international public policy’ and the level of its acceptance, as well as possible influences of international investment law on the understanding of this Convention defense.</td>
</tr>
<tr>
<td></td>
<td><strong>Moderator</strong> – Laurence Shore, Partner, BonelliErede</td>
</tr>
<tr>
<td></td>
<td>Eamon Courtenay SC, Senior Partner, Courtenay Coye LLP</td>
</tr>
<tr>
<td></td>
<td>Professor Avv. Maria Beatrice Deli, Professor of International Law, University of Molise, Roma Tre University</td>
</tr>
<tr>
<td></td>
<td>Sandra Gonzalez, Partner, Ferrere Abogados</td>
</tr>
<tr>
<td></td>
<td>Professor David Stewart, Professor from Practice, Georgetown University Law Center</td>
</tr>
<tr>
<td></td>
<td>Angeline Welsh, Matrix Chambers</td>
</tr>
<tr>
<td><strong>Noon – 12:45 p.m.</strong></td>
<td>Lunch</td>
</tr>
</tbody>
</table>

**Continuing legal education credits** have been approved in accordance with the requirements of the New York State CLE Board for a maximum of 7.5 transitional and nontransitional credits: 6.0 professional practice, 1.0 ethics and 0.5 skills.
12:45 – 1:30 p.m.  Keynote - Hilary Heilbron QC, Brick Court Chambers

*The Impact of Cultural and National Differences on Recognised Norms in International Arbitration*

1:30 – 2:45 p.m.  A New Rigor in the Approach to Damages in International Arbitration: the New ICCA-ASIL Damages Web App

(CLE: 1.0 Professional Practice; 0.5 Skills)

The presentation of damages plays an essential but too-often overlooked role in international arbitration, and there has been much discussion of the need for greater consistency and rigor in the presentation of evidence related to damages. This roundtable will feature a lively discussion examining recurring and often contentious issues that can arise in the consideration of the question of damages in international arbitrations, as well as how to incorporate critical lessons from a legal, economic and procedural perspective. The roundtable will also discuss the work of the ICCA-ASIL Task Force on Damages in International Arbitration, which is developing a web-based Application to assist practitioners, arbitrators and students alike to engage in a more sophisticated and reasoned approach to damages.

Moderator – Catherine Amirfar, Partner, Debevoise Plimpton LLP
Carlos Pabón-Agudelo, Managing Director, Infrastructure Economic Consulting LLC
Grant Hanessian, Partner, Baker McKenzie
Thierry Senechal, Founder and Managing Director, Finance for Impact
Jennifer Vanderhart, PhD Economist, Analytics Research Group LLC

2:45 – 3:00 p.m.  Break

3:00 – 4:15 p.m.  The Singapore Convention: The New York Convention for Mediation?

(CLE: 1.5 Professional Practice)

The Singapore Convention on the Enforcement of Mediation Settlements and the corresponding Model Law, adopted by UNCITRAL this year, have the potential to transform the enforcement of mediated settlements around the world. This panel will provide an overview of the Convention and Model Law and the process by which they were adopted, the key issues that they resolve and how, the needs they address and their prospects for adoption.

Moderator – Joseph Neuhaus, Partner, Sullivan & Cromwell LLP
Professor Nadja Alexander, Director, Singapore International Dispute Resolution Academy, Singapore Management University
Tim Schnabel, Co-Founder, Plausify; formerly Head U.S. Delegate to UNCITRAL WGII
Roland Schroeder, Global Executive Litigation Counsel, General Electric Company
Ana Vermal, Partner, Proskauer Rose LLP

4:15 – 5:30 p.m.  Corruption and Illegality in International Arbitration

(CLE: 1.0 Professional Practice; 0.5 Ethics)

Arguments about corruption or illegal behavior by a party have become more and more common in international arbitration, typically as a defense. How should tribunals assess such arguments? What is their impact on the tribunal’s jurisdiction, on the admissibility of the claims, on matters of liability or damages? The panel will address those questions and seek to provoke a discussion on the current state of jurisprudence and the way forward.

Moderator – Stanimir A. Alexandrov, Principal, Stanimir A. Alexandrov PLLC
Brent Kaczmarek, CFA, Managing Director, International Arbitration, Navigant Consulting
Professor Michael Reisman, Myres S. McDougal Professor of Int’l Law, Yale Law School
Edna Sussman, Independent Arbitrator
Katia Yannaca-Small, Independent Counsel and Arbitrator

5:30 – 7:00 p.m.  Reception
Lawrence Akka
Queen's Counsel
20 Essex Street
Lawrence is Queen’s Counsel at 20 Essex Street in London. His practice as counsel encompasses high value technically complex commercial and contractual disputes particularly those involving new technologies, data, media and telecommunication, frequently with an international element. He also sits as sole, party-appointed and presiding arbitrator in both technology and commercial disputes, and has accepted appointments under many different sets of rules.

He has acted in a wide range of software and hardware procurement, outsourcing, development, e-commerce, broadcasting, internet and telecommunication law disputes, and also has a significant wider commercial practice in shipping, banking, commodities, fraud and commercial law.

Lawrence has been recommended as a leading IT practitioner in the Legal 500 and Chambers & Partners directories for several years and is the vice-chairman (civil) of the Bar Council of England and Wales’ IT Panel. He is the co-author of IT contracts and Dispute Management (Edward Elgar, March 2018), the only English law book addressing the law relating to technology projects and the practical, procedural and legal issues which arise at each stage.

He has been involved with Information Technology for over 30 years, and has a thorough grasp of the technical and other issues involved in the industry. He has written a number of domestic and business software applications, and is fluent in several computer programming languages.

Education: St Catherine’s College, Oxford: First Class BA (Hons) in Law, Martin Wronker Prize winner, Hardwicke and Cassell Scholarships (Lincoln’s Inn), Evertard van Hayden Foundation Prize for Advocacy (CLE) 2013, Member of the British Computer Society (MBCS), Society for Computers and Law, Commercial Bar Association, Member of the Admiralty & Commercial Court Users Committee, Supporting member of the London Maritime Arbitrators’ Association, LCIA, Fraud Lawyers Association

Nadja Alexander
Director of the Singapore International Dispute Resolution Academy
Singapore Management University
Dr. Nadja Alexander is Director of the Singapore International Dispute Resolution Academy at the Singapore Management University. She is described as a practical thinker and a the world of law. She has written books and articles on various topics, including international law, arbitration, and technology law.

An award-winning author and educator, Nadja has been a long-time advisor and conflict inter-vener in diverse legal, corporate and development settings. She has advised on mediation policy for international bodies, such as the World Bank Group, and has served as President of the American Bar Association’s Mediation Section. She has served as Vice President of the American Society of International Law, and as Chair of the International Bar Association’s Commission on Professional Responsibility.

Ms. Alexander is also a Founding Director of the Benjamin N. Cardozo School of Law’s Moot Court Competition. She received a B.A., with honors, from Stanford University in 1995.

Stanimir Alexandrov
Principal
Stanimir A. Alexandrov PLLC
Stanimir Alexandrov has served as an arbitrator in dozens of investor-state cases and numerous commercial arbitrations. He has been appointed to the panels of arbitrators of various arbitral institutions and was designated by the Chairman of ICSCD’s Administrative Council on ICSCD’s Panel of Arbitrators. Until August 2017, he was co-chair of the international arbitration team at Debevoise & Plimpton LLP. Mr. Alexandrov is consistently listed by various publications as a leader in the field of international arbitration. Before entering private practice, Mr. Alexandrov was vice minister of foreign affairs of Bulgaria. He has taught courses in international law and arbitration for over 20 years and is a professor at The George Washington University Law School in Washington. Mr. Alexandrov has a Master’s and a Doctoral degree in international law from the George Washington University Law School and a degree in international law from the Moscow Institute of International Relations.

Catherine Amirfar
Litigation Partner
Debevoise & Plimpton LLP
Catherine Amirfar is a litigation partner at Debevoise & Plimpton LLP and a co-chair of the firm’s Public International Law Group. Her practice focuses on public international law, international commercial and treaty arbitration, and international commercial litigation. She recently joined the firm’s Management Committee. Ms. Amirfar is a member of the Council on Foreign Relations, the American Law Institute, and the Advisory Committee on International Law for the U.S. Department of State, and served as Vice President of the American Society of International Law. Ms. Amirfar received a J.D. cum laude from New York University Law School in 2000, where she was a Root-Tilden-Snow Scholar. She served as an Editor for the NYU Law Review and was awarded top honors in the NYU Orison S. Marden Moot Court Competition. She received a B.A., with honors, from Stanford University in 1995.

Denise Backhouse
eDiscovery Counsel
Littler Mendelson, P.C.
Denise is a Shareholder and eDiscovery Counsel in the New York City office of Littler Mendelson, P.C. Her practice focuses on litigating the eDiscovery aspects of class and collective actions, trade secrets theft and other complex employment law matters, leveraging her significant international experience to help Littler’s clients and over 1,500 lawyers practicing in Littler’s more than 70 offices around the globe with cross-border discovery challenges. Her responsibilities include advising on and conducting all phases of discovery, providing clients with cost-saving, leading-edge technology solutions. Denise serves on the Steering Committee of The Sedona Conference “Working Group 6 on International Electronic Information Management, Discovery and Disclosure” and is Editor-in-Chief of Sedona’s International Litigation Principles (Transitional Edition) and International Investigations Principles. She also serves on the Planning Committee of the American Bar Association Cross-Border Discovery Institute. Denise is a Foundering Director of the Benjamin N. Cardozo School of Law Data Law Initiative (CDLI), and a member of the International Association of Privacy Professionals and Certified Information Privacy Professional/Europe (CIPP/E). Denise received her J.D. from Columbia University Law School.

Markus Burianski
Arbitrator
White & Case
Markus Burianski heads White & Case’s German arbitration practice and represents German and multinational clients in international arbitration proceedings under various sets of rules and governing laws. Markus has significant experience of supporting clients with complex disputes relating to supply contracts, liability issues (including managing directors’ liability), energy law and post-M&A matters. Clients that have benefited from his knowledge and experience come primarily from the automotive, electronics, energy (including renewable energy) and financial services sectors. He also regularly advises clients on issues relating to private international law and cross-border litigation (jurisdiction, taking of evidence and enforcement).

Markus studied law in Germany and England and holds a Dr. jur from the University of Cologne, Germany, and a LL.M-degree from the University of Hull, England

Eamon Courtenay SC
Senior Partner
Courtenay Coye LLP
Eamon has over 30 years of professional experience at the Bar. He served as Belize’s first Ambassador for Trade and Investment and is a former Attorney General of Belize, Minister of Investment and Foreign Trade and later, Minister of Foreign Affairs and Foreign Trade. He is currently the lead Opposition Senator appointed by the Leader of the Opposition.

He was the legal adviser (honorary) to the International Red Cross and Red Crescent Movement and, in November 2007, he was elected to the Standing Commission of the International Federation of the Red Cross and Red Crescent.

He was a former President of the Bar Association of Belize; and is currently Senior Partner at Courtenay Coye LLP. He has an extensive litigation and arbitration practice.

Jacques de Werra
Professor of Contract Law and Intellectual Property Law School of the University of Geneva
Jacques de Werra is professor of contract law and intellectual property law at the Law School of the University of Geneva, Switzerland since 2006 and is vice-rector of the University of Geneva since 2015 (where he is in charge – among other missions – of leading the University’s digital strategy). He was a Faculty Fellow (2012-2013) and a Faculty Associate (2013-2014) at the Berkman Center for Internet and Society (at Harvard University) and has held visiting professor positions at various universities, including Stanford Law School, Nagoya University and City University of Hong Kong. Jacques de Werra researches, publishes and speaks on intellectual property law, contract law and Internet and technology law. He has developed a particular expertise in IP commercial law including transfer of technology, licensing and franchising, as well as in alternative dispute resolution mechanisms for IP and technology disputes (specifically arbitration). He has widely published in leading law reviews (including the Harvard Journal of Law and Technology and the Columbia VLA Journal of Law and the Arts) and has authored / edited various books of reference including a Research Handbook on Intellectual Property Licensing (Edward Elgar 2013) and (in co-edition with Prof. Irene Calboli) the Law and Practice of Trademark Transactions (Edward Elgar 2016). He is also the legal adviser for the University of Geneva of the joint WIPO - University of Geneva Summer School on Intellectual Property and of the University of Geneva summer school on Internet law. Jacques de Werra is the scientific editor of an IP books series, in which the proceedings of the annual intellectual property law conferences that he organizes at the University of Geneva are published. He holds a law degree from the University of Lausanne (Switzerland) and has authored a doctoral thesis in Swiss and comparative copyright law which he completed as a visiting scholar at the Max-Planck Institute for Intellectual Property, Competition and Tax Law in Munich in 1996. He has practiced law in Switzerland, has obtained an LLM. degree from Columbia Law School in New York City in 2001 and has passed the New York bar exam in 2002.
Maria Beatrice Deli
Professor of International Law; Professor of International Arbitration
University of Molise; Roma Tre University
Maria Beatrice Deli is Professor of International Law at the University of Molise and Professor of International Arbitration at the Department of Law, Roma Tre University in Rome, where she is one of the three coordinators of the Certificate in International Commercial and Investment Arbitration.

She is Secretary General of the Italian Association for Arbitration (AIA) and of the ICC National Committee (ICC Italy) and member of the Council of the Milan Chamber of Arbitration.

She practiced for over 15 years in a law firm in Rome, gaining extensive experience in international law and international commercial and investment arbitration.

Maria Beatrice is member of the editorial board of the Rivista dell’Arbitrato and Diritto del Commercio Internazionale.

She is the author of several articles and publications. Member of the ICCA Publications Committee and of the ICC Institute of World Business Law.

She graduated in Political Science and later in Law from the University Sapienza in Rome.

Javier Fernández-Samaniego
Managing Director
Samaniego Law

Javier Fernández-Samaniego is Managing Director of SAMANIEGO Law, an alternative iberoamerican law firm specializing in technology law and dispute resolution. Admitted in Spain and Certified Foreign Legal Consultant (Spanish Law) by the Florida Bar Javier’s practice focuses mainly in Commercial/IT disputes and major Tech & Privacy projects – including GDPR advocacy and compliance. Before launching Samaniego Law Javier was founding and managing partner of the Spanish office of Bird & Bird and previously had worked in law firms Linklaters, Cuatrecasas and the public body CDTI (Spanish centre for the Development of Industrial Technology). Javier seizes as arbitrator and mediator -CEDR accredited mediator and member of CPR Panel of Distinguished Neutrals and its European Advisory Board-.

He was one of the first lawyers to represent a private sector data controller during an inspection and the subsequent enforcement proceedings by the Spanish Data Protection Agency back in 1996.

He has a Law Degree from San Pablo CEU (Madrid, Spain) and Business Administration degree from Università Politecnica delle Marche (Ancona, Italy) and is Senior Fellow at Steven Green School of International & Public Affairs at FIU (Florida International University) (Miami, FL).

Sandra González
Partner
Ferrere Abogados

Sandra González co-leads FERRERE’s Litigation and Arbitration team. She advises companies and individuals in commercial arbitration and litigation. In this work she assists international and local companies operating in different areas of activity, and specializes in complex, multi-jurisdictional cases.

She is currently representing a multinational construction company in an arbitration proceeding against the corporate owner of the largest direct investment in Uruguay, as well as a foreign bank in a multi-jurisdictional dispute in connection with its private banking services, and an investment fund in an international dispute against the Uruguayan State deriving from regulatory changes. For a number of years she has represented the major international financial groups – JPMorgan Chase, Credit Suisse and Commerzbank – in a series of litigations deriving from liquidation of Uruguay’s largest commercial bank, for approximately 1.6 billion dollars. These cases involve actions in Argentina and the United States, and González coordinates on them with other international firms.

Her recent experience includes the successful representation of two local companies in ICC (International Chamber of Commerce) commercial arbitrations, and of the directors and shareholder of a third local company in a multi-million dollar corporate suit.

González has also been involved in two ICC international arbitrations, successfully representing global financial institutions and various individuals in disputes with the Uruguayan State during 2006 and 2007.

Sandra González led the FERRERE team acting in New York along with US professionals, and in both cases achieved favorable results for the firm’s clients. These arbitrations resolved complex claims for more than one billion dollars.

She is the author of articles on various aspects of international commercial arbitration and co-author of the Uruguayan chapter of the book Arbitrages Comercial Internacionales en América Latina (International Commercial Arbitration in Latin America). She participates regularly as panelist on arbitration, the New York City government issues at specialized international conferences.

She is a member and active participant in the International Section of the American Bar Association, acting as Uruguay representative to the membership committee. She is a founding member of the Latin American Council of the New York State Bar Association and of the River Plate Chapter of Club Español de Arbitraje (Spanish Arbitration Club), and also participates in the Latin American Arbitration Association.

Grant Hanessian
Partner
Baker McKenzie

Grant Hanessian serves as chair of the Firm’s International Arbitration Group in North America. He chaired the Litigation Department of the Firm’s New York office from 2008 to 2012.

Mr. Hanessian is the US member of the ICC International Court of Arbitration in Paris, chairman of the Arbitration Committee of the US Council for International Business (US national committee of the ICC), and a member of the ICC’s Commission on Arbitration, and its Task Forces on Arbitration Involving States or State Entities and on Financial Institutions and International Arbitration (leader of Investment Arbitration and Banking & Finance work stream). He is vice president (for US) of the London Court of Arbitration’s North American Users’ Council and a member of the American Arbitration Association—International Centre for Dispute Resolution’s International Advisory Committee and its Advisory Committee on Brazil, the Singapore International Arbitration Centre’s Users Council, the International Arbitration Club of New York, the Arbitration Committee of the International Institute for Conflict Prevention and Resolution (World Dispute Resolution Institute), the American Arbitration Association’s International Arbitration and Commercial Disputes and Club Español del Arbitraje, and is a founding board member of the New York International Arbitration Center.

Mr. Hanessian is editor of ICDR Awards and Commentaries, Vol I (Juris Pub., 2012) and Vol II (forthcoming Juris Pub. 2018), International Arbitration Checklists (Juris Pub., 3rd ed., 2016), Gulf War Claims Reporting: The Legal aspect of INTERNATIONAL LITIGATION & Arbitration Newsletter, and Baker McKenzie’s International Arbitration Yearbook. He has also authored more than 50 articles and book chapters and spoken at conferences and universities worldwide on international dispute resolution topics.

Mr. Hanessian is annually recommended by Chambers Global and USA Guides (described as “very knowledgeable and strategic in his offering of critical advice” and “an arbitrator who is “very experienced, hugely knowledgeable and effective,” “a powerful advocate for clients”), Legal 500 (described as “a great practitioner” with a “strong commercial profile”), PLC Which Lawyer, The International Who’s Who of Arbitration (described as “very well known and well regarded” for being a “superb counsel and arbitrator”) and Expert Guide to Leading Practitioners in International Arbitration (ranked among “Best of the Best” in international commercial arbitration).

Hilary Heilbron
Counsel and International Arbitrator
Brick Court Chambers

Hilary Heilbron QC acts both as counsel in international arbitration and commercial litigation and sits as an international arbitrator having accepted approximately 100 appointments relating to very substantial disputes as party nominated arbitrator, sole arbitrator and chair under the ICC, LCIA, SCC, HKI-AC, SIAC and ICDR as well as ad hoc. She is currently a member of the LCIA Court, the ICC UK Arbitration and ADR Committee, the International Advisory Committee of the ICDR and a member of the ICCA-ASIL Task Force on Damages in International Arbitration. Her experience extends over a wide range of contractual disputes, joint ventures, insurance, international trade and banking and various foreign laws. She has spoken and written widely on international arbitration and cross-border litigation around the world and is the author of “A Practical Guide to International Arbitration in London”.

Brent Kaczmarek
International Arbitrator
Navigant Consulting, Inc.

Mr. Kaczmarek is a Managing Director in the Washington DC Dispute and Investigations Division of Navigant Consulting, Inc. and leads the firm’s International Arbitration Practice. Mr. Kaczmarek advises corporations and sovereign states on issues involving international investment valuation and other commercial issues involving finance, accounting, and economics in industries such as financial services, manufacturing, energy, healthcare, mining, telecommunications, and business services. Mr. Kaczmarek has given expert evidence on financial, valuation, and economic issues before numerous international tribunals including those organized by the ICC, ICSID, PCA, and various international chambers of commerce for clients in North America, Central and Eastern Europe, Central America, South America, and the Caribbean. Mr. Kaczmarek received the internationally recognized designation of Chartered Financial Analyst from the CFA Institute in 1998.

Louis B. Kimmelman
Partner and Co-Leader of Global International Arbitration Practice
Sidley Austin LLP

Benno Kimmelman is co-chair of the firm’s global International Arbitration practice. He focuses on the arbitration and litigation of complex commercial and investment treaty disputes as well as litigation in aid of the arbitration process. Benno regularly represents U.S. and foreign clients, as well as sovereign entities, in international disputes before arbitral tribunals and state and federal courts in the United States. He has acted as lead counsel and as arbitrator in numerous cases before the leading international arbitration institutions.

Benno is an adjunct professor of law at Brooklyn Law School, where he teaches International Commercial Arbitration and International Litigation. He is also an adjunct professor of law at Georgetown Law Center, where he teaches International Commercial Arbitration. Benno is an Adviser to the American Law Institute project on the Restatement of the U.S. Law of International Commercial and Investor-State Arbitration. He is on the Executive Committee of the New York International Arbitration Center and is a member of the ICC Commission on Arbitration. He is a past chair of the International Commercial Disputes Committee of the Association of the Bar of the City of New York and is co-chair of the annual Fordham International Arbitration and Mediation Conference.

Benno received his B.A. from Yale University and J.D. from Yale Law School and clerked for the Honor-
Luis Martinez
Vice President
AAA International Centre for Dispute Resolution
Luis M. Martinez is the Vice President of the AAA’s International Centre for Dispute Resolution and serves as an integral part of the ICDR’s international strategy team and is responsible for international arbitration and mediation business development for the East Coast of the United States, Central and South America, Caribbean, Spain and Portugal. Luis is in charge of the ICDR’s Privacy Shield work. The ICDR was designated by the Department of Commerce to administer the Privacy Shield Annex I arbitrations – where citizens from the EU and Switzerland can file an arbitration regarding any unremedied claims they may have that are based on a violation of the Privacy Shield principles (misuse of their data). There are over 4,000 U.S. companies that have registered for Privacy Shield. The ICDR has arbitrators who have been designated by the respective countries and are listed on the ICDR’s Privacy Shield site.

Joseph Neuhaus
Partner
Sullivan & Cromwell LLP
Joseph Neuhaus joined Sullivan & Cromwell LLP in 1987 and became a partner in 1992. His practice is focused on international commercial litigation in both arbitral and court settings. He is coordinator of Sullivan & Cromwell LLP’s arbitration practice and has served as counsel and arbitrator in numerous arbitral proceedings, including ad hoc proceedings, arbitrations administered by the International Chamber of Commerce and the American Arbitration Association and arbitrations involving sovereign entities. He also has served as counsel in a variety of arbitration-related disputes in court, as well as other commercial litigation and regulatory investigations. Joe is a frequent speaker on arbitration-related topics and has long served in various capacities in prominent arbitration organizations. He earned his J.D. from Columbia Law School in 1982 and his A.B. from Dartmouth College in 1979, and clerked for Justice Lewis F. Powell Jr. on the United States Supreme Court and for Judge Howard M. Holtzmann at the Iran-United States Claims Tribunal.

Carlos Pabón-Agudelo
Regulatory Economist
Infrastructure Economic Consulting LLC
Carlos Pabón-Agudelo (Carlos Pabón) is a regulatory economist providing policy analysis, advice, and economic & damages support to energy and other infrastructure-related clients. Carlos has special expertise in utility regulation, market restructuring, structure and implementation of commercial and financing strategies, and the economic assessment of liability and damages in litigation and international disputes. For over 25 years, Mr. Pabón has worked with governments, state-owned utilities, and corporations in Latin America, South Asia, Africa, Europe, and the U.S. Mr. Pabón has helped clients succeed in numerous litigated and damages cases in a variety of international arbitrations in infrastructure industries and in cases involving economic utility decision-making, breach of confidentiality, contracting, market interaction, and contract disputes for governments and private investors. As an expert in the regulation of utilities, he has worked for private companies, regulatory agencies, and system operators on a range of issues, including advising on tariff policies at the distribution and transmission levels, and assessing strategic alternatives for utilities and Independent Power Producers.

In addition to his decades of international economic consulting experience, Mr. Pabón served as an advisor to the Colombian Minister of Finance on regulatory issues, represented the Ministry before the Energy Regulatory Commission, and worked in the Colombian coal industry. He is proficient in English, Spanish, Portuguese, and French.

Mr. Pabón holds a Bachelor’s and a Master’s degree in Economics from Universidad de los Andes, a certificate in Business Administration from George-town University and a Master in International Public Policy with emphasis in Energy and Emerging Markets from the Johns Hopkins University School of Advance International Studies – SAIS.

Kathleen Paisley
Partner
Ambos NBGO
Ms. Paisley is an international arbitrator and mediator in Brussels, New York, and London. She has previously acted as counsel in arbitrations and mediations of commercial and investor-state disputes under many major international arbitration rules, as well as in complex technology transactions, and GDPR and antitrust matters. Kathleen has significant experience in patent and other intellectual property and complex technology disputes, GDPR/cybersecurity and data related disputes, energy, investor-State conflicts, and complex damages, and is a CEDR-certified investor-State mediator. She sits on the ICCA task forces on both cybersecurity and damages, where she focuses on quantification, as well as the CCA, IMI and Straus Institute Mixed mode task force, where she focuses on enforcement-related issues. She started her career as a judicial clerk to Gilbert Merritt of the US Courts of Appeals and as a legal advisor to the US arbitrators at the Iran-US Claims Tribunal, where she specialized in complex damages in oil and gas cases. Kathleen is a member of the New York and DC bars and is triple qualified – Yale Law School, MBA in Finance, and has passed the Certified Public Accountancy Exam in Florida.

Michael Reisman
Myres S. McDougall Professor of International Law
Yale Law School
W. Michael Reisman is Myres S. McDougall Professor of International Law at the Yale Law School where he has been on the Faculty since 1965 and has been a visiting professor in Tokyo, Hong Kong, Berlin, Basel, Paris and Geneva. He is a Fellow of the World Academy of Art and Science and a former member of its Executive Council, President of the Arbitration Tribunal of the Bank for International Settlements and a member of the Board of The Foreign Policy Association. He has been elected to the Institut de Droit International. He was President of the Inter-American Commission on Human Rights of the Organization of American States, and Editor-in-Chief of the American Journal of International Law. He has served as arbitrator and counsel in many investor-state cases and was presiding arbitrator in the OSPar arbitration (Ireland v. UK) and arbitrator in the Eritrea/Ethiopia Boundary Dispute and in the Abyei (Sudan) Boundary Dispute. His most recent books are: International Commercial Arbitration: Cases, Materials, and Notes on the Resolution of International Business Disputes (with W. Laurence Craig, William Park and Jan Paulsson) (Foundation Press) (2nd Edition) (2015); Foreign Investment Disputes: Core Concepts and Case Studies (with R. Doak Bishop and James R. Crawford) (Kluwer Law International) (2nd Edition) (2014); and Fraudulent Evidence Before Public International Tribunals: The Dirty Stories of International Law (Hersch Lauterpacht Memorial Lectures) (with Christina Parajon Skinner) (Cambridge University Press) (2014).

Tim Schnabel
Co-Founder
Plausify
Tim Schnabel is a co-founder of Plausify, an early-stage startup that aims to make arbitration and mediation more accessible and less expensive by enabling parties to resolve their disputes with the assistance of artificial intelligence. He previously worked for the U.S. State Department, where he led U.S. participation in the negotiation of a variety of multilateral instruments related to mediation, investor-state arbitration, insolvency, secured finance, and financial markets law. In particular, he successfully proposed the development of the Singapore Convention on Mediation and then served as the lead U.S. negotiator for the treaty. He also led U.S. participation in the development of the U.N. Convention on Transparency in Treaty-Based Investor-State Arbitration and UNCITRAL’s project on referendum investor-state dispute settlement. Before joining the State Department, he clerked on the U.S. Court of Appeals for the D.C. Circuit and worked as an attorney at WilmerHale. He earned his J.D. from Yale Law School and his B.A. and M.A. from Case Western Reserve University.

Roland Schroeder
Global Executive Litigation Counsel
General Electric Company
Responsibilities include the management of significant international litigation and compliance risk globally, domestic and international ADR, and the implementation of company-wide legal policy. Roland is a founding member and current Chairman of the Corporate Counsel International Arbitration Group (CCIAG) and serves on the Advisory Committee to the New York Law School Financial Markets Program and previously served on the Board of Directors of the International Mediation Institute (IMI), the ICC Commission on Arbitration, the Executive Committee of the International Institute for Conflict Prevention & Resolution (CPR), the Connecticut Commission on Civil Court ADR Reform, and as Chair of the Corporate Counsel subcommittee of the USCIB and Corporate Counsel liaison to the IBA mediation committee. He has more than 25 years of experience in litigating and arbitrating complex commercial disputes in the U.S. and internationally.

Mr. Schroeder previously practiced with Shearman & Sterling and Ross, Dixon & Bell in Washington, D.C. He is a law graduate of Georgetown University Law School, and has a B.S. in mechanical engineering from Lehigh University.

Thierry Senechal
Managing Director
Finance for Impact
Thierry Senechal is a Managing Director in the FFI Financial Economics Consulting practice. He serves as an expert and financial advisor on issues involving business and investment valuation, corporate finance, financial economics and governance in a wide range of industries. Thierry Senechal has a unique track record in the field of business valuation applied to frontier and emerging economies. In the course of his career, he conducted assignments in 60+ countries. Thierry Senechal was appointed as a tribunal and party-appointed expert in international arbitration proceedings (ICC, ICSID, LCIA, PCA). He also provides expert advice on the design of mass claims processes (U.N. Compensation Commission, International Organization for Migration, U.N. Register for Damage). Between 1997-2001, Thierry Senechal managed the valuation of 2500+ financial claims related to Iraq’s invasion and occupation of Kuwait with the U.N. Security Council’s Compensation Commission (UNCC).

Thierry Senechal is regularly appointed as a financial and investment expert with leading multilateral institutions, including the European Investment Bank, the European Bank for Reconstruction and Development, the Asian Development Bank, the International Finance Corporation, the World Bank, among others.

Originally from France, Thierry graduated from MIT’s Sloan School of Management (MBA) and Harvard University’s Kennedy School of Government (M.P.A.). He also received a MSc in Finance from London Business School and a BA in Economics and Philosophy from Columbia University (Phi Beta Kappa).
Laurence Shore
Partner
BonelliErede
Laurence Shore is a partner in BonelliErede’s Milan office. He is the co-head of the firm’s international arbitration practice group. He previously practiced in New York City, London, and Washington, D.C. He serves on the LCIA’s North American Users’ Council and is an adjunct professor at the Washington College of Law (American University), where he teaches international commercial arbitration.

Laurence has been the lead advocate in many international cases involving a wide array of business sectors, under, for example, the ICSID, UNCITRAL, LCIA, ICC, ICDR, AAA-Commercial, Cairo Regional Centre (CRCICA), Society of Maritime Arbitrators, and Swiss Arbitration Rules. He also sits as an arbitrator and has served as an expert witness on ICSID arbitration in English court proceedings. He is a member of the New York, Virginia, and District of Columbia Bars, and is also a solicitor of the Senior Courts of England and Wales. His publications include the second edition (March 2017) of International Investment Arbitration: Substantive Principles (OUP; co-authored with C McLachlan and M Weingr). On September 29, 2017, Laurence delivered the Roma Tre-Unidroit Fourth Annual International Arbitration Lecture, titled “Contract, Context, Law: Arbitral Decision-Making.” His law degree is from Emory University, and he holds a doctorate in History from Johns Hopkins University.

David Stewart
Professor
Georgetown University Law Center
Mr. Stewart is Professor from Practice at Georgetown University Law Center in Washington, D.C. He joined Georgetown’s faculty in 2008, following a 32-year career with the Office of the Legal Adviser at the U.S. Department of State. He chairs the Board of Directors of the American Branch of the International Law Association, is a member of the Board of Editors of the American Journal of International Law, and served as Co-Reporter for the Restatement (Fourth), Foreign Relations Law of the United States (2018). He is a graduate of the Yale Law School and has an LL.M. in International Law from New York University and an M.A. in International Relations from the Yale Graduate School.

Edna Sussman
Independent Counsel and Arbitrator
Edna Sussman is a full-time independent arbitrator and is the Distinguished ADR Practitioner in Residence at Fordham University School of Law. She was formerly a litigation partner at WilmerHale and has served in over 250 complex commercial arbitrations, both international and domestic. Ms. Sussman is a member of the panel of many of the leading dispute resolution institutions around the world. Her cases involve contract interpretation, financing and banking transactions, energy, environment, franchises/distributorships, partnership and joint venture, insurance, mergers/acquisitions, accounting, intellectual property, construction, securities, real estate, pharmaceuticals, hospitality, aviation and professional liability. Ms. Sussman sits on the Board of the American Arbitration Association, serves as the chair of the AAA-ICDR Foundation, as Vice-Chair of the New York International Arbitration Center and is a past President of the College of Commercial Arbitrators. Ms. Sussman is a fellow of the Chartered Institute of Arbitrators and is recognized as Band I by Chambers Global and Chambers USA for International Arbitration, in the International Who’s Who of Commercial Arbitration and by SuperLawyers and Best Lawyers. A graduate of Barnard College 1970, and Columbia Law School 1973, Ms. Sussman has lectured and published widely on arbitration, mediation, energy and environmental issues.

Jennifer Vanderhart
PhD Economist
Analytics Research Group LLC
Jennifer Vanderhart is a PhD Economist who specializes in applied econometrics and microeconomic analysis, including theoretical and empirical analysis in the areas of intellectual property, antitrust, breach of contract, international arbitration proceedings, and commercial damages. Dr. Vanderhart has more than 20 years’ experience in the evaluation and quantification of economic damages, including claims arising from patent, copyright or trademark infringement, trade secret misappropriation, contract disputes, employment discrimination, and claims of expropriation by foreign governments. Dr. Vanderhart has testified in federal and state courts and in domestic and international arbitration proceedings. She has assisted companies in patent and trademark licensing negotiations, royalty investigations and calculations, and intellectual property and asset valuations. Dr. Vanderhart got her PhD in Economics from Texas A&M University and was an instructor at Texas A&M.

Ana Vermal
Partner
Proskauer Rose LLP
Ana Vermal is a quadrilingual common law and civil law litigator specializing in international arbitration. She represents corporations from around the world in complex arbitrations arising out of their cross-border business transactions such as acquisitions, joint ventures, distribution and licensing agreements. Ana handles arbitral proceedings under the rules of all major arbitral institutions. Ana is also frequently appointed to serve as arbitrator. She is a member of the ICC International Court of Arbitration.

In addition, Ana represents clients before courts in France and the United States, particularly in connection with the enforcement of awards.

The wealth of Ana’s legal and cultural experience is highly sought after by our clients. An Argentine national, she has lived in Germany, Spain, the United States and France, and is fluent in English, French, Spanish and German. Ana is qualified to practice in both New York and Paris.

Chambers notes that “clients are impressed by her multi-jurisdictional skills,” while

The Legal 500 Paris reports that “the ‘excellent and remarkable’ Ana Vermal impresses with her ‘strategic acumen.’”

Ana serves as the Argentine representative to the ICC Commission on Arbitration and ADR, and is a frequent speaker on international arbitration topics.

Angeline Welsh
Matrix Chambers
Angeline Welsh specialises in international arbitration (commercial and investment treaty) and public law. She has acted as counsel on complex arbitrations conducted under a wide range of institutional rules, across sectors as diverse as energy, telecoms, construction and finance and in jurisdictions across the world. Angeline also regularly sits as an arbitrator, having sat under the LCIA, ICC, BVI IAC arbitration rules and on an ad hoc basis.

Angeline is recognised as a “Thought Leader” for Arbitration by the peer reviewed Who’s Who Legal 2018 and was named as a “Star at the Bar” by Legal Week in 2017. She is a contributor to Russell on Arbitration, the leading textbook on international arbitration in English law. Prior to joining Matrix, Angeline was counsel and solicitor advocate in the International Arbitration Group at Allen & Overy LLP, spending time in the London and Hong Kong offices and on secondment to the LCIA.

Before qualifying as a lawyer, Angeline read Modern History at The Queens College, University of Oxford. She is called to the bars of England and Wales and Belize.

Katia Yannaca-Small
Independent Counsel and Arbitrator
Katia Yannaca-Small is an independent counsel and arbitrator advising and representing States and companies on commercial and investor-state arbitration and public international law issues. Previously, she was Counsel with the International Arbitration and Public International Law Groups of Shearman and Sterling LLP in Washington DC. Prior to joining the private sector, Katia was the Senior Legal Advisor on International Investment with the Organization for Economic Co-operation and Development (OECD) in charge of all the OECD work on international investment agreements and arbitration. The results of this work have been used as reference by governments and included in several OECD publications. Katia also served as Senior Counsel with ICSID, where she administered large investor-state arbitrations, and proposed and developed first ICSID’s course on ICSID procedure for government officials and practitioners. She is Lecturer in Law at the University of Southern California’s Gould School of Law, teaching international investment law and arbitration. Katia is a frequent speaker and has written extensively in the field of investment arbitration. She is a graduate of the Ecole Nationale d’Administration and the Sorbonne in France and the Law School of the University of Athens.

Katia Yannaca-Small
Independent Counsel and Arbitrator
Katia Yannaca-Small is an independent counsel and arbitrator advising and representing States and companies on commercial and investor-state arbitration and public international law issues. Previously, she was Counsel with the International Arbitration and Public International Law Groups of Shearman and Sterling LLP in Washington DC. Prior to joining the private sector, Katia was the Senior Legal Advisor on International Investment with the Organization for Economic Co-operation and Development (OECD) in charge of all the OECD work on international investment agreements and arbitration. The results of this work have been used as reference by governments and included in several OECD publications. Katia also served as Senior Counsel with ICSID, where she administered large investor-state arbitrations, and proposed and developed first ICSID’s course on ICSID procedure for government officials and practitioners. She is Lecturer in Law at the University of Southern California’s Gould School of Law, teaching international investment law and arbitration. Katia is a frequent speaker and has written extensively in the field of investment arbitration. She is a graduate of the Ecole Nationale d’Administration and the Sorbonne in France and the Law School of the University of Athens.

Guest Wi-Fi Access

1. Go to Settings > Wi-Fi and select Connect-Fordham-WiFi.  
2. Open your web browser and navigate to a frequently refreshed URL, such as CNN.com. You will automatically be directed to the Fordham network welcome page. Select Join as a Guest.  
(Note: For Apple iOS devices, use only the Safari browser for this process.)
3. Agree to the acceptable use policy.
You will be directed to a new website. Click Join Now.
4. Follow the prompts to complete the process, which includes downloading/installing a small configuration file that allows you to connect to our public Wi-Fi network. You may need to enter the password for the device/computer to complete the process.

Katia Yannaca-Small
Independent Counsel and Arbitrator
Katia Yannaca-Small is an independent counsel and arbitrator advising and representing States and companies on commercial and investor-state arbitration and public international law issues. Previously, she was Counsel with the International Arbitration and Public International Law Groups of Shearman and Sterling LLP in Washington DC. Prior to joining the private sector, Katia was the Senior Legal Advisor on International Investment with the Organization for Economic Co-operation and Development (OECD) in charge of all the OECD work on international investment agreements and arbitration. The results of this work have been used as reference by governments and included in several OECD publications. Katia also served as Senior Counsel with ICSID, where she administered large investor-state arbitrations, and proposed and developed first ICSID’s course on ICSID procedure for government officials and practitioners. She is Lecturer in Law at the University of Southern California’s Gould School of Law, teaching international investment law and arbitration. Katia is a frequent speaker and has written extensively in the field of investment arbitration. She is a graduate of the Ecole Nationale d’Administration and the Sorbonne in France and the Law School of the University of Athens.
We gratefully thank our sponsors