



Fordham International Arbitration Conference

**Key Issues in International Dispute
Resolution: 2021**

November 19, 2021

9:30 a.m. – 3 p.m. EST

via Zoom Webinar



FORDHAM UNIVERSITY
THE SCHOOL OF LAW

Fordham International Arbitration and Mediation Conference

About Us

About the Conference Co-Chairs



Louis B. Kimmelman
*Independent Arbitrator & Chair of the
New York International Arbitration Center*

Louis B. Kimmelman is an independent arbitrator based in New York and is Chair of the New York International Arbitration Center. He retired as a partner of Sidley Austin LLP in December 2020, after having been a co-leader of Sidley's global international arbitration practice. As an arbitration practitioner, he acted as lead counsel in complex commercial and investment treaty disputes under all the major international arbitration rules and served as an arbitrator in international and domestic disputes. Mr. Kimmelman also represented parties involved in litigation in aid of the arbitration process, such as compelling parties to arbitrate and enforcing arbitration awards. He is an adjunct professor of law at Brooklyn Law School and Georgetown University Law Center, where he teaches International Commercial Arbitration, and also at Washington School of Law of American University, where he teaches a course on arbitration under the ICC Rules of Arbitration. He is an adviser to the American Law Institute project on the Restatement of the U.S. Law of International Commercial and Investor-State Arbitration and is Co-Chair of the annual Fordham Conference on International Arbitration and Mediation. Mr. Kimmelman received his B.A. degree from Yale College and his J.D. degree from Yale Law School and clerked for the Honorable Leonard I. Garth of the U.S. Court of Appeals for the Third Circuit.



Edna Sussman
*Independent Arbitrator and Mediator
Distinguished Practitioner in Residence
Fordham Law School*

Edna Sussman (esussman@SussmanADR.com) 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 White & Case LLP and has served in over 300 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. Ms. Sussman is the co-editor in chief of the NYSBA's New York Dispute Resolution Lawyer and serves

on the Advisory Board of the ICC Task Force on Arbitration and ADR. She served as Chair of the New York International Arbitration Center, as president of the College of Commercial Arbitrators and as a member of the consultative group for the American Law Institute's Restatement (Third) of the US Law of International Arbitration. She received the American Arbitration Association's 2021 Vision Award for her work in founding and chairing the AAA-ICDR Foundation dedicated to supporting initiatives to resolve conflict.

About the Fordham Law School Conflict Resolution and ADR Program

Fordham's Conflict Resolution and ADR Program offers a curriculum that balances theory and casework with real-world practice, reflecting the breadth and span of alternative dispute resolution practice within the legal and business communities. Students have unique opportunities to study the field of ADR through the renowned clinics and courses offered in negotiation, mediation, arbitration and international dispute resolution taught by leading academics in the field and experienced ADR practitioners. The curriculum has rich offerings with over twenty-one courses in a given year, seven of which focus on aspects of international dispute resolution. The program offers a JD concentration in Litigation and Dispute Resolution and an LLM in International Dispute Resolution that attracts students from all over the world. It also sponsors annual symposia on critical issues in domestic and international dispute resolution. Finally, the program provides students with the opportunity to engage in public service through teaching negotiation and mediation skills in the community.

About the Fordham Law School International Arbitration and Mediation Conference

Fordham University School of Law has a long and respected tradition of sponsoring and hosting annual conferences that address cutting-edge issues of international and foreign law. Following this tradition, the first Fordham Conference on International Arbitration and Mediation was held in May 2006 under the able leadership of former Baker & McKenzie partner and well known international arbitrator, Arthur W. Rovine. Under Arthur's leadership, the papers from the conference were published every year as "Contemporary Issues in International Arbitration and Mediation: The Fordham Papers. In 2016, Edna Sussman and Benno Kimmelman assumed leadership as co-chairs of the conference and have continued the tradition of attracting leading authorities to offer the best thinking in commercial and treaty arbitration and then publishing conference papers.



Agenda

9:30 – 9:35 a.m. | **Welcome**

Edna R. Sussman | Independent Arbitrator and Mediator & ADR Practitioner-in-Residence, Fordham Law School | New York

9:35 – 10:45 a.m. | **Special Side Event: Launch of the IMI/CCA/Straus Mixed Mode Task Force Reports**
(1.0 professional practice CLE)

Laura A. Kaster | Independent Arbitrator and Mediator | New Jersey

Jeremy Lack | Independent Arbitrator and Mediator | Switzerland

Deborah Masucci | Independent Arbitrator and Mediator & Adjunct Professor of Law, Fordham Law School | New York

Dilyara Nigmatullina | Postdoctoral Researcher in ADR, University of Antwerp Faculty of Law & Accredited Mediator | Belgium

Professor Thomas J. Stipanowich | William H. Webster Chair in Dispute Resolution, Straus Institute, Pepperdine Caruso School of Law & Independent Arbitrator | California

Edna Sussman, Independent Arbitrator, Fordham Law School ADR Practitioner in Residence

Moderator: **Kathleen Paisley**, Arbitrator, Ambros Law, Belgium/New York

10:45 – 11 a.m. | **Opening Remarks**

Louis B. Kimmelman | Independent Arbitrator | New York

11 a.m. – 12:30 p.m. | **Panel 1: Jura Novit Curia: (How) Does This Principle Apply in International Arbitration?**
(1.5 professional practice CLE)

Rafael F. Alves | Partner, MAMG Advogados | Brazil

Hon. Francesco Cortesi | Justice, Italian Supreme Court & Scholar-In-Residence, New York University School of Law | Italy

Ina Popova | Partner, Debevoise & Plimpton LLP | New York

Laurence Shore | Of Counsel and Head of International Arbitration Department, BonelliErede | Italy

Moderator

Professor Giuditta Cordero-Moss | Department of Private Law, University of Oslo & Independent Arbitrator | Norway

12:40 – 1:20 p.m. | **Keynote Address: Reflections on Arbitral Assumptions**

Neil Kaplan CBE QC SBS | Independent Arbitrator, Arbitration Chambers | Hong Kong

1:30 – 3 p.m. | **Panel 2: Technology in Arbitral Hearings: The Future is Here**
(1.5 professional practice CLE)

Moderators

Paul Cohen | Independent Arbitrator & Head of International Group, 4-5 Gray's Inn Square Chambers | London

Sophie Nappert | Independent Arbitrator, 3 Verulam Buildings, Gray's Inn | London

1:30 – 2:15 p.m. | **Part 1: Speakers**

Damian Hickman | CEO, IDRC | London

Doug Jones AO | Independent Arbitrator, Sydney Arbitration Chambers & Atkin Chambers, London & Toronto Arbitration Chambers

Jonathan Kallmer | Head of Global Public Policy and Government Relations, Zoom Video Communications | Washington, D.C.

Rekha Rangachari | Executive Director, NYIAC | New York

2:15 – 3 p.m. | **Part 2: Speakers**

Marisa Marinelli | Partner, Holland & Knight LLP | New York

Jeffrey A. Rosenthal | Partner, Cleary Gottlieb Steen & Hamilton LLP | New York

Alan Treibitz | CEO, Z-Axis LLC | Colorado

CLE CREDITS

Continuing legal education credits have been approved in accordance with the requirements of the New York State CLE Board for a maximum of 4.0 transitional and non-transitional professional practice credits.