

# Dublin International Arbitration Day 2016

Friday 18th November 2016

Dublin International Arbitration Centre  
Distillery Building  
145-151 Church Street  
Dublin 7



# Conference Programme

9:00am-9:15am	<b>Opening of Conference and Welcome Address</b> Mr. Justice Brian McGovern ( <i>Designated Arbitration Judge of High Court of Ireland</i> ) Paul McGarry SC ( <i>Chairman – Council of the Bar of Ireland</i> ) Gavin Woods ( <i>Arthur Cox and Vice President – Arbitration Ireland</i> )
9:15am-9:45am	<b>Keynote Address</b> James Castello ( <i>King &amp; Spalding – Paris</i> )
9:45am-11:00am	<b>SESSION 1:</b> <b>Choice of law - are there limits?</b> <b>Chair:</b> Mr. Justice Donal O'Donnell ( <i>Supreme Court of Ireland</i> ) <b>Speakers:</b> John V.H. Pierce ( <i>WilmerHale - New York</i> ) Duncan Matthews QC ( <i>20 Essex Street - London</i> ) Peter Cullen ( <i>Stikeman Elliott - Montreal</i> ) Louis Flannery ( <i>Stephenson Harwood – London</i> )
11:00am-11:30am	<b>Coffee</b>
11:30am-12:45pm	<b>SESSION 2:</b> <b>Third party funding: the challenges for tribunals: does it change the game?</b> <b>Chair:</b> Colm Ó hOisín SC ( <i>President – Arbitration Ireland</i> ) <b>Speakers:</b> Ania Farren ( <i>Berwin Leighton Paisner - London</i> ) Steven Friel ( <i>Woodsford Litigation Funding - London</i> ) Joseph Matthews ( <i>Colson Hicks Eidson - Miami</i> )
12:45pm-2:00pm	<b>Lunch</b>
2:00pm-3:15pm	<b>SESSION 3:</b> <b>Arbitration in banking, financial services and reinsurance: current practice and future potential</b> <b>Chair:</b> Ian Talbot ( <i>Chambers Ireland</i> ) <b>Speakers:</b> Gerard Meijer ( <i>Nauta Dutilh - Amsterdam</i> ) Noah J. Hanft ( <i>President and CEO of International Institute for Conflict Prevention and Resolution - New York</i> ) Edward K. Lenci ( <i>Hinshaw &amp; Culbertson LLP – New York</i> )
3:15 pm-3:40 pm	<b>Coffee</b>
3:40pm- 4:50pm	<b>SESSION 4:</b> <b>Diversity in international arbitration: what can be done to expand the pool of arbitrators?</b> <b>Chair:</b> Nicola Dunleavy ( <i>Matheson</i> ) <b>Speakers:</b> Annet Van Hoof ( <i>Bird &amp; Bird - Paris</i> ) Ruth Byrne ( <i>King &amp; Spalding - London</i> ) Cristián Conejero ( <i>PPU - Santiago, Chile</i> )
4:50pm- 5:50pm	<b>DEBATE: IRELAND V. NEW ZEALAND.</b> <b>Motion: That Auckland is a better arbitration seat than Dublin.</b> <b>Chair:</b> Audley Sheppard QC ( <i>Clifford Chance -London</i> ) <b>New Zealand:</b> Wendy Miles QC ( <i>Boies Schiller &amp; Flexner LLP - London</i> ) James Hosking ( <i>Chaffetz Lindsey LLP - New York</i> ) <b>Ireland:</b> Michael Collins SC ( <i>Bar of Ireland</i> ) Maureen Ryan ( <i>General Counsel AEI Services LLC, Houston</i> )
5:50pm-6:00pm	<b>Close of Conference.</b> Colm Ó hOisín SC ( <i>President – Arbitration Ireland</i> )
6.:15pm -9:00pm	<b>RECEPTION AND DINNER – HONORABLE SOCIETY OF KING'S INNS</b>
9:30 pm until late	<b>Traditional Music (<i>Cogar &amp; Cairde</i>) in 'The Sheds'</b>

## Mr. Justice Brian McGovern

(Designated Arbitration Judge of High Court of Ireland)



Mr Justice McGovern was called to the Irish Bar in 1972 and took Silk in 1991. At the Bar, he had a general practice which included admiralty and commercial matters. In 2006, he was appointed to the High Court where he currently sits as the judge in charge of the Commercial List. He has also been recently nominated as the Arbitration Judge. Prior to his appointment to the bench he had experience both as arbitrator and as advocate in arbitration and was a Fellow of the Chartered Institute of Arbitrators. He holds a Diploma in International Arbitration from University College Dublin and has been appointed to an ICC arbitration. For a number of years he sat as Legal Assessor with the Fitness to Practice Committee of An Bord Altranais (the Nursing Board) and the Irish Medical Council. He is a former President of the Irish Maritime Law Association and is a titular member of the Comité Maritime International (CMI).

## Paul McGarry SC

(Chairman – Council of the Bar of Ireland),



Paul McGarry SC was elected Chairman of the Council of the Bar of Ireland in July 2016. He was called to the Bar in 1996 and appointed a Senior Counsel in 2010. He is a member of the Bar of England and Wales (Middle Temple) since 2012. He obtained a BCL from University College Dublin in 1991 and undertook an LLM in European Law in 1992. His practice is primarily in public, commercial and European law. He has served on many statutory bodies and authorities, including the Superior Courts Rules Committee, the Euro Changeover Board, the Board of Irish Rail and the International Council of Advocates and Barristers. He is currently a member of the Board of the Courts Service of Ireland and the Judicial Appointments Advisory Commission. He is a delegate to the Council of European Bars (CCBE) and was head of the Irish delegation thereto from 2014-16. He is currently vice chair of the IBA Forum for Advocates and Barristers. He was elected a bencher of the Honourable Society of Kings Inns in 2016.

## Gavin Woods

(Arthur Cox)



Gavin Woods is a partner in the Litigation and Dispute Resolution Group of Arthur Cox which is a leading Irish Commercial law firm. He advises clients on a wide range of contentious matters including commercial disputes, financial services litigation, commercial fraud, professional negligence, intellectual property, defamation, privacy and data protection. Gavin advises a number of multinational companies, including working with many law firms in other

jurisdictions, on a range of multi-jurisdictional disputes including international arbitrations under the rules of international arbitral institutions such as the ICC in Paris. Gavin has a particular interest in international dispute resolution and also previously worked in the Litigation Department of a leading firm in Hong Kong. He is currently Vice President of Arbitration Ireland.

## James Castello

(King & Spalding, Paris)



James Castello, a lawyer for nearly 30 years, is a partner in King & Spalding's Paris office and member of the firm's International Arbitration Group. He has advised and represented clients in a wide range of commercial as well as investor-State arbitrations. According to the

2016 Who's Who Legal France, he "is an 'illustrious' senior arbitrator and counsel ... seen as a 'top specialist' in large infrastructure and commercial projects, especially in the energy sector."

Since 2001, he has also served on the U.S. delegation to the United Nations Commission on International Trade Law (UNCITRAL) Working Group on Arbitration, participating actively in drafting or revising these UNCITRAL instruments: the Model Laws on International Commercial Arbitration and on International Commercial Conciliation, the Arbitration Rules, the Rules on Transparency in Treaty-based Investor-State Arbitrations, and a related Convention on Transparency, and the Notes on Organizing Arbitral Proceedings. He currently participates in UNCITRAL's consideration of a possible convention to enforce mediated settlement agreements. In 2007, James was named to a five-year term on the London Court of International Arbitration (where he served on the Court's drafting committee for the 2014 LCIA Arbitration Rules), and he now serves on the LCIA's Board of Directors and as President of the LCIA's European Users Council. Since 2009, he has also served on the International Advisory Board of the Vienna International Arbitral Centre. He also serves on the editorial boards of Global Arbitration Review and World Arbitration & Mediation Review.

In addition to his years in private practice, James served in all three branches of the U. S. government, for nearly fifteen years in total. His senior legal positions in the Clinton Administration included Deputy Counsel to the President, at the White House, and Associate Deputy Attorney General in the Justice Department, where his portfolio included such international issues as immigration and human rights. He previously served as law clerk to Justices William J. Brennan, Jr. and Thurgood Marshall on the U.S. Supreme Court, to Judge Abner Mikva on the U.S. Court of Appeals for the D.C. Circuit, and to Judge Howard M. Holtzmann on the Iran-U.S. Claims Tribunal at The Hague. Following graduation from Yale and before attending law school at Berkeley, he worked for five years as a legislative assistant to Members of Congress. He is admitted to practice in New York and Washington, D.C., and is an *avocat à la cour* in Paris.

## Mr. Justice Donal O'Donnell

(Supreme Court of Ireland)



Mr. Justice Donal O'Donnell was born in Belfast and educated at St Mary's C.B.S., University College Dublin (B.C.L.), King's Inns (B.L.) and the University of Virginia (LL.M).

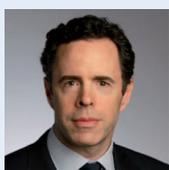
He was called to the Irish Bar in 1982, commenced practice in 1983 and was called to the Bar of Northern Ireland in 1989. He took silk in 1995 and has practised in all Courts in Ireland, in the European Court of Justice (ECJ) and the European Court of Human Rights (ECtHR).

His father, Lord Justice Turlough O'Donnell, was a member of the Northern Ireland High Court and the Court of Appeal between 1971 and 1990 and subsequently became a part-time member of the Irish Law Reform Commission. Donal O'Donnell was a member of the Law Reform Commission from 2005 to 2012.

He became a Bencher of the King's Inns in 2009 and was appointed to the Supreme Court in 2010.

## John V.H. Pierce

(WilmerHale - New York)



John V.H. Pierce is the Head of the International Arbitration practice in the New York office of Wilmer Cutler Pickering Hale and Dorr LLP. Recognized by Chambers as "a crucial figure in the firm's global arbitration practice," Mr. Pierce represents clients in international arbitration matters in venues around the world, under both civil and common law regimes, and under the rules of all major arbitral institutions. Mr. Pierce has represented European, U.S., Latin American and other companies, in a wide range of industries and sectors, in arbitrations sited in Latin America, the U.S., Europe and Asia. He has particular experience in international joint venture, M&A, shareholder, pharmaceutical, electronics, telecommunications, transportation, financial services and agency disputes. In addition to his work as counsel, Mr. Pierce sits as an arbitrator in international disputes, and he is a frequent writer and speaker on international arbitration and dispute resolution. Among other things, he is a co-author of *International Commercial Arbitration in New York* (Oxford University Press, 2016).

Mr. Pierce is a Board Member and member of the Programs Committee of the New York International Arbitration Center; a founding member of the International Arbitration Club of New York; a member of the International Commercial Dispute Resolution Committee at the Association of the Bar of the City of New York; and a member of the Council on Foreign Relations. He is an honors graduate of Georgetown University's School of Foreign Service, the Institut d'Études Politiques de Paris, and the Georgetown University Law Center. He was also named a Jean Monnet Fellow at the École Polytechnique and was selected as a Young Leader of the American Council on Germany.

Mr. Pierce was named the exclusive recipient of the International Law Office 2016 Client Choice Award for Arbitration in the United States.

## Duncan Matthews QC

(20 Essex Street - London)



Duncan Matthews has extensive experience in landmark commercial disputes. He advises and acts in English Court proceedings at all higher court levels and overseas and has a large arbitration practice primarily as counsel, though also as arbitrator, both in England and abroad, institutional and ad hoc.

Recent quotes from the Directories include:

"Provides robust international arbitration representation in disputes across a broad spectrum of disputes ...Incredibly bright and approachable...He has backbone and is certainly tough..."

"He's phenomenal. If you've got something that's a bit tricky, he's brilliant." Chambers and Partners, 2017

"He surgically slices up a witness while smiling at them – it is an awesome sight to see." Legal 500, 2016

"A fantastic advocate and a brilliant tactician. The court listens to him." "He's the hardest person to be up against. He's really tenacious." Chambers and Partners, 2016

## Peter Cullen

(Stikeman Elliott - Montreal)



Peter Cullen is a partner in the Montréal office of Stikeman Elliott LLP's Commercial Litigation Section and a member of the firm's national insurance, energy and arbitration practice groups. His practice covers the corporate, alternative dispute resolution and litigation aspects of commercial insurance (energy, liability, marine), and international trade and transportation matters (where he primarily acts as counsel and occasionally sits as arbitrator).

Mr. Cullen is a member of the International Bar Association (in the insurance, arbitration and transportation practice areas), the Chartered Institute of Arbitrators and the London Court of International Arbitration and is listed on the International Arbitration Panel of the Canadian Council for International Business, the Canadian affiliate of the International Chamber of Commerce, Paris. He is an Honorary Life Member of the Canadian Maritime Law Association (President 2003-2005) and a Titular Member of the Comité Maritime International (member of the International Working Group on Polar Shipping and Audit Committee).

Mr. Cullen holds degrees in both civil and common law from McGill University and is a member of the Barreau du Québec (1981) and the Law Society of Upper Canada (1990). He was the co-author (Canadian chapter) of the 2011, 2012 and 2013 editions

of Getting the Deal Through – Arbitration, (Law Business Research Ltd., London, U.K.) and of Transfer of Ownership in International Trade (2nd Ed, Kluwer Law International (ICC), The Netherlands, 2011 - Canadian chapter). He has been recognized in leading publications for his work in international commercial arbitration, insurance and maritime law.

## Louis Flannery

(Stephenson Harwood – London)



Louis is the head of international arbitration. He specialises in arbitration and litigation with a particular emphasis on fraud and/or conflict law issues. He is a regular speaker on arbitration and civil fraud at conferences all over the world. He has extensive experience of international commercial arbitration under the major institutional rules (AAA, ICC, LCIA, UNCITRAL, Stockholm Chamber of Commerce, among others) as well as substantial High Court litigation in England. As a practising solicitor advocate, he has undertaken advocacy before international tribunals and courts, including the High Court and Court of Appeal. Louis has acted or advised in relation to commercial disputes for over 25 years and has been involved in many reported decisions in England

## Colm Ó hOisín SC

(President – Arbitration Ireland)



Colm Ó hOisín has been in practice at the Irish Bar since 1988 and became a Senior Counsel in 2005. He is also a member of the Bar of England and Wales. He was Vice Chair of the Bar Council of Ireland (2014-2015) and is currently President of Arbitration Ireland - the Irish Arbitration Association. Colm has an extensive practice in commercial and public law and in both domestic and international arbitration. He is the Alternate Member for Ireland of the ICC International Court of Arbitration. In July 2012 he was designated by the Irish Government to the Panel of Conciliators and Arbitrators of ICSID (the International Centre for Settlement of Investment Disputes). He is also a Chartered Arbitrator and a CEDR accredited mediator.

## Ania Farren

(Berwin Leighton Paisner - London)



Ania Farren is a partner in the International Arbitration Group at Berwin Leighton Paisner LLP. She represents clients on a wide area of dispute resolution matters, with particular emphasis in international arbitration and litigation. Ania has advised clients in arbitrations conducted under the auspices of various institutions, including the London Court of International Arbitration (LCIA), the International Chamber of Commerce (ICC), the International

Centre for Settlement of Investment Disputes (ICSID) and the American Arbitration Association (AAA). Ania is on the Membership Council of ICC UK and the UK representative for ICC YAF (a member of the Regional Co-ordinating Committee for Europe and Russia). She is a member of the ICCA-Queen Mary Third-Party Funding Task Force and a co-chair of the Attorney-Client Privilege Sub-Committee. Ania also teaches the summer school international arbitration program at Queen Mary for Hamline University and is regularly invited to speak at arbitration conferences, particularly those aimed at young (under 40) arbitration groups.

## Steven Friel

(Woodsford Litigation Funding - London)



Steven Friel is Chief Investment Officer at London-based Woodsford Litigation Funding. Steven is a solicitor, admitted in England & Wales and in Ireland. His expertise has been recognized by every annual edition of the Legal 500 published in the last eight years. For commercial litigation work, he is praised as having “the sort of knowledge that one only gets with years of accumulated experience in heavy or complex litigation” and a “strong commercial grip on the relevant legal provisions and financial aspects of cases.” For his work in international arbitration, the Legal 500 ranked Steven as “outstanding,” and he has been noted as an “experienced practitioner” of banking litigation. Steven joined Woodsford in November 2015, having previously been a partner in two international law firms. Steven is a graduate of Cambridge University, and graduated top of his class with a Master of Laws degree in International Dispute Resolution from the University of London.

## Joseph Matthews

(Colson Hicks Eidson - Miami)



Joe Matthews is of counsel to the Miami, Florida and Washington, D.C. law firm of Colson Hicks Eidson. He has been a trial and appellate advocate for 39 years. He is a magna cum laude graduate of the University of Miami, School of Law where he was an Editor of the Law Review and recipient of the Wesley Sturges Award, graduating first in his class.

He is a Fellow and Immediate Past-President of the International Academy of Trial Lawyers, a Fellow of the American College of Trial Lawyers and a member of the American Board of Trial Advocates. He is Past President of the Miami-Dade County Trial Lawyers Association and past chair of the Commercial Law Sections of the Academy and the Association of Trial Lawyers of America and the former associate editor of the Commercial Law Section of the Journal of the Academy of Florida Trial Lawyers.

He is a member of the American Law Institute and is an Honorary Bencher of the Inn of Court of Northern Ireland.

In addition to his domestic trial practice, Mr. Matthews has been an advocate in arbitration and a neutral arbitrator for more than 25 years. He is a Chartered Arbitrator of the Chartered Institute of Arbitrators and a Fellow of the College of Commercial Arbitrators. He served for 12 years as a member of the Board of Directors of American Arbitration Association and for 3 years on its Executive Committee.

Mr. Matthews has lectured and taught extensively in the US and other countries on topics including substantive law, civil justice systems and procedure, trial tactics, arbitration, rule of law and ethics, as well as technology. In 2006, he taught at the National University of Mongolia and lectured at the University of Dundee, in Dundee Scotland. He has lectured at the Ontario Bar Association, Toronto on technology and the law and at the Central Party School, Beijing, China on the role of lawyers and the rule of law.

### Ian Talbot (Chambers Ireland)



Ian Talbot is Chief Executive of Chambers Ireland and ICC Ireland, is Deputy President of Eurochambres, the Association of European Chambers of Commerce, and has been a Committee member of Arbitration Ireland since its inception.

As Chief Executive, Ian is responsible for driving the future growth and strategic development of the organisation as it seeks to promote the competitiveness of business in Ireland, represent the interests of its members at home and overseas, and facilitate the development of the chamber network. Ian previously held positions as a Director of Citigroup and JP Morgan Chase in Ireland.

He qualified as a Chartered Accountant with Price Waterhouse where he spent several years working in their Dublin and Luxembourg offices. Ian holds MA and BBS degrees from Trinity College, Dublin.

### Gerard Meijer (Nauta Dutilh - Amsterdam)



Gerard J. Meijer (Prof. Dr.) specialises in both arbitration and litigation. Gerard acts as counsel to Dutch, foreign, and multinational corporations, as well as to governmental bodies, in high value matters in a variety of disputes. In addition, Gerard is involved in high profile arbitration associated court litigation, such as the enforcement of arbitral awards, the setting aside of arbitral awards, and interim measures in support of arbitral proceedings. Gerard also frequently sits as arbitrator.

Matters that Gerard handled include the successful representation of the largest insurance company in the Netherlands in its

multibillion euro investment treaty claim against the Republic of Poland regarding the company's investment in the largest insurance company in Poland, as well as in the setting aside proceedings that were initiated by the Republic of Poland after the First Partial Award in those proceedings had been rendered; the representation of a UK defence company in multiple court actions regarding the setting aside of arbitral awards between the UK company and the Republic of Iran; and the request for the enforcement of Russian arbitral awards in the Netherlands, notwithstanding the setting aside of these arbitral awards by the Russian state court. Gerard recently represented an investment vehicle company in the energy sector incorporated under the laws of Ghana, held ultimately by a US investment company, in arbitration proceedings on the basis of the UNCITRAL Arbitration Rules at the Permanent Court of Arbitration in The Hague. He is currently involved as Dutch counsel in a multi-billion euro investment dispute between an investor and a State, mainly exploring the availability of interim measures on behalf of the investor.

Gerard graduated from Erasmus University in Rotterdam in 1990. He was admitted to the Amsterdam Bar in 2000 and joined NautaDutilh laterally as a partner, heading the Arbitration Practice, on 1 September 2006. He obtained his PhD degree in 2008.

Gerard is also Professor of Arbitration & Dispute Resolution at the Erasmus University in Rotterdam and secretary general at P.R.I.M.E. Finance, the global arbitration institute for the financial markets, and he is a member of the Advisory Board of the Netherlands Arbitration Institute and of the Arbitration Commission of the International Chamber of Commerce (ICC). Gerard was individually ranked in Chambers and Partners' Global Guide, editions 2004-2016.

### Noah Hanft (President and CEO of International Institute for Conflict Prevention and Resolution - New York)



Mr. Hanft is the President and CEO of the International Institute for Conflict Prevention and Resolution (CPR). A long-time supporter of dispute resolution, Mr. Hanft has devoted his career to finding the most effective and efficient resolutions for resolving business disputes.

Prior to joining CPR, Mr. Hanft was General Counsel and Chief Franchise Officer for MasterCard, where he was responsible for overseeing legal and regulatory affairs, public policy and compliance. Mr. Hanft also had responsibility for franchise development and integrity, global diversity, and corporate and information security. In addition, he was a member of the company's Executive and Operating Committee. Mr. Hanft began his career as an attorney with the Legal Aid Society in New York City. He has lectured often on the value of dispute resolution in resolving litigation. Mr. Hanft has served as an independent arbitrator and is on the mediation panel for the Southern District of New York and for the Second Circuit. Mr. Hanft currently serves

on the boards of the Legal Aid Society and the Network for Teaching Entrepreneurship (NFTE) and is a member of the Council on Foreign Relations. In 2012, he was named General Counsel of the Year at the Global Counsel Awards. Mr. Hanft has an LL.M from New York University School of Law in trade regulation, a JD from Brooklyn Law School, and a BA from American University, School of Government and Public Administration.

## Edward K. Lenci

(Hinshaw & Culbertson LLP – New York)



EDWARD K. LENCI is a partner in the New York City office of Hinshaw & Culbertson LLP. He chairs the Reinsurance Section of the firm's National Insurance Services Practice Group, one of the "ten mightiest" insurance and reinsurance practices in the U.S. (Law 360, 11/17/15). His experience includes the litigation and arbitration of complex business disputes, including the representation of both cedents and reinsurers in reinsurance disputes, as well as appeals and defending businesses against class action lawsuits.

Lenci has won a number of rulings of significance to the arbitration of disputes. One was a decision of the U.S. Supreme Court requiring enforcement of the class action waiver in a promissory note's arbitration provisions (*Affiliated Computer Servs., Inc. v. Fensterstock*, 564 U.S. 1001 (U.S. 2011)), which was followed by a decision of the federal District Court that a non-signatory to the note could avail itself of that waiver (*Fensterstock v. Educ. Fin. Partners, et al.*, 2012 WL 3930647 (S.D.N.Y. 2012)). Another was a decision of a federal Court of Appeals holding that an arbitration provision in an international construction contract, requiring arbitration in Sri Lanka, was not incorporated into a subcontract (*Intertec Contracting, A/S v. Turner Steiner East Asia Ltd., et al.*, 6 Fed. App'x 61 (2d Cir. 2001)). He demonstrated to a state appellate court that a panel of three arbitrators had exceeded their authority, necessitating vacatur of their award (*Amerisure Mut. Ins. Co. v. Global Reins. Corp. of Am.*, 927 N.E.2d 740 (Ill. App. 2010)). He convinced a federal Court of Appeals that a reinsurer owned by Uruguay's government was not entitled to sovereign immunity in an arbitration (*Mutual Marine Offices, Inc., et al. v. Banco de Seguros del Estado*, 344 F.3d 255 (2d Cir. 2003)), and some years earlier had shown a federal District Court that a reinsurer owned by Argentina's government did not enjoy sovereign immunity in a judicial confirmation proceeding because the New York Convention trumped the U.S. Foreign Sovereign Immunities Act (*Skandia Am. Reins. Corp. v. Caja Nacional de Ahorro y Seguros*, 1997 WL 278054 (S.D.N.Y. 1997)). He persuaded a federal Court of Appeals that a reinsurer could litigate, and need not arbitrate, its rescission claim because the narrow arbitration provision of the reinsurance contract did not encompass such a claim (*Gerling Global Reins. Corp., U.S. Branch v. ACE Prop. & Cas. Ins. Co.*, 42 Fed. App'x 522 (2d Cir. 2002)), and he has, in fact, won the rare remedy of rescission of a reinsurance contract three times – once from a jury, once from arbitrators, and once from the bench. Many of the cases he has handled have involved parties in Latin America, Europe, Asia, and Australia.

He is Co-Chair of the Insurance & Reinsurance Committee of the New York State Bar Association's International Section, U.S. Co-Chair of the International Section's upcoming meeting to be held in Dublin in April 2017 in cooperation with the Bar of Ireland, and a charter member of the Editorial Board of *Reinsurance & Arbitration* (HarrisMartin Publishing). He served for a number of years as an arbitrator for the NASD. He graduated from Columbia University School of Law, earning honors in the study of international and foreign law. Before law school, he was a *kenkūsei* (special studies scholar) at ICU in Tokyo after receiving a B.A., *summa cum laude*, from Fordham University in New York City.

He is the author or co-author of numerous articles, most recently "The Return of the Bellefonte Cap," *A.M. Best's Review* (8/16), "Q&A with Hinshaw's Edward Lenci," *Law 360 International Arbitration* (5/16/16) (discussing his international arbitration practice), and "Solving Sovereign Immunity Issues in Reinsurance Disputes," *Law 36*

## Nicola Dunleavy

(Matheson)



Nicola Dunleavy is a partner in Matheson's Commercial Litigation and Dispute Resolution Department. Nicola has a broad commercial litigation and arbitration practice. Much of her work crosses borders, representing financial institutions and internationally focussed companies doing business in and from Ireland.

Nicola leads Matheson's arbitration team, with a proven track record of acting successfully in complex technical or multi-jurisdictional disputes. Her team advises on disputes under the rules of major arbitration institutions, as well as ad hoc arbitrations. Nicola's team has a deep knowledge of sectors such as technology and telecommunications, pharmaceutical, chemicals, food and drink, waste, water, energy and transport. Nicola's expertise includes advocacy in expert determination, adjudication and mediation.

## Annet Van Hoof

(Bird & Bird - Paris)



Annet specialises in international commercial arbitration. She represents clients in arbitrations under the rules of various international arbitral institutions, including the International Court of Arbitration (ICC), the Stockholm Chamber of Commerce (SCC), and the World Intellectual Property Organisation (WIPO), as well as in ad hoc proceedings. Annet is experienced in several different legal systems, e.g., French, German, and Dutch law, and a wide variety of sectors, including construction, energy, and life sciences.

Annet regularly sits as arbitrator in international disputes. She is a Vice-Chair of the ICC Commission on Arbitration and ADR.

Admitted to practice in both common and civil law jurisdictions, she has practiced at major U.S. law firms in Brussels, New York, and Paris. Annet also worked as Counsel at the ICC International Court of Arbitration in Paris, where she oversaw numerous international arbitrations, with a particular focus on Asia and Eastern Europe. Annet regularly speaks and writes about international arbitration and is the co-author of 'Arbitrating under the 2012 ICC Rules: An Introductory User's Guide', which aims to do away with the mystique of arbitration so that non-specialist lawyers, whether in-house counsel or external counsel, and others may have a clear understanding of ICC arbitration and how to make it work for their clients. She is admitted to the bars of Rotterdam (the Netherlands) and New York (U.S.A.) and registered with the Paris bar (Directive 98/5/CE). She is fluent in Dutch, English, French and German.

### **Ruth Byrne** (King & Spalding - London)



Ruth Byrne is a partner and solicitor advocate based in the London Office of King & Spalding. She is a member of the firm's International Arbitration Group.

Ruth has advised clients on disputes arising in multiple jurisdictions (notably in Africa, the Middle East and Eastern Europe) and from a wide range of different industry sectors including energy, construction, manufacturing and retail, asset management and banking. She has appeared as counsel in arbitrations under all of the leading institutional rules (ICC, LCIA, AAA/ICDR, SCC, Swiss Rules and ICSID) as well as ad-hoc arbitrations and sits regularly as arbitrator. She also appears frequently in the English High Court, in particular in proceedings in support of arbitration, as well as more generally in international commercial litigation. Ruth also advises on questions of public and private international law.

Ruth is recommended in Chambers UK (2016) with respect to international arbitration. Chambers notes that "Market sources appreciate her 'very organised and structured' approach".

Prior to joining King & Spalding in 2011, Ruth was a member of the International Arbitration Group at Herbert Smith Freehills. While there, she spent four months on secondment to the Secretariat of the LCIA. She has also worked in the Enforcement Division of the Financial Services Authority investigating financial crime.

In 2010, Ruth obtained an LLM in Public International Law at University College London. She graduated from the University of Cambridge in 2001 with a BA in Modern Languages (MA later conferred in 2004).

Ruth is Co-Chair of the London Court of International Arbitration's Young International Arbitration Group (YIAG) and writes and speaks regularly on a variety of international arbitration topics.

### **Cristián Conejero** (PPU - Santiago, Chile)



Cristián Conejero Roos is a partner at Philippi Prietocarrizosa Ferrero Uría in Santiago, Chile and Head of its Arbitration Practice. Previously, he was partner at Cuatrecasas Goncalves Pereira (Madrid and Sao Paulo), Counsel for Latin American and the Iberian Region at the International Court of Arbitration of the International Chamber of Commerce (Paris), and associate at Shearman Sterling (New York). He has substantial experience in international arbitration, both as counsel and arbitrator.

Cristián obtained his law degree at the "Pontificia Universidad Católica de Chile" with honors (summa cum laude), and a Master in Laws degree (L.L.M) at Columbia University in New York (Harlan Fiske Stone Scholar, and Parker School Recognition in International and Comparative Law).

### **Audley Sheppard QC** (Clifford Chance - London)



Audley is a Partner and Co-Head of the International Arbitration Group at Clifford Chance LLP, based in London. He specialises in the resolution of major disputes arising out of infrastructure and energy projects, and international trade and investment. He also sits as an arbitrator (over 30 appointments) His professional activities include: Vice President of the LCIA Court; Visiting Professor, School of International Arbitration, Queen Mary, London; Editorial Boards of Business Law International, Journal of International Arbitration, International Arbitration Law Review; and Advisory Board, BIICL Investment Treaty Forum.

He is a former: Member of the ICC Court (2008 – 2012); Co-Chair of the IBA Arbitration Committee (2006-08); Rapporteur of the ILA Arbitration Committee (1996-2006) He graduated with LLB (Hons) and B.Commerce (Victoria Univ. of Wellington, NZ) and LLM (Cambridge, England). He was appointed a Queen's Counsel in 2015.

His recent publications include: "English Arbitration Act 1996" in "Concise International Arbitration" (Kluwer, 2015) (ed. Loukas Mistelis); 'Commentary on UK Investment Treaty', in "Commentaries on Selected Model Investment Treaties" (OUP, 2013) (with Chester Brown); 'Applicable substantive law', in "Arbitration in England" (Kluwer, 2013) (eds Julian Lew & ors); 'Human rights responsibilities in the oil and gas sector: applying the UN Guiding Principles', in JWEL (2013, vol. 6, no 2) (with Rae Lindsey, Anthony Crockett & ors). He has New Zealand and Ireland nationality.

## Wendy Miles QC

(Boies Schiller & Flexner LLP - London)



Wendy Miles QC is Global Head of International Arbitration at Boies, Schiller & Flexner, based in the firm's London office. She is an experienced dispute resolution lawyer qualified in England and New Zealand. Her practice encompasses both private and public international law. She acts as advisor and advocate for a number of international companies and states or state parties in arbitration proceedings conducted in various jurisdictions, including South Sudan in the Abyei Arbitration in 2009.

Wendy is also a Vice President of the International Chamber of Commerce's Court of Arbitration and the IBA Arbitration Committee and regularly writes and teaches on international arbitration and public international law. She also frequently sits as an arbitrator in commercial and investor state disputes.

## James Hosking

(Chaffetz Lindsey LLP - New York)



James Hosking has over 20 years of international dispute resolution experience. Immediately prior to co-founding New York dispute resolution boutique Chaffetz Lindsey, he was a partner in Clifford Chance's New York office. James is a recognized expert in international arbitration, having handled disputes under the rules of all the leading institutions, including ICC, AAA/ICDR, SIAC, LCIA, WIPO, CRCICA and ICSID, as well as the UNCITRAL Rules. His recent cases have involved energy/power projects, corporate acquisitions, construction/engineering, mining, licensing, JV/shareholder disputes, mining, and investment treaty claims. James also sits as an arbitrator, having been appointed in arbitrations under the ICC, ICDR, AAA, CRCICA and UNCITRAL Rules. He is a member of the ICC Task Force on Emergency Arbitration Proceedings, the AAA's International Advisory Board, and a Fellow of the Arbitrators' and Mediators' Institute of New Zealand. James is the author of A Commentary on the ICDR International Arbitration Rules (OUP, 2010) and was involved in drafting the revised 2014 rules. In addition to his international arbitration practice, James also represents clients in US commercial litigation. James previously practiced in New Zealand.

## Michael Collins SC

(Bar of Ireland)



Michael is a Senior Counsel in Ireland who is also a member of a number of other Bars including England and Wales (Monckton Chambers) and New York. He practises in the fields of commercial arbitration and litigation, competition law, EU law and judicial review and appears regularly before the High Court, Court of Appeal and Supreme Court of Ireland and the Court of Justice of the EU. He is a graduate of University College Dublin with Masters' degrees in

both economics and law. He graduated with an LL.M. from the University of Pennsylvania before joining the New York law firm of Shearman and Sterling as an associate. He returned to Ireland in 1981 to commence practice at the Irish Bar. Michael appears in commercial arbitrations (domestic and international) both as counsel and as arbitrator. He has had appointments as arbitrator from the ICC and the LCIA and is one of Ireland's representatives on the ICC Commission on Arbitration. He is also a member of the ICDR Panel of Arbitrators, a former President of Arbitration Ireland, Chairman of the Irish Sport Anti-Doping Disciplinary Panel and a former President of Irish Rule of Law International which works with the Irish Government on programs promoting the rule of law primarily in Africa. Michael was elected a Bencher of the Honorable Society of King's Inns in 2007 and the following year was elected as a Fellow of the International Academy of Trial Lawyers in the United States of which he is now also a director. He was Chairman of the Bar Council of Ireland 2008 – 2010. In 2012 he was elected a Fellow of the International Society of Barristers in the US. He has been a Visiting Lecturer in the Department of Economics at Maynooth University on Legal Aspects of Competition and Regulation in the Master of Economic Science degree. He is currently Adjunct Professor of Law at the UCD Sutherland Law School. In the much more interesting parts of his life he was for 13 years a board member of the Dublin Theatre Festival, is a board member of All Hallows College, the Irish Film Institute, the Development Council of the Wexford Opera Festival and plays the piano exceedingly badly to the distress of his listeners.

## Maureen Ryan

(General Counsel AEI Services LLC, Houston)



Maureen J. Ryan is the EVP, General Counsel and Chief Compliance Officer for AEI, where she has led the legal department since December 2006. At its peak, AEI, which is based in Houston, Texas, operated in 19 countries in Latin America, Central and Eastern

Europe and Asia in Power Distribution, Power Generation, Natural Gas Transportation and Services, Natural Gas Distribution and Retail Fuel. Prior to joining AEI Maureen was counsel in the mergers and acquisitions department of the New York office of Clifford Chance US LLP, which she had joined in October 1995. Maureen's practice was primarily focused on domestic and cross-border private equity and venture capital transactions, including representing both financial sponsors and corporations in leveraged acquisitions, mergers, private stock and assets sales and divestitures, restructuring and strategic alliances. Maureen is a graduate of Harvard Law School, where she received her LL.M. degree in 1995 and Trinity College in Dublin, Ireland where she earned her LL.B. with first class honors in 1993.

