

## ABOUT THE CONTRIBUTORS

**Desmond Ang** is a Counsel of the Hong Kong office of Sidley Austin and a member of the International Arbitration group. Desmond focuses on international commercial and treaty arbitration, with an emphasis on high-stakes disputes involving business relationships and investments with companies in China, Japan and South Korea. Desmond has represented clients in proceedings conducted under the ICSID, ICC, HKIAC, CIETAC, SIAC, JCAA and UNCITRAL Arbitration Rules. He also has experience in litigation ancillary to international arbitrations, including enforcement and Mareva proceedings before the Singapore High Court. Desmond received his LL.B. (Dean's List) from the National University of Singapore and is admitted in Singapore, England and Wales, and Hong Kong.

**Stefano Azzali** after having practiced law in Italy, South Africa and United States, Stefano Azzali joined the Chamber of Arbitration of Milan in 1988, where he now acts as Secretary General. He is also Secretary General of the Italy-China Business Mediation Center (Beijing-Milan) and he sits as Reporter for Italy on the Board of Reporters of the Center for International Law (ITA), the Editorial Advisory Board of "Arbitration CD-ROM," edited by Kluwer Law International, and the International Advisory Board of the International Arbitration Center of the Austrian Federal Economic Chamber (VIAC) in Wien, Austria. Since May 2009, Mr. Azzali has acted as Secretary-Treasurer of the International Federation of Commercial Arbitration Institutions (IFCAI). He is a member of the panel of arbitrators of various international arbitration institutions and is a visiting professor at Bocconi University, Law School, in Milan, where he teaches Domestic and International Arbitration Law, and, since 2012, he is Fellow at the Centre for Transnational Litigation and Commercial Law, New York University, School of Law. From 2001 to 2006, he chaired the Disciplinary Commission of the Italian Football Federation, where he is now member of its Federal Court of Justice.

**Philippe Bärtsch** is a Partner in Schellenberg Wittmer's international arbitration group in Geneva. He has acted as counsel and arbitrator in numerous international arbitration proceedings, both *ad hoc* and institutional (ICC, LCIA, AAA/ICDR and Swiss Rules), involving a wide array of matters such as share purchase and asset purchase transactions, joint ventures, sales and distribution contracts, license

agreements, construction and infrastructure projects, and collateral management agreements. He has represented clients from around the world active in a wide range of industries, including in the energy, telecommunications, pharmaceutical, construction, food, luxury goods, and commodity trading sectors. Philippe Bärtsch also advises clients on Swiss contract law issues and on arbitration-related matters, including drafting of arbitration agreements, challenges of arbitral awards before the Swiss Supreme Court, and enforcement of arbitral awards. He has also experience in international trade sanctions. Philippe Bärtsch graduated from the University of Geneva Law School in 2000, receiving an award for the best law degree, and holds a Master of Laws (LL.M.) from Harvard Law School (2004).

**Lawrence Boo** was formerly CEO/Registrar (1991-1996) and Deputy Chairman (2004-2009) of the SIAC. He is well recognised as Singapore's leading international arbitrator, having sat as arbitrator in more than 170 cases and written numerous awards. His cases included those administered by the ICC, CIETAC, SIAC, LCIA, HKIAC and *ad hoc* arbitrations. He is on the panel of numerous international arbitral institutions. Prof. Boo is an adjunct Professor of Law at the National University of Singapore, Bond University (Australia) and a Visiting Professor at Wuhan University (China), a Law Reform Consultant to the Attorney-General and led the Singapore delegation at UNCITRAL working group meetings on arbitration (2004-2009).

**Eckart J. Brödermann**, Licence en droit (Paris V), Maître en droit (Paris V), LL.M. (Harvard), First and Second State Exam at the Appellate Court of Hamburg (Germany), FCIArb (London), is a Professor at the University of Hamburg, Certified Specialist in International Business Law (Germany), and Attorney-at-law (New York), Rechtsanwalt (Germany). Eckart Brödermann is the Founding Partner of Brödermann Jahn RA GmbH and, on an honorary basis, Managing Director of CEAC and initially the Founding President of the sole shareholder of CELA, the non-profit Chinese European Legal Association e.V. In his practice, Eckart Brödermann has advised and represented clients around the globe in a wide range of cross border trade, investment, construction, M&A and joint venture contracts including contracts concluded with states. Since the beginning of his practical legal work, initially in Washington, D.C., Eckart Brödermann has also and always in parallel concentrated on arbitration, starting with cases pending before the Iran Claims Tribunal in the Hague in 1983/84. Ever since Eckart Brödermann has participated in over 50

arbitrations under numerous rules and at different seats, e.g. acting as chairman in arbitrations in Germany (under ICC and DIS Rules) or in China (under CIETAC-Rules). Eckart Brödermann was the initiator of the idea of a Chinese European Arbitration Centre and part of the drafting team for the CEAC Hamburg Arbitration Rules.

**James E. Castello**, B.A. (Yale), M.A. and J.D. (University of California, Berkeley), is a Partner in the Paris office of King & Spalding International LLP and a member of the firm's International Arbitration Group. He has advised and represented clients in a wide range of legal disputes, especially international arbitrations (both institutional and *ad hoc*), and is admitted to practice in New York, Washington, D.C. and Paris. Since 2001, Mr. Castello has been a member of the United States' delegation to UNCITRAL's Working Group II and has actively participated in all working sessions since then, which have produced, *inter alia*, revisions in the UNCITRAL Model Law on International Commercial Arbitration, a new version of the UNCITRAL Arbitration Rules, and the new UNCITRAL Rules on Transparency in Treaty-based Investor-State Arbitration. The views expressed in this chapter are the author's and do not necessarily reflect those of the U.S. Government or of King & Spalding. In 2007, Mr. Castello was named to a five-year term as a Court Member of the London Court of International Arbitration, where he served on the drafting committee for the 2014 LCIA Arbitration Rules. He is now a member of the LCIA's Board of Directors as well as President of the LCIA's European Users Council. He is also a member of the International Advisory Board of the Vienna International Arbitral Centre. Mr. Castello first encountered arbitration under the UNCITRAL Rules nearly 30 years ago, as a legal assistant to Judge Howard Holtzman on the Iran-U.S. Claims Tribunal at The Hague, following which he served as law clerk to Justices William J. Brennan, Jr. and Thurgood Marshall on the U.S. Supreme Court.

**Ignacio de Castro** is the Deputy Director of the WIPO Arbitration and Mediation Center. He is a Spanish lawyer and an English solicitor, and holds an LL.M from King's College London. Before joining WIPO in 2002, he was on the legal staff at the United Nations Compensation Commission in Geneva and, prior to that, practiced with the law firm Freshfields Bruckhaus Deringer, London in the areas of international arbitration and litigation.

**Fuyong Chen** is the Deputy Secretary-General of the Beijing Arbitration Commission/Beijing International Arbitration Center (BAC/BIAC) and

the Vice-President of Asia Pacific Regional Arbitration Group (APRAG). He is a qualified PRC lawyer with a LLB from China University of Political Science and Law, a LLM from Peking University and a PhD from Tsinghua University. Dr. Chen was a visiting researcher (2007-08) at the Law School of UC-Berkeley and is a Research Fellow of the Center for the Study of Dispute Resolution at Renmin University of China. His publication includes *The Unfinished Transformation: An Empirical Analysis of the Current Status and Future Trends of China's Arbitration Institutions* (author), *Chinese Arbitration Law* (LexisNexis 2015) (co-author), *China Arbitration Handbook* (Sweet & Maxwell 2011) (co-author), and abundant articles on different journals such as The American Review of International Arbitration. Dr. Chen is also a regular speaker at international conferences and seminars.

**Brooks W. Daly** is Deputy Secretary-General and Principal Legal Counsel, Permanent Court of Arbitration (PCA) in The Netherlands. Mr. Daly has primary responsibility for the legal affairs of an intergovernmental organization with 115 member states devoted to the peaceful settlement of international disputes through arbitration. His responsibilities include advising lawyers and arbitrators participating in international arbitration under PCA auspices on a variety of matters relating to arbitral procedure and international dispute resolution generally. He speaks frequently on international arbitration topics and lectures at Leiden University School of Law. Prior to joining the PCA, Mr. Daly acted as Counsel at the International Chamber of Commerce (ICC) International Court of Arbitration in Paris, France. He is a member of the California Bar and previously practiced with law firms in Los Angeles and London.

**Jason A. Fry**, LLB, BCL (Oxon), FCIArb; Secretary General, ICC International Court of Arbitration (Paris). Prior to his appointment as Secretary General of the International Court of Arbitration in 2007, Mr. Fry was a partner in the international arbitration practice of Clifford Chance LLP. He has significant experience as counsel, advocate and arbitrator in international arbitration proceedings. Mr. Fry is a Solicitor of the Supreme Court of England and Wales and a Barrister and Solicitor of the High Court of New Zealand. He is a Fellow of the Chartered Institute of Arbitrators and was the Member for New Zealand of the International Court of Arbitration of the International Chamber of Commerce from 1999 until 2007. In that capacity he represented the ICC Court at the UNCITRAL Working

Group on International Arbitration and Conciliation in relation to the 2006 amendments to the Model Law.

**Remy Gerbay** is a Lecturer in International Arbitration at the Centre for Commercial Law Studies, Queen Mary University of London (QMUL). Alongside his academic post at QMUL, Remy is also *Of Counsel* at London-based disputes firm Enyo Law LLP, where he advises companies and individuals in respect of complex international arbitrations. Remy is admitted to practice as an Attorney (state of New York) and as a Solicitor (England and Wales). He has been appointed as arbitrator in *ad hoc*, ICC and LCIA arbitrations (as co-arbitrator, sole and presiding arbitrator). Remy holds a PhD in international arbitration law from Queen Mary, an LLM from Georgetown Law (*Fulbright Scholar*), a Master's Degree from the Graduate Institute (University of Geneva), and a French law degree from the University of Lyon (High Honours). Remy is a former Deputy Registrar of the LCIA.

**Jesper Grünbaum** is a Partner and Head of Setterwalls' dispute resolution team. His practice area includes both Swedish and cross-border arbitration and litigation. He also serves as an arbitrator on a regular basis. During his 25 years in dispute resolution he has been involved in disputes related to a wide variety of industries and practice areas but with a focus on disputes related to joint ventures, M&A and corporate affairs.

**J. Martin Hunter**, Barrister, Essex Court Chambers, London; FCIArb and Chartered Arbitrator; Emeritus Professor, Nottingham Trent University; Visiting Professor, King's College London; University of Miami Law School; and Central European University, Budapest. Member, International Council for Commercial Arbitration (ICCA); Arbitration Commission of the ICC; Advisory Board of KIIT National Law School, Orissa State, India. Former deputy-chairman, UK Governmental Committee on Arbitration Law Reform; former member, ICC's Court of International Arbitration, LCIA's Court of Arbitration.

**Christian Koller** (Dr. iur.) is a Professor of the Department of Civil Procedure Law at the University of Vienna.

**Niclas Martinsson** is an Associate of Setterwalls' dispute resolution team. He represents Swedish and foreign companies in national and international arbitrations and litigations with particular emphasis on

disputes concerning shipping and transportation, insurance and international trade.

**Rutger Metsch**, LLB (Groningen), LLM (London), FCIArb, is a Research Fellow at the School of International Arbitration at Queen Mary University of London.

**Tatsuya Nakamura** is a Professor of Law at Kokushikan University in Tokyo, Japan. He is also General Manager, Arbitration Department of the Japan Commercial Arbitration Association (JCAA). He received his B.E. from the University of Osaka Prefecture, L.L.B. from Keio University and LL.M. from the University of Tsukuba.

**Kevin Nash** is the Deputy Registrar of SIAC. He is qualified as a barrister and solicitor with the Law Society of Upper Canada.

**Stefan Riegler** is a Partner based in Baker & McKenzie's Vienna office. He has extensive experience handling complex disputes, both before state courts and before arbitral tribunals. He regularly sits as an arbitrator and acts as counsel for parties in arbitrations, including proceedings under the ICC Rules, the Vienna Rules, the Swiss Rules, the DIS Rules and the UNCITRAL Arbitration Rules. His practice focuses on disputes dealing with competition and energy (oil and gas), post-M&A, construction, banking and bankruptcy issues. Stefan Riegler obtained his PhD from the Vienna University and his LL.M. from the London School of Economics and Political Science (he is also an alumnus of the School of International Arbitration). He is a member of the board of the Austrian Arbitration Association (ArbAUT), the ICC Commission on Arbitration (as well as various ICC task forces), the Chartered Institute of Arbitrators (MCIArb) and a member of the drafting commissions on the new Vienna Rules and the DIS Rules.

**Menna Sadek** is a Legal Advisor and Case Manager at The Cairo Regional Centre for International Commercial Arbitration CRCICA.

**Anne Véronique Schlaepfer** is a Partner in Schellenberg Wittmer's arbitration group in Geneva. She specialises in international arbitration relating to, among other things, construction and engineering contracts, corporate affairs, energy, joint ventures, sales (building materials, metals, specialised equipment). She has represented parties before Swiss courts in arbitration-related court proceedings, namely challenges of arbitral awards before the Swiss Supreme court or the

Geneva Court of Justice. She has advised companies when negotiating agreements governed by Swiss law and acted as legal expert in the context of arbitration proceedings. Ms. Schlaepfer serves as arbitrator in various proceedings. She is a member of the arbitration committee of the Geneva Chamber of Commerce that administers arbitration proceedings governed by the Swiss Rules of International Arbitration. She is a lecturer on international Arbitration at the University of Paris XII.

**Heike Wollgast** is Senior Legal Officer at the WIPO Arbitration and Mediation Center. She holds a Ph.D. in European Community Law from the University of Cologne. She was a research fellow at the Institute for International Law in Cologne and practiced in the Berlin office of the law firm Andersen Legal. Before joining the Arbitration and Mediation Center, Ms. Wollgast worked in WIPO's Building Respect for IP Division on legal and policy aspects of intellectual property enforcement.

**Friven Yeoh** is a Partner of the Hong Kong office of Sidley Austin and a member of the International Arbitration group. Friven has extensive experience in the resolution of complex disputes and has represented clients in international arbitrations in Asia, Europe and the US conducted under various institutional and ad hoc arbitration rules including those of the ICSID, HKIAC, ICC, SIAC, CIETAC, SCC, JCAA, UNCITRAL and CAS. He also serves as arbitrator in various international arbitrations. Friven writes and speaks frequently on topics relating to international arbitration and dispute resolution in Asia, and is a member of the Advisory Board of the Journal of International Arbitration.

