

ITA-CCB AMERICAS WORKSHOP:
Confronting Ethical Issues in International Arbitration
and featuring
Perspectives of Latin American Arbitral Institutions

Chapinero Campus
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LUCY REED, Chair of the ITA, is a partner in the New York office of Freshfields Bruckhaus Deringer US LLP and co-head of the firm's global international arbitration group. Lucy represents private and public clients in cases conducted under the ICSID, ICC, AAA and other major institutional and ad hoc rules, and occasionally sits as arbitrator. She was a member of the Ethiopia-Eritrea Claims Commission, and served as co-director of the Claims Resolution Tribunal for Dormant Accounts in Switzerland. While with the U.S. Department of State, Lucy served as U.S. Agent to the Iran-United States Claims Tribunal and Deputy Assistant Legal Adviser for International Claims and Investment Disputes. She is the co-author of the *Guide to ICSID Arbitration* (Reed, Paulsson, Blackaby, Kluwer 2004) and *The Freshfields Guide to Arbitration and ADR* (Paulsson, Rawding, Reed and Schwartz, Kluwer 1999), and publishes widely on international arbitration. Lucy served as President of the American Society of International Law 2008-2010 and is a member of the Council on Foreign Relations.

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JAMES E. CASTELLO 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 international legal disputes, particularly institutional and ad hoc arbitrations. He is a member of the Court of the London Court of International Arbitration and also of the International Advisory Board for the Vienna International Arbitral Centre. For the past nine years, he has served on the United States' delegation to the Arbitration Working Group at UNCITRAL, as it has revised the Model Law on International Commercial Arbitration and drafted a new version of the UNCITRAL Arbitration Rules. James is recognized in *Chambers Global* and the *International Who's Who of Commercial Arbitration*, and he writes and speaks frequently on international arbitration topics. At the beginning of his legal career, James served as law clerk to Justices William J. Brennan, Jr. and Thurgood Marshall on the U.S. Supreme Court and as legal assistant to Judge Howard Holtzmann on the Iran-U.S. Claims Tribunal at The Hague. For nearly six years beginning in 1995, James left private practice to serve in senior legal positions in the Clinton Administration, including as Deputy Counsel to the President, at the White House, and Associate Deputy Attorney General, in the Justice Department.



JONATHAN C. HAMILTON practices in international dispute resolution and cross-border investment with White & Case LLP. He is the Chair of the Institute for Transnational Arbitration (ITA) Americas Initiative. Based in Washington, DC, he commenced his career in the New York office of White & Case and was based for several years in the Firm's Mexico City office. He also worked as a visiting associate with a leading firm in Peru. He has experience in disputes relating to over 15 jurisdictions across Latin America, as well as emerging markets worldwide. Mr. Hamilton is listed in the *International Who's Who of Commercial Arbitration* and recognized by *Chambers* and *Global Arbitration Review*. He is partner in the group named *Chambers USA International Arbitration Team of the Year*. His experience includes investment disputes under the ICSID and UNCITRAL rules and commercial disputes under the ICC, ICDR and AAA rules. His experience spans sectors such as aviation, commodities, construction, defense, energy, finance, media, oil and gas, telecommunications and sovereign issues. Notable recent success include *Plama Consortium Ltd. v. Bulgaria*, a US\$300 million Energy Charter Treaty ICSID case related to an oil refinery; *Fraport v. Philippines*, a US\$1 billion ICSID case related to an airport construction project; and *U.S. Energy Corp. v. Nukem, Inc.*, involving a US\$174 million claim before a AAA panel.



FERNANDO MANTILLA-SERRANO is a partner at Shearman & Sterling LLP in Paris, where he practices in international arbitration. A graduate from the Pontificia Universidad Javeriana in Bogota where he received his Law degree (JD) and specialization in Economics, Mr. Mantilla-Serrano has also received a MCJ (LLM) from New York University (Fulbright Scholar), a DEA in International Private Law and International Trade and a DSU in EU Law from the Université de Paris II. He conducts arbitrations and appears as Counsel before arbitral tribunals in numerous venues, mainly in Europe, the United States and Latin America. Mr. Mantilla-Serrano is the Colombian member of the ICC International Court of Arbitration, Fellow of the Chartered Institute of Arbitrators and member of the ICSID Panel of Arbitrators. His articles on arbitration have been published in *Arbitration International*, the French *Revue de l'Arbitrage*, the *Journal of International Arbitration* and the Spanish *Revista de la Corte Española de Arbitraje*. He was one of a four-member commission created by the Spanish Minister of Justice to draft Spain's new arbitration act (Law 60 of December 23, 2003). He is admitted to the bars of Colombia, New York (USA), Paris (France) and Madrid (Spain).



KENNETH B. REISENFELD is a Partner in the Washington, D.C. office of Patton Boggs LLP, where he chairs the firm's International Arbitration Practice. A 1978 graduate of Harvard Law School, Mr. Reisenfeld has over 30 years' experience representing U.S. and foreign corporations and sovereign government entities in litigation and arbitration of international investment, treaty, commercial, pharmaceutical, technology, construction, M&A, energy, trade and public international law disputes in U.S. courts and before international arbitral tribunals throughout the world, including in Latin America. Mr. Reisenfeld is named in "Chambers Global," "The International Who's Who of Commercial Arbitration Lawyers," and Euromoney's "Guide to the World's Leading Experts in Commercial Arbitration." He is on panel rosters for a number of arbitral institutions and has been appointed by the U.S. Trade Representative to serve on Binational Panels under NAFTA. Mr. Reisenfeld served as special arbitration counsel to the U.S. Government and the Overseas Private Investment Corporation in the state-to-state arbitration against the Government of India involving the Dabhol Power Plant. Mr. Reisenfeld is a Past Chairman of the American Bar Association's 22,000 member Section of International Law and a former Chairman of the ABA International Arbitration Committee. He has served on the U.S. Secretary of State's Advisory Committee on International Law and on the Executive Committee of the Institute for Transnational Arbitration. Mr. Reisenfeld currently serves on the IBA Task Force on Counsel Ethics in International Arbitration, as Senior Adviser to the ABA International Arbitration Committee and as the ABA Liaison to the LCIA. He also is a co-author of the ABA/AAA Code of Ethics for Arbitrators (2004). Prior to joining private practice, Mr. Reisenfeld was a judicial law clerk to U.S. District Court Chief Judge Frank J. Battisti, and served in the Attorney General's Office at the U.S. Department of Justice, where he provided advice leading to the establishment of the Iran-United States Claims Tribunal.



CATHERINE A. ROGERS is a law professor at two law schools, Penn State Law, and Università Commerciale Luigi Bocconi in Milan, Italy. Professor Rogers' scholarship focuses on the convergence of the public and private in international adjudication, the reconceptualization of the attorney as a global actor and various procedural aspects international arbitration. She has published widely and presented on these topics at professional and academic conferences and symposia around the world. In particular, she has a book forthcoming in Oxford University Press entitled, "Legal Ethics in International Arbitration." Professor Rogers is an Associate Reporter for the American Law Institute's Restatement of the Law (Third) of International Commercial Arbitration, a recipient of the CPR Professional Article Award and a repeat invitee to the Stanford-Yale Junior Faculty Forum. She has served as a member of the American Society of International Law Task Force on Global Legal Ethics, as an expert consultant to ARIAS-US, and as a member of the Academic Council of the Institute for Transnational Arbitration. She has also on occasion sat as an international arbitrator. Before entering academia, Professor Rogers practiced international litigation and arbitration in New York, Hong Kong, and San Francisco.



EDUARDO ZULETA is a partner of Gomez-Pinzon Zuleta in Bogotá, Colombia. Mr. Zuleta specializes in international dispute resolution. Mr. Zuleta has extensive experience in international commercial arbitration - in matters related to construction, infrastructure, project finance, telecommunications, energy and international commercial contracts - and in investment disputes. He has acted as co-arbitrator, chair and counsel in international commercial arbitration under ICC, ICDR and UNCITRAL Rules and in investment arbitration under ICSID and UNCITRAL. Mr. Zuleta is professor in international arbitration and commercial law, vice-chair of the Arbitration Committee of IBA, member of the ICC Latin American Group, member of the advisory board of ITA and ACI Arb. He is the author of several articles and co-editor of publications on international arbitration.

LUNCHEON SPEAKER

DR. JUAN CARLOS HENAO PÉREZ is Vicepresidente of Corte Constitucional de Colombia

PLAYERS AND COMMENTATORS



FERNANDO AGUILAR is currently retired from “Marval, O’Farrell & Mairal”. He joined the firm in 1981 and became partner in 1989. Member of ICC’s Latin American Arbitration Group and of the Institute for Transnational Arbitration (ITA). He is appointed by ICC Argentine National Committee as member of the Arbitration Commission of the ICC. He is included in arbitrator lists of domestic arbitration institutions, he has been involved in international arbitration proceedings mainly under the Arbitration Rules of ICC, and is currently involved in domestic arbitration proceedings as Proceedings Director of the Centre for Mediation and Commercial Arbitration of the Argentine Chamber of Commerce (CEMARC). Mr. Aguilar is founder member and chair of the Argentine National and Transnational Arbitration Committee (CARAT). He is author of several articles and publications (see International Law Office Newsletters) and he is regularly invited as speaker to seminars on arbitration related subjects. See www.foresjusticia.org.ar/carat



FERNANDO AGUIRRE B. is Senior Partner of Bufete Aguirre Soc. Civ. in Bolivia, a firm which this year has celebrated 70 years of continued legal services. Dr. F. Aguirre has 42 years of professional practice. The firm is a specialized business law firm providing services to numerous international and Bolivian companies and entities. It has been ranked amongst the leading and recommended, endorsed or ranked Top Tier firms in Bolivia by Chambers & Partners, Latin Lawyer 2010, plc Which Lawyer, IFLR 1000-2010 and a winner of 2010 Corporate International, Global Awards. F. Aguirre a law graduate of the State University of La Paz with a Diploma in Law by Oxford University has taught Public International Law at the Bolivian Diplomatic Academy for four years and has been Professor of Alternative Means of Settlement of Disputes and Arbitration during the 2008 Master’s Degree Program in International and Diplomatic Law, ADR & Arbitration of the Catholic University in La Paz. He is a registered arbitrator at the Centre of Conciliation & Arbitration of the National Chamber of Commerce in La Paz and was listed as an arbitrator in the Panel of Arbitrators of ICSID until Bolivia’s denunciation of the Washington Convention. Has been an arbitrator and counsel in arbitration in various cases and coordinate’s the firm’s arbitration group. He has contributed with a number of articles and papers on business and investment law to various publications, including articles on Arbitration and participated as panellist on such subjects at international conferences or seminars of the IBA, the Rocky Mountain Mineral Law Foundation and others. Dr. Aguirre is Chairman of the Board of Directors of Embol S.A, the Coca Cola bottlers in Bolivia, “Síndico” of Empresa Minera San Cristobal, the largest mining venture in Bolivia and a Director and Past President of the American Chamber of Commerce of Bolivia. He is also ranked amongst the leading mining lawyers around the world. In the past Dr. Aguirre was for a few months Minister Secretary of the Presidency of Bolivia (1979) and for around two years outside Director of the Bolivian Central Bank (1993-96). He also has various publications on Constitutional Reform in Bolivia.



JOSÉ I. ASTIGARRAGA is described as “a major figure for Latin American litigation and arbitration [who] represents large U.S., European and South American corporations” by Chambers Global Guide to the World’s Leading Business Lawyers, Astigarraga has accumulated broad experience in international business disputes in his 30 years of practice. Recently given the “Lawyer of the Americas” award for distinguished contribution to the field of international law, Astigarraga has handled

disputes emanating from most countries in Latin America for *Fortune* 500 companies, major banks, government-owned companies as well as Latin American enterprises. The U.S. Government appointed him as one of 10 representatives to the first tri-partite committee advising the NAFTA commission on international arbitration and alternative means of resolving private commercial disputes as well as an expert to the international law conference of the Organization of American States. His experience goes beyond Latin America - he serves as vice president of the 35-member London Court of International Arbitration. Most recently he was recognized as one of the year's "Most Effective Lawyers" for leading the team that won an arbitral award of U.S. \$52 Million plus attorneys' fees in a claim over international licensing rights in the Mercosur region that included parallel litigation proceedings in the U.S., Brazilian and Argentine courts. As Vice Chairman of the Board of the National Law Center for Interamerican Free Trade, he is active in efforts to promote commercial law reform and modernization in the Americas.



DR. PATRICK BARRERA S. Partner of the Law Firm Barrera, Andrade- Cevallos & Abogados. Has a distinguished career both in the public service and in private practice. He was a Board Member of The Central Bank of Ecuador as well as a Board Member of the Superintendence of Banks of Ecuador. He has been also appointed Member of the Board of the Quito Stock Market. Dr. Barrera has practiced in areas such as banking and finance as well as corporate law and securities. He has officiated as an arbitrator in international and national arbitration proceedings. He has been appointed Arbitrator by the Republic of Ecuador for several BITs claims under UNCITRAL. As an arbitrator, Dr. Barrera S. is highly regarded and very experienced in international law and the resolution of international disputes between sovereign states and commercial enterprises. In addition to his international practice, Dr. Barrera is an active arbitrator in the following Ecuadorian Arbitration Centers: International Center of Arbitration and Mediation of the Ecuadorian British Chamber of Industry and Commerce, CIAM; Ecuadorian American Chamber of Commerce; Quito Chamber of Construction; Quito Chamber of Commerce. He is also a Member of the Latin America Arbitration Group of the International Chamber of Commerce-ICC. Dr. Barrera is a Professor of Corporate Governance in Universidad de Las Americas-UDLA in Quito. He is a graduate of Pontificia Universidad Catolica de Quito and The Johns Hopkins University-SAIS.



JACK COE, JR. is a specialist in private international law a. He is a Professor at Pepperdine Law School. He has authored numerous articles on transnational topics and has written or co-written the books *Protecting Against the Expropriation Risk in Investing Abroad* (co-authored with R.C. Allison) (1993), *International Commercial Arbitration-American Principles and Practice in a Global Context* (1997), and *NAFTA Chapter 11 Reports* (ed., with Brower and Dodge) (2006). He clerked for the Honorable Richard C. Allison at the Iran-U.S. Claims Tribunal, the Hague and now consults with governments and multinational corporations in relation to commercial and direct investment disputes. Professor Coe is an elected member of the American Law Institute, and an Associate Reporter for the Restatement (Third) on the Law of International Commercial Arbitration. He is a fellow of the American Bar Foundation, and is admitted to practice in California and Washington. He has been chair of the Disputes Division of the ABA International Law Section, and is Immediate Past Chair of the Academic Council of the Institute for Transnational Arbitration. Coe has argued international arbitral claims under NAFTA, has served as an expert in several transnational cases involving sovereign parties, and is an arbitrator listed on the panel of the International Centre for Dispute resolution (AAA). Professor Coe's training includes an LL.M. at Exeter, where he was a Rotary International Graduate Fellow, the Diploma of the Hague Academy of International Law, and a Ph.D. from the London School of Economics.



DIANA C. DROULERS, a Venezuelan lawyer, is the Executive Director of the Arbitration Centre of the Caracas Chamber of Commerce and Secretary General of ICC in Venezuela. She is President of the International Federation of Commercial Arbitration Institutions (IFCAI), Secretary of the Board of Directors of Arbitral Women's Group and Vice President of the Venezuelan chapter of The Spanish Arbitration Club. She is a member of the Metropolitan Council of the City in Caracas. As head of the Arbitration Centre she is responsible for the management of arbitration and mediation cases and for the execution of Interamerican Development Bank and Corporacion Andina de Fomento projects in dispute resolution, and represents Venezuela in the Inter American Commercial Arbitration Commission (IACAC). She is a member of the "Arbitration Commission" and "Latin American Arbitration Group" at ICC. She has taught dispute resolution seminars at the Universidad Católica Andrés Bello and the Universidad Metropolitana in Caracas. She is the author of several articles and publications and is often invited to lecture on arbitration.



ELISABETH ELJURI is a partner of Macleod Dixon. She is the head of the Oil and Gas Practice Group in Caracas and co-chairs the Firm's Latin American Practice. She is admitted in Venezuela and New York. Elisabeth received her law degree from Universidad Católica Andrés Bello (*cum laude*) and her Masters in Law (LLM) from Harvard Law School. Elisabeth focuses on transactional work involving high-end sophisticated deals as well as dispute work related to energy, major projects and infrastructure. Over the past 18 years of practice, in addition to her contracts and general business practice, she regularly advises oil and gas producers and service companies engaged in high level transactions as well as disputes. Elisabeth is active both as counsel and as independent expert in energy and natural resources disputes, whether in the context of commercial arbitrations or investment arbitrations. Elisabeth is also on the Venezuelan official list of arbitrators to the ICC (CCCAC) and CEDCA. She has spoken and published extensively in the area of energy investment disputes and investment treaty law. In 2010, Who's Who Legal selected Elisabeth as one of the top ten energy practitioners worldwide, stating that "Eljuri is one of the true stars in Latin America." Elisabeth has also been listed, among others, as a leading practitioner in Who's Who in Commercial Arbitration, Who's Who in Mergers and Acquisitions, and in Chambers Latin America (*as Star Individual*). Since 1990, she has also been the national administrator for Venezuela of the Philip C Jessup Moot Court Competition, which has given her extensive background in international law.



EDUARDO FERRERO is a Lawyer and Doctor in Law with recognized experience in International Law. Is Senior partner at Estudio Echeopar Abogados and head of its International Area, in Lima. Is President of the Arbitration Center of the American Chamber of Commerce of Peru and represents parties in international arbitration and litigation. Currently is co-counsel for the Republic of Peru in a case before ICSID, Senior Counsel for Peru in the case of maritime delimitation filed against the Republic of Chile at the International Court of Justice and Peruvian Procurador Ad Hoc in the case against University of Yale for the recovery of the artifacts from Machupicchu. He is member of the Permanent Court of Arbitration and was member of the ICC Court of Arbitration. Has been Minister of Foreign Affairs of Peru, Member of the United Nations Committee Against Racial Discrimination, General Legal Counsel of the Ministry of Industry, Trade, Tourism and Integration of Peru, Peruvian Ambassador to the United States and the Organization of American States. He is Senior Professor of International Law at Universidad Católica del Perú and Universidad del Pacífico, where he was Dean of the Law School and today President of its Consultative Committee. Was founder and Executive President of the Peruvian Center for International Studies (CEPEI) and has several books and academic articles on International Law, Law of the Sea and Peruvian Foreign Policy.



CECILIA FLORES RUEDA is attorney at the ADR and Arbitration Practice Group of Santamarina y Steta in Mexico City. For 6 years she worked as Secretary General for the Mediation and Arbitration Centre of the Mexico City National Chamber of Commerce (CANACO), where she was in charge of the administration of mediation and arbitration proceedings, both domestic and international, under the rules of CANACO, the Commercial Arbitration and Mediation Centre for the Americas (CAMCA) and the Inter-American Commercial Arbitration Commission (IACAC). As an independent practitioner, she has participated in many arbitration proceedings, under different arbitration rules, in the areas of construction, shareholders' disputes, international trade, insurance and joint ventures. She currently represents Mexico in the Arbitration and Conciliation Group of the United Nations Commission for International Trade Law (UNCITRAL) and in the NAFTA Advisory Committee on Private Commercial Disputes (2022 Committee). She is member of the Mediation and Arbitration Commission of CANACO and is Mexican correspondent for the Institute for International Arbitration (ITA). She is also member of the Arbitration Commission of the International Chamber of Commerce (ICC), President of the Young Arbitrator's Forum (YAF) in México and member of the Regional Coordinating Committee of the ICC YAF Latin America Chapter. She lectures the Negotiation, Mediation and Arbitration course in the Universidad La Salle and has also lectured many arbitration related courses in a number of universities throughout the country.



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NICOLÁS GAMBOA-MORALES is senior partner and founder of Gamboa & Chalela, a Colombian Law Firm based in Bogotá. Graduated from the Law School of Colegio Mayor de Nuestra Señora del Rosario, Bogotá and admitted to practice law in Colombia in 1970, Mr. Gamboa-Morales specialized in Business Law in Bogotá and has Masters Degrees in Comparative Law and Political Science from the University of Illinois at Urbana-Champaign. Mr. Gamboa-Morales has frequently served as arbitrator in domestic and international cases; has participated as tutor and lecturer in arbitration workshops and conferences in Argentina, Brazil, Colombia, Chile, Costa Rica, Ecuador, México, Panama, Paraguay, United States and Venezuela and teaches regular courses on arbitration in various Laws Schools in Bogotá, Colombia. He has also written several papers and essays on arbitration, published in Colombia and abroad.



EDUARDO DAMIÃO GONÇALVES is a partner at Barretto Ferreira, Kujawski, Brancher e Gonçalves (BKBG) in São Paulo, Brazil with focus on arbitration and also on environmental cases. Eduardo has been Chairman of the Brazilian Arbitration Committee-CBAR (2005-2009) and was the co-head of the Organizing Committee for the ICCA Congress held in Rio in May 2010. He is currently an Officer of the IBA Arbitration Committee, of Young ICCA, as well as the Latin American representative (Portuguese speaking) for the YIAG/LCIA. He has been acting as counsel, chairman of the arbitral tribunal, co-arbitrator and sole arbitrator in ICC, ad-hoc (UNCITRAL), CMA-FIESP, AMCHAM/SP, CCBC and FGV arbitrations. He is currently the

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ENRIQUE GÓMEZ-PINZÓN is admitted to practice in Colombia, New York, and the District of Columbia. He is a partner at Holland & Knight LLP, and is based in Washington D.C. Mr. Gómez-Pinzón has been recognized by leading specialized independent publications, such as *The Legal Times*, *LatinLawyer*, *Legal's Whos' Who* and *Who's Who of Project Finance Lawyers*. He forms part of the list of arbitrators of the World Bank's International Center for Settlement of Investment Disputes (ICSID) and of the Camara de Comercio de Lima. He has extensive experience as an arbitrator in ICSID arbitrations as well as experience in arbitrations under the Inter-American Commercial Arbitration Commission (IACAC), Panama. He presided over an ICSID arbitration between international investors and Argentina. He was member of an arbitration panel in a matter between an international utility company and Ecuador which was recognized as the runner-up in the LatinLawyer Magazine deal of the Year-Litigation award 2009 in Sao Paulo. Currently he is the sole arbitrator in an ICSID arbitration between a Spanish construction company and Honduras. He is one of the arbitrators appointed by Colombia under the G-2 Free Trade Agreement with Mexico. He coordinated the team that handled one of Colombia's largest litigation matters, which was litigated successfully, before the District Court for the District of Columbia, the Court of Appeals for the District of Columbia Circuit and finally the U.S. Supreme Court.



KATHERINE GONZÁLEZ ARROCHA is a Panamanian citizen. A qualified lawyer, she studied first in Panama and then obtained a Master's degree from the French university Paris II (Panthéon-Assas), where she specialized in arbitration and alternative dispute resolution. She joined the Secretariat of the ICC International Court of Arbitration in 1996, where she was entrusted with the responsibility to manage arbitration cases coming mainly from Latin America and the Iberian regions. In 2004, she was appointed Senior Counsel for ICC Dispute Resolution Services and Secretary for the ICC Commission on Arbitration. Since February 2007, she is acting as Director for Latin America of ICC Dispute Resolution Services, based in Panama City. During the past 10 years, Mrs Gonzalez has frequently represented the ICC and lectured at seminars, workshops and conferences on international arbitration and alternative dispute resolution throughout the world. She speaks Spanish, English and French.



KARIN HELMLINGER CASANOVA is the Executive Director and Secretary General of the Arbitration and Mediation Center of the Santiago Chamber of Commerce. Attorney, Universidad Católica de Chile. Mediator with training in Negotiation and Mediation in the United States of America, Argentina and Santiago, Chile. Professor on Alternative Methods of Dispute Resolution at Universidad Adolfo Ibañez, Universidad Alberto Hurtado and Universidad Diego Portales.



ANDRÉS JANA is regarded by Chambers & Partners as one of the best litigation attorneys in Chile, Andrés Jana is the partner in charge of the International Arbitration Group at Bofill Mir & Alvarez Hinzpeter Jana. Andrés is the Chilean delegate before the United Nations Commission on International Trade Law, UNCITRAL and is a member of the Working Group on Arbitration Involving States or State Entities of the ICC's Arbitration Committee. Andrés Jana has experience in commercial and investment arbitration and was appointed by the Chilean government as a member of the list of ICSID arbitrators. The 2009 Legal *Who's Who* recognized him as one of five experts in international arbitration in Chile. Andrés Jana has acted as external advisor to the Chilean government, particularly to the Ministries of Energy, Foreign Affairs and Finance. He provided advice to the government during negotiations of the FTA between Chile and USA, as

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MARIA M. LEGGETT - McDonald's Corporation

TIM MARTIN has over 30 years of experience in the international petroleum industry in senior management positions, including General Counsel, Special Counsel, Country General Manager, Finance Director, Commercial Manager and an economist. He has worked in more than 50 countries around the world and has established & managed international operations, handled the acquisition and divestment of oil & gas properties, secured project financing and managed international banking & financial systems. Tim has extensive experience as an arbitrator, mediator, expert and counsel, including the ICC, AAA/ICDR and ICSID. He is a Fellow and Chartered Arbitrator of the Chartered Institute of Arbitrators, and is a member of the International Arbitration Institute and the London Court of International Arbitration. He is on the Board of Directors of the American Arbitration Association and on the International Panel of the International Centre of Dispute Resolution. Tim is a member of the ICC Canadian National Committee and is on their Panel of International Commercial Arbitrators. Tim was the President of the Association of International Petroleum Negotiators where he was twice voted Member of the Year and also received its President's Award and Legacy. Tim is the Chair of the Executive Committee and the Editorial Board of the *Journal of World Energy Law & Business*, a leading journal in international energy, which is published by the Oxford University Press. Tim's peers have selected him as one of the *International Who's Who of Oil & Gas Lawyers* and as a leading arbitrator and oil & gas lawyer in *Who's Who Legal in Canada*.

LUIS M. MARTINEZ, Vice President of the International Centre for Dispute Resolution, (ICDR) the international division of the American Arbitration Association, (AAA). Luis M. Martinez is also the President of the Inter-American Commercial Arbitration Commission, (IACAC). Luis M. Martinez is the Vice President of the International Centre for Dispute Resolution located in New York. Mr. Martinez serves as an integral part of the ICDR's international strategy team and is responsible for international arbitration and mediation business development for the North-East (from Washington, D.C. to Maine, including New York City) and Central and South America. Mr. Martinez in his capacity as President of the IACAC is responsible for the oversight of its network of arbitral centers throughout the Americas and as the institution that is expressly included in the Inter-American Convention on International Commercial Arbitration conducts numerous arbitration and mediation initiatives throughout the hemisphere aimed at developing the ADR culture. Mr. Martinez joined the AAA in 1996 as the first attorney hired to staff the newly created ICDR and later served as the ICDR's first director. For the last several years Mr. Martinez worked as the Vice President responsible for the ICDR's international administrative services and prior to that he held the position of a staff attorney for the AAA's Office of the General Counsel before assuming his current position. Mr. Martinez received a Bachelor's Degree from Georgian Court College and a Juris Doctor degree from St. John's University School of Law. He has had several articles published on international arbitration and has appeared as a speaker in numerous programs throughout the world. Mr. Martinez is admitted to practice law in the State of New York and the State of New Jersey. He is fluent in Spanish.



PEDRO J. MARTÍNEZ-FRAGA graduated from St. John's College in Annapolis, Maryland (*summa cum laude*, 1984) and from the Columbia University School of Law (Harlan Fiske Stone Scholar, 1987). He has also obtained a *Licenciatura en*

Derecho (J.D. equivalent) and a Magíster en Derecho Internacional Publico y Privado (L.L.M. equivalent) from the Universidad Complutense de Madrid. Mr. Martínez-Fraga serves as the Director of the Department and Practice of International Litigation and Arbitration, with respect to Latin America and the State of Florida for his firm, Squire, Sanders & Dempsey, L.L.P. He has written more than fifty (50) articles and four books regarding public and private international law. His most recent book was published by the Cambridge University Press in 2009 and is found in more than 100 of the most important law libraries around the world. Mr. Martínez-Fraga is a Visiting Professor of Law at the Universidad de Navarra in Pamplona, Spain; an Adjunct Professor of International Litigation and Arbitration at the University of Miami School of Law; and an Honorary Professor of Law at the Universidad San Ignacio de Loyola in Lima, Peru. He has represented numerous sovereigns, including Argentina, Brazil, Chile, Ecuador, El Salvador, Guatemala, Honduras and the Kingdom of Spain, and is currently an arbitrator in the ICSID case Urbaser S.A. and Consorcio de Aguas Bilbao Biskaia, Bilbao Biskaia Ur Partzuergoa v. Argentine Republic (ICSID Case No. ARB/07/26). Mr. Martínez-Fraga is registered to practice as defense counsel before the International Criminal Court at the Hague. He has been a member of the American Law Institute since 1999 and is a member of the Ilustre Colegio de Abogados de Madrid.



PEDRO ANTONIO BATISTA MARTINS is a Partner at Batista Martins Advogados; counsel, arbitrator in domestic and international proceedings and legal expert on arbitration matters; co-drafter of Brazilian Arbitration Law; visiting professor and coordinator of post-graduate courses on Arbitration at Fundação Getulio Vargas; 3 books and several articles on arbitration law.



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