

XV Annual MAA Generations in Arbitration Conference

**15-19 March 2021
WEBINAR SERIES**

SPEAKERS and MODERATORS
(in order of session presentations)



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The XV Annual MAA Generations in Arbitration Conference

Words of Welcome



Sherlin Tung, Withersworldwide

Sherlin's short bio can be found below under Session 3.

Keynote

Keynote Speech – Joinder, efficiency, the parties' "double personality" and a plea for caution



Dr. Christopher Boog, Schellenberg Wittmer & SCAI Court

Christopher Boog is Vice-Chair of the International Arbitration Practice Group at Schellenberg Wittmer and Vice-President of the SCAI Court. He splits his time between Singapore and Zurich.

Chris represents clients in complex international commercial, investment and sports arbitration matters as well as in setting-aside proceedings before the Swiss Supreme Court, and sits as arbitrator in civil and common law jurisdictions around the world under all leading arbitration rules.

Chris is ranked as one of a small number of Global Elite Thought Leaders by Who's Who Legal Arbitration recognizing lawyers "at the peak of the profession". He is the 2020 recipient of the ASA Prize for Advocacy in International Commercial Arbitration, awarded every two years to international arbitration counsel to recognize exceptional advocacy.

Chris is described as "one of the best in the business", an "outstanding and efficient arbitrator" who "in every respect is brilliant", and "definitely a leader in the field" (Who's Who Legal). According to clients and peers, he is "outstanding", "just brilliant" and "one of the best advocates I have ever seen" (Who's Who Legal). The same directory remarks that "Chris belongs among the best arbitration counsel of his generation." Other sources report that he is "brilliant and to-the-point" (Chambers Global) and "has superb analytical and advocacy skills. He is admired for his ability to explain (orally and in writing) complex technical or factual issues in simple terms" (Legal 500).

Session 1

To Join or Not to Join: Revisiting Joinder in International Arbitration



Vicky Zhao, Anjie Law

Ms. Vicky Zhao is a partner with AnJie Law Firm based in Beijing. She is specialised in complex cross-border dispute resolution. Her practice mainly focuses on corporate and commercial dispute matters, such as private equity investment, M&A, joint venture, corporate governance, securities, finance, etc. Vicky has represented clients before major international arbitration institutions, such as HKIAC, SIAC, ICC, CIETAC, and BAC. She has also represented clients before Chinese courts (including the PRC Supreme People's Court).

Before joining AnJie, Vicky worked for a "magic circle" international law firm and an international arbitration institution. She worked and studied in Hong Kong, Singapore, Washington D.C. and London. She was recognised as a "Next Generation Partner" in 2020 and 2021 by the Legal 500 and was also ranked as one of the "Top 10 Young Arbitrators in Asia Pacific" by BIAMC in 2019. Vicky is an adjunct professor at the China University of Political Science and Law.

Katie Chung, Norton Rose Fulbright



Katie Chung is a Disputes and International Arbitration Partner in Norton Rose Fulbright in Singapore. With more than a decade of experience, Katie has advised and represented both private and state-owned clients in arbitrations conducted under all major institutional and ad hoc arbitration rules. These disputes usually feature an Asian element, and involve different applicable laws and multi-jurisdictional parallel court proceedings. Katie has extensive contentious experience in commodities, oil and gas, renewable energy and the power sector, and regularly advises on technology related disputes. Apart from acting as lead counsel, Katie sits as arbitrator and has been appointed as arbitrator in SIAC, HKIAC and ICC arbitrations seated in Singapore and Hong Kong. She is on the reserve panel of arbitrators of the SIAC, the List of Arbitrators of the HKIAC, the Panel of International Arbitrators of the KCAB and the Panel of Arbitrators of the THAC. She also regularly publishes and speaks on international arbitration. Katie is consistently recognized as a "Rising Star" by The Legal 500 Asia Pacific, and is recommended by Who's Who Legal as Future Leader in International Arbitration. She is named by Singapore Business Review as one of Singapore's most influential lawyers under 40.

James Morrison, Peter & Kim



Jim Morrison is a Partner at Peter & Kim and a specialist in international arbitration, acting as arbitrator and counsel, as well as having extensive experience working in multiple arbitral institutions.

An Australian-qualified lawyer, Jim has worked at leading international law firms in Australia and Korea, representing leading companies in a wide variety of complex high-stakes commercial and investor-state disputes, including in the fields of construction, infrastructure, energy and resources, M&A, intellectual property, shipbuilding and joint ventures.

Jim is formerly Counsel at the ICC International Court of Arbitration in Paris and Counsel (Acting Secretary General) at the Australian Centre for International Commercial Arbitration in Sydney where he managed teams of lawyers responsible for the conduct of hundreds of international arbitrations taking place all over the world (but particularly in Asia). He holds a Master's Degree in International Commercial Arbitration Law from the University of Stockholm.

Jim has been named in the International Who's Who of Commercial Arbitration from 2012 to 2020, in which he has also been recognised as a Thought Leader. He has participated in working groups to revise various institutional and ad hoc arbitration rules, including as Chairperson of the committee revising the ACICA Rules. He regularly speaks and lectures at arbitration conferences and universities. Jim is a former Co-Chair of Young ICCA, a co-author of the first English language text book on Korean arbitration law and regularly publishes in international dispute resolution.



Kay-Jannes Wegner, Kim & Chang

Mr. Wegner is a partner and senior foreign attorney of Kim & Chang's International Arbitration & Cross-Border Litigation Practice and Engineering & Construction Practice and is leading Kim & Chang's European Arbitration Desk. He has over 19 years of experience advising clients in international arbitration disputes arising out of wide ranging subject matters including telecommunications, pharmaceuticals, construction and joint ventures. Mr Wegner has experience sitting as arbitrator in international disputes.

He is German and English qualified. In 2017, he was appointed as Trustee to the Board of Directors of the European Chamber of Commerce in Korea. In March 2017, he was awarded a Commendation by the Minister of Justice of the Republic of Korea in recognition of his service to the promotion of the arbitration industry in Korea.

Mr. Wegner is appointed to the ITA Board of country reporters as a reporter for Korea and contributes summaries of Korean court decisions and other developments that are published on Kluwer Arbitration. Prior to joining Kim & Chang, Mr. Wegner practiced international arbitration both in London and Singapore and has working experience in the Middle East and in South East Asia. He participated in the Willem C Vis Moot court competition in 1995/96 as a member of the team from the University of Cologne and is a founding member of the MAA.



Sabine Neuhaus, Kellerhals Carrard

Sabine Neuhaus is an associate of Kellerhals Carrard based in Shanghai. She primarily advises clients in the areas of mergers & acquisitions, corporate, contract and foreign investment law and in international commercial arbitration. She has obtained her legal education at the University of Zurich (BLaw, MLaw) and at the University of Hong Kong (LL.M.; all with distinction) and has working experience with leading Swiss business law firms and a major Swiss bank. Her track record involves being a member of counsel teams advising a large Chinese SOE in its public takeover of a Swiss corporation, handling investment transactions between Switzerland and China (including PE and VC transactions) as well as representing clients in construction, post-M&A, licensing and distribution disputes and arbitration proceedings. Sabine Neuhaus regularly speaks at international arbitration conferences and is on the panel of arbitrators of CAAI, a member of the Board of SwissCham Shanghai as well as the Vice President of the Moot Alumni Association.

Session 2

Do's and Don'ts of Online Hearings: How to Succeed as Tribunal and Counsel



Kiran Sanghera, HKIAC

Kiran Sanghera is Special Counsel at HKIAC. She leads HKIAC's domain name dispute resolution team, oversees HKIAC's business development activities, and speaks and writes on dispute resolution.

Prior to taking her position at HKIAC, Kiran worked as Director of Litigation Funding at Harbour Litigation Funding where she was responsible for developing the third party funding market across Asia.

Kiran has also previously worked at HKIAC as counsel handling the administration of commercial arbitrations involving parties from Asia, Europe and the Americas, and was responsible for promoting HKIAC's dispute resolution services and Hong Kong arbitration in Latin America. She also previously worked at the Secretariat of the ICC International Court of Arbitration in Paris.

Kiran is the past Co-Chair of HK45 (2018-2020 term), she currently sits on the Steering Committee of the Campaign for Greener Arbitrations, and is a member of the Hong Kong General Chamber of Commerce Legal Committee.



Jonathan Lim, WilmerHale

Jonathan Lim is a counsel at WilmerHale in London, focusing on complex international disputes. He has represented governments and corporations in commercial and investment arbitrations under all major arbitration rules sited across Africa, Asia, Europe and South America, as well as WTO disputes. He has also advised governments in Africa and Asia on a range of public international law issues and the drafting of arbitration legislation.

In addition to his practice as counsel, Jonathan has a developing practice as an arbitrator, with appointments as sole and party-appointed arbitrator in proceedings seated in Europe and Asia. Jonathan also co-teaches a course on international arbitration at the National University of Singapore each January. He is listed in Who's Who Legal 2018-2021 as a Future Leader in International Arbitration, and has been described by clients and peers as "a very smart all-round lawyer with a strong work ethic" and "a sure bet as a future global leader."



Christine Artero, Independent Arbitrator

Christine is a full-time independent arbitrator, Resident at The Arbitration Chambers (Singapore) and Door Tenant of Fountain Court Chambers (London and Singapore). She is educated in both the civil law and the common law traditions, and she is admitted to the Paris Bar and as a solicitor in England and Wales.

Christine has served as sole arbitrator, co-arbitrator and presiding arbitrator in arbitrations administered by the ICC, SIAC, LCIA, HKIAC, KCAB and PCA, as well as in ad hoc arbitrations. Her experience spans a broad range of commercial disputes, including joint venture and shareholder disputes, fraud cases, construction and infrastructure projects, shipping, shipbuilding, heavy machinery manufacturing, agency and distributorship agreements, sale of goods and general contractual disputes.

Prior to launching her career as independent arbitrator, Christine worked at Shearman & Sterling and at the LCIA, where she oversaw the administration of over 200 arbitrations. In 2014, Christine moved to Singapore where she joined The Arbitration Chambers and was appointed Tribunal Secretary to over 80 arbitral tribunals under all major arbitral institutions.

Christine also teaches International Arbitration at the University of Toulouse 1 (France), and regularly lectures at other leading institutions.



Dr. Robert Kovacs, Withersworldwide

Dr Robert Kovacs is special counsel in the international arbitration team at Withers LLP in London. He specialises in international arbitration, business and human rights and public international law.

He has represented individuals, companies, States, and State-owned entities in international disputes across a range of sectors, including renewables, energy, mining, banking, mergers and acquisitions, sport, property and technology. He has a focus on Europe, Asia-Pacific and MENA. He has worked as counsel on arbitrations under all the major rules, including ICSID, UNCITRAL, LCIA, ICC, HKIAC and SIAC Rules, as well as in ad hoc arbitrations.

Robert holds a PhD in international law from the University of Geneva (summa cum laude), is the former Co-Chair of the Asia-Pacific Forum for International Arbitration and is a senior fellow at the Melbourne University Law School where he teaches international commercial arbitration.



Isabela Deveza, White & Case

Isabela Deveza is an Australian qualified lawyer with experience in both Civil and Common Law jurisdictions, holding Law degrees from both Australia and Brazil. Isabela is a Senior Associate with White & Case in Sydney as part of the Global Disputes Practice.

Prior to moving to Australia Isabela worked with top tier law firms in Brazil as part of their arbitration and litigation teams, and as a Federal Judge's Associate. Isabela advises clients on major infrastructure projects, in particular road and rail, public works, building and mining.

Isabela participated in the Vis Moot as an oral advocate and continued to be involved as a coach and arbitrator since 2014. Isabela is currently a Vice-President of the Moot Alumni Association.

Session 3

Behind the Scenes: Arbitrating Pharmaceutical Disputes



Dr. Claudia Goetz Staehelin, Kellerhals Carrard

Claudia Götz Staehelin is a partner at Kellerhals Carrard and specializes in litigation and international commercial arbitration as well as internal investigations across various industries. She advises her clients in compliance, internal investigations, cross-border proceedings, international mutual legal assistance and data privacy, and supports her clients in dispute resolution crisis management. Claudia also acts as an arbitrator.

Claudia combines litigation and arbitration expertise with significant business and industry experience. Before joining the firm, from 2011 to 2018, Claudia was Head Litigation at Novartis, where she led large multi-jurisdictional disputes and investigations. In that role, she was accountable for all group material international arbitrations, i.e. for arbitrations that had a financial or reputational impact for the Novartis Group, and advised senior management on company litigation risks as well as on financial and reputational impact. Her work included all areas of litigation affecting a multinational company in the heavily regulated pharmaceutical industry.

Before joining Novartis, Claudia was Partner at the Zurich law firm of Nater Dallafior. Prior to this, Claudia worked as a senior associate in the litigation and arbitration team of the law firm of Vischer.

Claudia is a Swiss qualified lawyer, was admitted to the Basel bar in 2001 and received her doctorate of law from the University of Basel. A Certified International Privacy Professional, she has an LL.M. degree from New York University as a Vanderbilt Scholar, specialised in US litigation.

Claudia regularly lectures on investigation and international dispute resolution topics.

Victoria Pernt, Schoenherr



Victoria Pernt specializes in international arbitration. A member of the dispute resolution practice of Schoenherr, she has acted as counsel and arbitrator in over 25 commercial and investment disputes.

Victoria Pernt is qualified civil and common law jurisdictions. Prior to joining Schoenherr in 2015, she advised on Austrian, European, and New York law as an associate in Vienna and New York City, and as legal consultant for a large hedge fund joint venture based in Chicago and New York City.

Victoria Pernt supports various arbitration initiatives and launched her own: myArbitration - a video series and platform to promote diversity and access to international arbitration (myArbitration.eu). She regularly publishes and speaks on these initiatives and on other arbitration and ADR topics.



James P. Duffy IV, Reed Smith

J.P. is a globally recognized international arbitration practitioner who handles all aspects of the international arbitration life-cycle, from strategic clause drafting and investment treaty structuring, to the merits phase and award enforcement. He has represented clients across a range of industries in international arbitrations under the ICC, AAA/ICDR, LCIA, HKIAC, SIAC, DIAC, JAMS, GAFTA, ICSID and UNCITRAL rules in the U.S., Europe, Asia, Africa and Latin America and handles arbitration-related litigation, such as actions

for interim relief in aid of arbitration, award enforcement, and 1782 actions. In addition to his counsel work, J.P. also routinely sits as an arbitrator in commercial disputes and is listed on the arbitrator rosters of many arbitral institutions.

J.P. has substantial emerging market dispute resolution experience and practiced as a foreign legal consultant in the Dubai office of an international law firm from 2008 to 2009. His international arbitration practice has a strong geographic focus on the MENA region, the Indian sub-continent and east Asia, as well as a particular emphasis on the life sciences, aerospace & defence, technology, franchising and energy sectors. Before entering private practice, J. P. served as a law clerk to the Hon. Thomas C. Platt in the Eastern District of New York from 2001 to 2002.

Matthew Townsend, Fangda Partners

Matthew Townsend is an International Arbitration Counsel and arbitrator at Fangda Partners in Hong Kong.

A Registered Foreign Lawyer (England & Wales), his practice focuses on the life sciences, infrastructure, construction, technology and international trade sectors. He has experience of the major arbitral institutions and rules, and often appears as advocate.

Directories describe Matthew as "a rising star in international arbitration"; "a pleasure to work with"; "well-regarded"; "sharp and innovative"; "smart and sensible"; "recognized for his [Mandarin] language skills"; "extremely clever"; "great to work with"; and "effective". (WWL, 2018-20; Chambers & Partners, 2016-19; Legal500, 2015).



Sherlin Tung, Withersworldwide

Sherlin Tung is a partner in the international arbitration and litigation team at Withers based in Hong Kong and the president of the Moot Alumni Association.

She is a specialist in international arbitration and is experienced under a number of leading arbitral rules. Sherlin has advised clients in Asia, the Americas, and Europe on all aspects of cross-border disputes from pre-dispute negotiations, during arbitration and litigation proceedings, and post arbitration and litigation proceedings including the enforcement of awards or judgments. Sherlin has the rare experience of all aspects of an international arbitration: from acting as Tribunal Secretary, working at the world's leading arbitral institution, in-house counsel for a publicly listed international conglomerate, to private practice. She has developed a distinctive set of skills allowing her to understand the overlaying objectives not only of her clients but also the strategies implemented by counterparties, how arbitral tribunal members think, and how arbitral institutions operate.

Sherlin is a U.S. qualified attorney (California and New York) and a Registered Foreign Lawyer in Hong Kong. Sherlin has spoken extensively and lectured on international arbitration in conferences and seminars worldwide.



Session 4

CISG Article 42: 'Who's Claims are Claimed?'



Grant Kim, LimNexus

Grant Kim is a partner at the minority-owned boutique of LimNexus in San Francisco, which he joined after working for 25 years at Morrison & Foerster in San Francisco and Tokyo, and 5 years at Kim & Chang in Seoul. He has served as an arbitrator or counsel in numerous arbitrations in Asia, the U.S., and Europe, administered by the ICC, ICDR, American Arbitration Association, Korean Commercial Arbitration Board, and CPR International Institute for Conflict Prevention and Dispute Resolution. He has also decided Internet Domain Name disputes for the ICDR and the World Intellectual Property Organization. He is a Fellow of the Chartered Institute of Arbitrators and a member of the Tech List of the Silicon Valley Arbitration and Mediation Center.

Mr. Kim has handled diverse commercial disputes and has specific expertise with intellectual property. He has served as an arbitrator or counsel in arbitrations involving patent and copyright licenses, patent indemnity, technology transfer, and joint development. He has also served as counsel in numerous court lawsuits involving patents and other IP rights.

Mr. Kim recently persuaded a patentholder to dismiss an infringement lawsuit before an answer was filed. He also obtained an order requiring California residents to provide discovery for use in a CIETAC arbitration and obtained a judgment recognizing an arbitral award of the Beijing Arbitration Commission. He recently served as counsel in a very large ICC arbitration in Hong Kong. He is a member of the arbitrator panel of the HKIAC and numerous other arbitral institutions.



Edgardo Muñoz, Universidad Panamericana

Dr. Edgardo Muñoz is Professor of Law at Universidad Panamericana, Guadalajara, Mexico. After completing his law studies in Mexico and France, Dr. Muñoz obtained a Master of Laws (LL.M.) degree from the University of Liverpool, in the United Kingdom, a second Master of Laws (LL.M.) degree from the University of California Berkeley, in the United States, and a Doctor of Laws (Ph.D.) degree, summa cum laude, from Basel University, in Switzerland. He has been Visiting Scholar at Columbia University Law School, New York, McGill University School of Law and Montreal University School of Law, in Canada.

Dr. Muñoz frequently acts as arbitrator, counsel and legal expert in domestic and international arbitral proceedings. He is a Member of the Appeal Tribunal of the Gymnastics Ethics Foundation of the International Gymnastics Federation for the 2021-2024 term.

He also regularly publishes books and journal articles in the field of international business law, the law of obligations, comparative law, sports law and arbitration.

He is a Member of the CISG Advisory Council since 2020.



Flavio Peter, Wenger & Vieli

Flavio is Counsel in W&V's dispute resolution team, specialized in the fields of international and domestic commercial arbitration as well as the annex litigation proceedings.

He holds a Master degree from the University of Lucerne as well as an LL.M. degree from the University of California, Berkeley. In 2010, he started as trainee at W&V and returned to the firm in 2012 after being admitted to the bar of the Canton of Zurich. Flavio has ever since acted as arbitrator, party representative and as secretary to arbitral tribunal under different sets of arbitration rules.

Flavio is Fellow of the CIArb, he is recognized as one of the Future Leaders in international arbitration (non-partners section) in Who's Who Legal Arbitration since 2017. In October 2020 he was appointed as new co-chair of ASA below 40 and he is also Co-Chair of the Institute of Arbitration of Berkeley Global Society, a network of professionals and Cal Alumnis.

Flavio competed as a "mootie" in the 14th Vis Moot for the University of Lucerne, which he then also supported as a coach for many years. Thereafter, Flavio started to coach of the VisMoot team of the University of Zurich, with which he still holds a teaching assignment.



Friderike Schäfer, ICC

Counsel at the Secretariat of the ICC International Court of Arbitration; studied law at the University in Freiburg; admitted to the bar in Germany; until 2015 she was partner with Torggler Attorneys at law in Vienna where she specialized in international arbitration and litigation as well as in the field of international contract law, the law of private foundations and real estate; served as sole arbitrator, administrative secretary and as counsel in numerous international cases; experienced in arbitral proceedings under the ICC Rules, Vienna Rules, DIS Rules as well as in ad hoc proceedings; teaching experience, amongst other as guest lecturer at the University of Mannheim and Humboldt University; author of various articles on international arbitration, international private law, CISG and the law of private foundations.



Harprabdeep Singh, Alan Leong SC's Chambers

Harprabdeep was called to the Hong Kong Bar in 2015 and practices in Alan Leong SC's Chambers. Since then he has developed a predominantly civil practice with a focus on general civil, commercial, company and arbitration. He has appeared in all levels of Court in a wide range of commercial litigation. Harprabdeep is also routinely instructed in arbitrations (domestic and international) as counsel and tribunal secretary. His arbitration practice regularly covers issues concerning laws across several jurisdictions.

He is also acting as arbitral secretary in one of the foremost arbitrations being conducted in Afghanistan under the newly established Afghanistan Center for Dispute Resolution (ACDR) in Kabul. He also regularly assists the ICLP Arbitration Center in Sri Lanka on various matters ranging from arbitration course trainings to assisting in drafting the center's rules as an arbitration expert to the US Department of Commerce.