

15TH ANNUAL ITA-ASIL CONFERENCE: DIVERSITY AND INCLUSION IN INTERNATIONAL ARBITRATION

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Presented by
The Institute for Transnational Arbitration's Academic Council
and
The American Society of International Law
With the
International Council for Commercial Arbitration

CO-CHAIRS



PROF. WON KIDANE is a Fulbright Scholar and a tenured Associate Professor of Law at the Seattle University School of Law. He teaches and writes in the areas of international arbitration and litigation, international and comparative law, international investment law, and a clinical course, among others. Professor Kidane has published a comprehensive book on dispute settlement in China-Africa economic relations focusing on investment and commercial arbitration. His new book, *The Culture of International Arbitration*, has been released in March 2017 by Oxford University Press. Professor Kidane is a co-author of two more books, *Litigating War* (with Sean D. Murphy and Thomas R. Snider, Oxford, 2013), and *Global Issues in Immigration* (with Raquel Aldana, Beth Lyon and Karla McKanders, West, 2013). He has also published numerous law review articles in leading international law journals. Before joining the Seattle University Law School in 2008, Professor Kidane taught at Penn State Dickinson School of Law for three years. Prior to joining the Penn State Dickinson School of Law, Professor Kidane practiced law in Washington D.C. with the Law firm of Piper Rudnick (now DLA-Piper), and later Hunton & Williams. His practice focused on international arbitration and litigation. He continues to represent African States in high stakes international investment and commercial arbitration matters under a variety of rules including UNCITRAL, ICC, LCIA, PCA, and GAFTA. Professor Kidane currently teaches International Arbitration and Litigation, and Immigration Law and Clinic. During the summer, Professor Kidane also teaches international arbitration and dispute settlement courses at the School of Transnational Law of Peking University in Shenzhen, China. Professor Kidane holds SJD from Georgetown, JD from the University of Illinois, LL.M from the University of Georgia, and LL.B from Addis Ababa University. He is admitted to practice law in the District of Columbia, Washington State, and Illinois.



CAROLINE S. RICHARD is a Partner in Freshfields' International Arbitration Group based in Washington DC. She is also an Adjunct Professor at American University's Washington College of Law, where she co-teaches a course on investment treaty arbitration. She specializes in international commercial and investment treaty arbitration, and has acted in major disputes in the energy,

mining, infrastructure and telecommunications sectors, amongst others, in Latin America, the Middle East, Africa and Central Asia. Caroline was named a 'Rising Star' by Law360 in 2016, recognizing her as one of just ten outstanding arbitration practitioners in the nation under the age of 40, and by The National Law Journal in 2017. In addition, The Legal 500 named Caroline as one of only two 'Next Generation Lawyers' in annual Latin America rankings for 2017. She was also recently listed in the 2017 Who's Who Legal for international arbitration, where she was said to be 'hugely impressive'. Before moving to Washington DC, Caroline worked in Freshfields' Paris and London offices. Prior to joining Freshfields, Caroline was a law clerk at the Supreme Court of Canada. She has degrees in civil and common law, and obtained masters degrees in international law from Cambridge University and Harvard University. She is admitted in Ontario, New York and Washington DC and is fluent in French and Spanish. She is a co-author of the forthcoming Guide to the ICSID Additional Facility Arbitration Rules (to be published by Oxford University Press in 2018).

CHAIR, INSTITUTE FOR TRANSNATION ARBITRATION



ABBY COHEN SMUTNY is Chair of the ITA and a partner of White & Case LLP. She is recognized as one of the world's leading practitioners of international arbitration and has represented clients in arbitrations before all major arbitral forums including ICSID, the ICC, the Vienna International Arbitral Centre, the LCIA, the ICDR, as well as in ad hoc UNCITRAL Rules arbitrations. She handles both commercial contract disputes as well as disputes arising under investment treaties. She is Vice-President of LCIA's North American User's Council, a member of the Board of the AAA, and a member of the Editorial Board of the Yearbook on International Investment Law and Policy. Previously she served as Vice-President of the American Society of International Law and a member of its Executive Committee and Executive Council, Vice-Chair of the Arbitration Committee of the IBA and Chair of its Investment Treaty Sub-Committee, co-Editor-in-Chief of the World Arbitration and Mediation Review, and as Chair of the International Law Section of the DC Bar.

CHAIR, ACADEMIC COUNCIL



SUSAN D. FRANCK is a Professor of Law at American University, Washington College of Law in Washington, DC. Professor Franck's scholarship focuses on international economic law and dispute resolution and has been published in the American Journal of International Law, Duke Law Journal, Fordham Law Review, Minnesota Law Review, Washington University Law Review, Virginia Journal of International Law, and Harvard Journal of International Law. She also practiced international arbitration at Wilmer Hale and Allen & Overy. Professor Franck is an elected member of the American Law Institute, Vice-Chair of the Academic Council of the Institute for Transnational Arbitration, and former co-chair of the American Society of International Law's International Economic Law Interest Group.

KEYNOTE SPEAKERS



PROFESSOR LUCY REED, former ASIL President and ITA Chair, is Director of the Centre for International Law and Professor on the Law Faculty of the National University of Singapore. She retired in 2016 from Freshfields (New York-Hong Kong-Singapore), where she led the global international arbitration group and represented private and government clients in complex commercial and treaty arbitrations. Among other arbitration positions, Lucy is a Vice-President of the ICC Court, a member of the SIAC Court and Chair of the ICCA Congress Committee. In addition to private arbitrator appointments, she also sat on the Eritrea-Ethiopia Claims Commission and co-directed the Claims Resolution Tribunal for Dormant Accounts in Switzerland. While with the State Department Legal Adviser's Office, she served as the US Agent to the Iran-US Claims Tribunal.



GONZALO FLORES is a Deputy Secretary-General. Mr. Flores was with ICSID from June 1998 to June 2001 and rejoined in October 2002. Prior to joining ICSID, he worked as an associate with the law firm of Estudio Carvallo S.A. in Santiago, Chile (1992 – 1997). He also worked with the law firm of Grasty Quintana, Majlis & Cia. in Santiago, Chile (2001 – 2002). Mr. Flores holds degrees from Cornell University (LL.M.) and Universidad de Chile Law School (LL.B.). He is admitted to practice law in Chile. He speaks English and Spanish

FACULTY

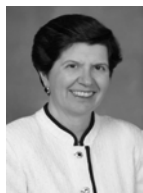


LUCY GREENWOOD - Dual qualified in England and Wales and in Texas, and practicing in the field since 1998, Lucy practices as an independent arbitrator. Lucy began her international arbitration career with Linklaters LLP in London in 1998 and spent three years specializing in ICC arbitration in Paris with Linklaters from 1999-2002, before returning to London then moving to join the international arbitration practice of Norton Rose Fulbright US LLP in Houston in 2008, before becoming an independent arbitrator in 2017. She is now based in London. Lucy has extensive experience with energy and licensing disputes and questions of interpretation and construction under English law. Noted as "One to Watch" by *Global Arbitration Review*, as an Expert in International Arbitration by *Legal 500* and as a "Future Leader in Arbitration" by *Who's Who Legal*. Lucy is particularly known for her work in Diversity and Inclusion, having published widely in this field and in 2018 received the CPR Diversity Award. She received her BA and MA in Law from Cambridge University, is a Fellow of the Chartered Institute of Arbitrators (CIArb) and is chair of the North America Branch of the CIArb. She is a former board member of ArbitralWomen and a founder of the Alliance for Equality in Dispute Resolution. Follow her on twitter @intarblawyer. More information is available at www.greenwoodarbitration.com.



MÉLIDA HODGSON, is a partner in the International Litigation and Arbitration Department of Foley Hoag's New York office. Her practice focuses on representing states and state-owned entities in investor-State and commercial arbitrations, counseling them with respect to international investment protection obligations, as well as advising public and private entities regarding

World Trade Organization (WTO) dispute resolution and international trade policy issues. Mérida is on the list of arbitrators of the AAA's International Center for Dispute Resolution (ICDR) and the NAFTA Chapter 19 roster, and has sat as arbitrator under both. She was also appointed to the indicative list of WTO panelists by the United States. She has extensive arbitration experience before ICSID, ICC, UNCITRAL tribunals and WTO panels. Mérida is a member of the Executive Council of the American Society of International Law and the Council of the ICC Institute of World Business Law. She was recently ranked as one of the top 100 practitioners focused on Latin America, by *Latinvex* and has consistently been ranked among the top 50 female practitioners by that publication. Mérida is a former associate general counsel of the Office of the United States Trade Representative.



LUCINDA A. LOW is a partner in Steptoe's Washington office, where she is a member of the firm's Management Committee and head of the Regulatory, Enforcement, and Public Policy Department. Her practice focuses on US and international anti-corruption laws, advising clients on matters ranging from preventive work to representation in internal investigations and enforcement matters worldwide. She is a widely recognized authority in the US Foreign Corrupt Practices Act (FCPA) and related international conventions from the OECD, OAS, United Nations, and European Union. Ms. Low graduated from the University of California at Los Angeles School of Law, where she was Editor-in-Chief of the UCLA Law Review. She was an Adjunct Professor at American University, Washington College of Law in 1993 and at the University of Colorado School of Law in 1987 and 1989.



CATHERINE A. ROGERS is a Professor of Law at Penn State Law, with a dual appointment as Professor of Ethics, Regulation, and the Rule of Law at the Centre for Commercial Law Studies, Queen Mary, University of London, where she is also Co-Director of the Institute for Ethics and Regulation. Professor Rogers is a Reporter for the American Law Institute's Restatement of the US Law (Third) of International Commercial Arbitration, a Member of the Board of Directors of the Lagos Court of Arbitration and Board of International Advisors for the Vienna International Arbitration Center, as well as co-chair, together with William W. "Rusty" Park and Stavros Brekoulakis, of the ICCA-Queen Mary Task Force on Third-Party Funding in International Arbitration. She is the founder of Arbitrator Intelligence, a non-profit entity that aims to promote transparency, fairness, accountability and diversity in international arbitrator appointments. Professor Rogers is a frequent speaker on topics relating to fairness, diversity, and professional responsibility in international arbitration and a regular contributor to arbitration-related capacity-building efforts around the world. Her book, *Ethics in International Arbitration*, was published by Oxford University Press in 2014.



ANNA SPAIN BRADLEY is an Associate Professor of Law at the University of Colorado Law School and is the inaugural Faculty Director of the Advanced Studies in International Human Rights Law program. She also serves as the Assistant Vice Provost for Faculty Development and Diversity at the University of Colorado-Boulder. A recognized scholar of international law, specializing in international human rights, international dispute resolution and law and neuroscience, Professor Spain has published numerous law review articles and chapters. Her forthcoming book will be published by Cambridge University Press. As a former Attorney-Adviser at the U.S. Department of State, Professor Spain continues to serve as legal counsel to countries before international courts and tribunals. Professor Spain received her J.D. from Harvard Law School and is an elected member of the American Society of International Law's

Executive Council, a former term member of the Council on Foreign Relations and a Founding Member of Mediators Beyond Borders International



ANNE MARIE WHITESELL is Professor, LL.M. Program and Faculty Director, Program on International Arbitration and Dispute Resolution at Georgetown University Law Center. Ms. Whitesell was Secretary General of the ICC International Court of Arbitration from 2001 to 2007. She also previously taught at the Université de Paris I, the Institut de Droit Comparé and Georgetown. Ms. Whitesell has practised with law firms in both the United States and in France, and has acted as arbitrator and counsel in numerous international arbitration cases. She serves as a member of various boards and committees related to dispute resolution and is the Director of the Alternative Dispute Resolution Center of the International Law Institute. Ms. Whitesell received her A.B. from Smith College, her J.D. from the University of Virginia School of Law and her Doctorate in Law from the Université de Paris I, Panthéon-Sorbonne. She is admitted to the New York State Bar, the District of Columbia Bar and the US District Courts for the Southern and Eastern Districts of New York.



PROF. NASSIB G. ZIADÉ is the Chief Executive Officer of the Bahrain Chamber for Dispute Resolution (BCDR-AAA) and the Founder and General Editor of the *BCDR International Arbitration Review*. Between July 2011 and August 2013, he served as the Director of the Dubai International Arbitration Centre (DIAC). Between 2007 and 2011, he was the Deputy Secretary-General of the International Centre for Settlement of Investment Disputes (ICSID) and the Editor-in-Chief of the *ICSID Review—Foreign Investment Law Journal*, and between April 2008 and June 2009 was also the Acting Secretary-General of ICSID. He has acted as co-arbitrator or chair in ad hoc or institutional arbitrations in commercial, construction and investment matters. Professor Ziadé is a member of the Board of Trustees and a Vice-Chairman of the Advisory Committee of the Cairo Regional Centre for International Commercial Arbitration (CRCICA), a member of the International Advisory Committee of the International Centre for Dispute Resolution (ICDR/AAA), and a former member of the Court of the London Court of International Arbitration (LCIA). He is a member of the Permanent Court of Arbitration (PCA), a member of the Panels of Arbitrators and Conciliators of ICSID, and a Vice-President of the International Federation of Commercial Arbitration Institutions (IFCAI). From 1997 to 2007, Professor Ziadé served as the Executive Secretary of the World Bank Administrative Tribunal. In addition, he advised the Government of Bahrain in 2002 on the establishment of its Constitutional Court. He has also advised several international organizations on the establishment and functioning of their international administrative tribunals. A dual Lebanese and Chilean national, Professor Ziadé has extensive senior managerial experience in the administration of international legal proceedings and the development of international tribunals. He is an expert in private and public international law, international arbitration, international investment law, international administrative law, and the law of conflicts of interest. Professor Ziadé has taught at the University of Miami School of Law, at the University of Paris I Panthéon-Sorbonne, at Saint-Joseph University's Faculty of Law, at The Hague Academy of International Law, and at the Paris Academy for Arbitration Law. He is a Counsellor and a former member of the Executive Council of the American Society of International Law, and a member of the editorial advisory committees of *International Legal Materials* and of the *International Journal of Arab Arbitration*.