

**THE INSTITUTE FOR TRANSNATIONAL ARBITRATION**  
A DIVISION OF THE CENTER FOR AMERICAN AND INTERNATIONAL LAW

*Presents*

## INTERNATIONAL COMMERCIAL ARBITRATION

A THREE-PART SERIES OF EDUCATIONAL DVD'S  
FEATURING  
SCENES FROM A MOCK INTERNATIONAL ARBITRATION  
WITH COMMENTARIES ON THE ISSUES PRESENTED

WRITTEN AND PERFORMED BY AN INTERNATIONAL CAST OF EXPERTS

PRODUCED UNDER THE DIRECTION OF PROFESSOR DAVID D. CARON OF THE UNIVERSITY OF CALIFORNIA AT BERKELEY,  
THIS THREE-PART SERIES IS DESIGNED TO DEMONSTRATE AND EXPLAIN THE MAJOR PHASES OF AN INTERNATIONAL ARBITRATION.

International Commercial Arbitration combines demonstration scenes with expert commentaries to illuminate the ordinarily private world of international arbitration. Sit in at the parties' confidential strategy meetings and at closed arbitration hearings. Watch an international panel of arbitrators discuss and decide the issues. Then listen to international experts explain the issues raised in the mock scenes.



Each DVD includes 5 hours of mock scenes and commentaries, a Study Guide by Prof. Caron and supplemental written materials. The mock scenes and commentaries were originally presented live at the annual Workshop of the Institute for Transnational Arbitration and later edited for educational use by professors, firms and individual attorneys seeking to teach or understand this growing area of international practice.

### **PART 1: DESIGNING YOUR INTERNATIONAL ARBITRATION**

9 scenes and 12 commentaries on the initial phases of the arbitration process  
(Presented on DVD totaling 5 hours with accompanying materials)

### **PART 2: LITIGATING THE MERITS OF AN ARBITRAL AWARD — THE HEART OF YOUR ARBITRATION**

6 scenes and 16 commentaries on the middle phases of the arbitration process (Presented on 2 videotapes totaling 5 hours with a Study Guide and accompanying materials)

### **PART 3: THE MAKING AND ENFORCEMENT OF AN ARBITRAL AWARD**

5 scenes and 14 commentaries on the final phases of the arbitration process  
(Presented on DVD totaling 5 hours with a Study Guide and accompanying materials)

#### **Excerpts from the Study Guide to Part 3 by Prof. David D. Caron:**

*A major purpose of the Institute's initiative in making these DVD's is to provide professors with audiovisual materials to use in the classroom.*

*I teach a seminar entitled "Resolution of Private International Disputes", where I use portions of these videotapes approximately two-thirds of the way through the course. Unlike my usual fifty-minute classroom sections, I schedule a full two, or even three, hour session to view the videotapes.*

*My approach is to provide the background for a scene, play that scene, and then open up the discussion. We often watch three or four scenes over the course of one session. For students who wish to see more parts of the mock arbitration or listen to the commentaries on Tape 2, the videotapes are available in the library for private viewing. In some years, student response has been so positive that we have scheduled a second session to view more of the mock arbitration.*

*Although the substantive issues addressed in the mock arbitration drive the selection of scenes that I use, the educational value of the tapes go substantially beyond the particular topic addressed. Students notice a variety of issues while watching the arbitration, including the various lawyering styles and the attorneys' behavior under pressure. Students are fascinated with seeing an arbitration, even if obviously "mock". Therefore, I suggest you take a moment to review the biographies of the various actors involved, as this can be a useful discussion point for new attorneys. It is important to realize that students focus not only on the substantive issues involved in a case, but also on how the attorneys "lawyer" and the judges judge.*

# INTERNATIONAL COMMERCIAL ARBITRATION

## A THREE-PART SERIES OF EDUCATIONAL DVD'S

### PLAYERS AND COMMENTATORS

#### PART 1: DESIGNING YOUR INTERNATIONAL ARBITRATION

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**José María Abascal** - Aba Abogados, Mexico City, Mexico  
**Charles A. Beach** - Exxon Mobil Corporation, Irving, Texas USA  
**John Beechey** - Clifford Chance, London, England  
**R. Doak Bishop** - King & Spalding, Houston, Texas USA  
**Marc Blessing** - Bär & Karrer, Zurich, Switzerland  
**Hon. Charles N. Brower** - White & Case, Washington, D.C. USA  
**Jean-Louis Delvolvé** - Delvolvé Rouche, Paris, France  
**Yves Derains** - Derains & Associés, Paris, France  
**Donald Francis Donovan** - Debevoise & Plimpton, New York, New York USA  
**Deborah Enix Ross** - WIPO Arbitration and Mediation Center, Geneva, Switzerland  
**Paul D. Friedland** - White & Case, New York, New York USA  
**Gavan Griffith** - Barrister and International Arbitrator, Sydney, Australia and London, England  
**Horacio A. Grigera Naón** - Secretary General, International Court of Arbitration of the International Chamber of Commerce, Paris, France  
**Bernard Hanotiau** - Hanotiau and van den Berg, Brussels, Belgium

**Gerold Herrmann** - Secretary, United Nations Commission on International Trade Law, Vienna, Austria  
**Martin Hunter** - Barrister, Essex Court Chambers, London, England  
**Neil Kaplan** - Neil Kaplan, Q.C., London, England  
**Toby T. Landau** - Barrister-at-Law, English Bar, London, England  
**Carlos Loperena R.** - Loperena, Lerch y Martin del Campo, Mexico City, Mexico  
**Edward J. Lynch** - General Counsel, KEDO, New York, New York USA  
**Luis Manual Martinez** - Director for the International Center for Dispute Resolution, American Arbitration Association, New York, New York USA  
**Joseph E. Neuhaus** - Sullivan & Cromwell, New York, New York USA  
**Kathleen Paisley** - Morrison & Foerster, Brussels, Belgium  
**Hilmar Raeschke-Kessler** - German Federal Supreme Court, Karlsruhe, Germany  
**Nigel K. Rawding** - Freshfields, New York, New York USA  
**Lucy F. Reed** - Freshfields, New York, New York USA  
**Abby Cohen Smutny** - White & Case, Washington D.C. USA  
**Andrew N. Vollmer** - Wilmer, Cutler & Pickering, Washington, D.C. USA

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#### PART 2: LITIGATING THE MERITS OF AN ARBITRAL AWARD — THE HEART OF YOUR ARBITRATION

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**José María Abascal** - Aba Abogados, Mexico City, Mexico  
**Gerald Aksen** - Thelen, Reid & Priest, New York, New York USA  
**John Beechey** - Clifford Chance, London, England  
**R. Doak Bishop** - King & Spalding, Dallas, Texas USA  
**Thilo von Bodungen** - Lovells, Munich, Germany  
**Charles H. Brower, II** - University of Mississippi School of Law, University, Mississippi USA  
**Hon. Charles N. Brower** - White & Case, Washington, D.C. USA  
**Jason Brueschke** - Semiotica Medical Management, Oklahoma City, Oklahoma USA  
**Richard M. Buxbaum** - Boalt School of Law, University of California at Berkeley, Berkeley, California USA  
**Donald Francis Donovan** - Debevoise & Plimpton, New York, New York USA  
**L. Yves Fortier** - Ogilvy Renault, Montreal, Canada  
**Gavan Griffith** - Barrister and International Arbitrator, Sydney, Australia and London, England  
**Jacomijn van Haersolte-van Hof** - Loeff Claey's Verbeke, Rotterdam, The Netherlands  
**Bernard Hanotiau** - Hanotiau & van den Berg, Brussels, Belgium

**Gerold Herrmann** - Secretary, United Nations Commission on International Trade Law, Vienna, Austria  
**Michael Hwang** - Allen & Gledhill, Singapore  
**Kenneth I. Juster** - Arnold & Porter, Washington, D.C. USA  
**Pierre A. Karrer** - Pestalozzi Gmuer & Patry, Zurich, Switzerland  
**D. Brian King** - Freshfields, Amsterdam, The Netherlands  
**Julian D.M. Lew** - School of International Arbitration at Queen Mary and Westfield College, University of London, London, England  
**David M. Lindsey** - Clifford Chance, New York, New York USA  
**Horacio A. Grigera Naón** - Secretary General, International Court of Arbitration of the International Chamber of Commerce, Paris, France  
**Joseph E. Neuhaus** - Sullivan & Cromwell, New York, New York USA  
**Kathleen Paisley** - Morrison & Foerster, Brussels, Belgium  
**Lucy F. Reed** - Freshfields, New York, New York, USA  
**Douglas D. Reichert** - Arbitrator and Consultant, Geneva, Switzerland  
**Eric A. Schwartz** - Freshfields, Paris, France  
**Abby Cohen Smutny** - White & Case, Washington, D.C. USA  
**Christopher Walker** - Linklaters & Paines, Hong Kong, China

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#### PART 3: THE MAKING AND ENFORCEMENT OF AN ARBITRAL AWARD

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**Henri Charles Alvarez** - Fasken Martineau DuMoulin, Vancouver, British Columbia  
**Professor Bernard Audit** - The Sorbonne, Paris, France  
**John Beechey** - Clifford Chance, London, England  
**R. Doak Bishop** - King & Spalding, Houston, Texas USA  
**Dr. Karl-Heinz Bocksteigel** - University of Cologne, Cologne, Germany  
**John P. Bowman** - Fulbright & Jaworski, Houston, Texas USA  
**Hon. Charles N. Brower** - White & Case, Washington, D.C. USA  
**Dr. Michael Bühler** - Jones, Day, Paris, France  
**Professor David D. Caron** - Boalt School of Law, University of California at Berkeley, Berkeley, California USA  
**Donald Francis Donovan** - Debevoise & Plimpton, New York, New York USA  
**Deborah Enix Ross** - Debevoise & Plimpton, New York, New York USA  
**Teresa Giovannini** - Lalive & Associés, Geneva, Switzerland  
**Gavan Griffith** - Owen Dixon Chamber West, Melbourne, Australia

**Bernard Hanotiau** - Hanotiau & van den Berg, Brussels, Belgium  
**Tom Johnson** - Covington & Burling, Washington, D.C. USA  
**D. Brian King** - Freshfields, Amsterdam, The Netherlands  
**Toby T. Landau** - Essex Court Chambers, London, England  
**Bruno D. Laurent** - Salans, Hertzfeld & Heilbronn, Paris, France  
**Julian D.M. Lew** - Herbert Smith Exchange House, London, England  
**James T. Loftis** - United Nations, Compensation Commission, Geneva, Switzerland  
**Fernando Mantilla-Serrano** - Garrigues, Madrid, Spain  
**Joseph E. Neuhaus** - Sullivan & Cromwell, New York, New York USA  
**Lucy F. Reed** - Freshfields, New York, New York USA  
**David W. Rivkin** - Debevoise & Plimpton, New York, New York USA  
**Hon. Stephen Schwebel** - Washington, D.C. USA  
**Ben H. Sheppard, Jr.** - Vinson & Elkins, Houston, Texas USA  
**José Luis Siqueiros** - Barrera, Siqueiros y Torres Landa, Mexico City, Mexico

# INTERNATIONAL COMMERCIAL ARBITRATION

## A THREE-PART SERIES OF EDUCATIONAL DVD'S

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## THE INSTITUTE FOR TRANSNATIONAL ARBITRATION

The Institute for Transnational Arbitration, one of eight educational divisions of The Center for American and International Law (formerly the Southwestern Legal Foundation), was launched in 1986 and has since become an important education forum in the field of transnational arbitration. Through its annual Transnational Commercial Arbitration Workshop in Dallas, its publication *News and Notes* with its acclaimed *Scoreboard of Adherence to Transnational Arbitration Treaties*, its sponsorship of the web portal *KluwerArbitration.com*, and its educational video series, ITA is making a significant contribution to the legal knowledge and skills that support international commercial arbitration.

Membership in the Institute for Transnational Arbitration (ITA) is available to individuals, law firms and corporations. Each member of ITA may appoint a representative to the ITA Advisory Board. That person is invited to attend, without charge, the annual ITA Workshop and the annual Advisory Board meeting, which is held at the time of the Workshop. Advisory Board members are also invited to attend without charge the invitation-only ITA Forum on current transnational arbitration issues held on the morning after the Workshop.

Members also receive each issue of the ITA's quarterly newsletter, *News and Notes*, with its *Scoreboard of Adherence to Transnational Arbitration Treaties*, and a substantial discount off the price of all ITA educational video products. For complete information about all member benefits and how to become a member, visit us online at [www.cailaw.org/ita](http://www.cailaw.org/ita).