



Institute for
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Arbitration Reform in Practice - What Changes?

17th ITA-ASIL Conference

2020
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WASHINGTON HILTON
WASHINGTON, D.C., USA

Keynote address by Prof. José E. Alvarez, Herbert and Rose Rubin Professor of International Law, New York University School of Law, New York

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EVENT HIGHLIGHTS

The conference is a unique opportunity to hear from reformers and practitioners in dialogue with one another on the future of international arbitration.

An exceptional panel of experts on current reform proposals

A Roundtable discussion with a second panel of experts on the impact of these reforms



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Conference Co-Chairs

Arbitration Reform in Practice - What Changes? 17th ITA-ASIL Conference

Prof. Laurence Boisson de Chazournes
Professor of Law
Co-Director of the Geneva Center for International Dispute Settlement (CIDS)
Law Faculty, University of Geneva
Geneva, Switzerland

Patrick W. Pearsall
Partner, Co-Chair of International Arbitration and Chair of Public International Law
Jenner & Block LLP
Washington, D.C.

The conference is a unique opportunity to hear from reformers and practitioners in dialogue with one another on the future of international arbitration. The panelists will approach this much discussed topic in a format of debate and engagement with one another. We will appraise the many reform processes currently underway in both commercial and investment arbitration from the diverse perspectives of those reforming the system and those who act within it as counsel and users. What are the main trends and what will be the consequences of these reform efforts on actual practice? What do stakeholders and practitioners think about these reform efforts? Have we reached 'reform fatigue' and will the reforms already in place satisfy the critics?

8:00 Registration and Continental Breakfast

9:00 Welcome and Introductions

- **Joseph E. Neuhaus**, Chair, ITA Advisory Board, Sullivan & Cromwell LLP, New York City
- **Prof. Sean D. Murphy**, President, ASIL, The George Washington University Law School, Washington, D.C.

9:05 Remarks - ISDS Reform: The Long View

What are the long-term goals of those seeking to change how investment disputes are resolved? Should today's proposed reforms be best understood as seeking to advance lawyerly goals like 'rule of law' or 'sovereign equality'? Or are they really about securing economic fairness or justice in the sense of political economy? Prof. Alvarez will put the reforms being considered in places like UNCITRAL in historical context to consider where we might be going and why.

- **Prof. José E. Alvarez**, Herbert and Rose Rubin Professor of International Law, New York University School of Law, New York

9:35 What Does Reform Look Like? What are the Most Important Issues at Stake?

Commercial and investment arbitration proceedings are presently being considered for reform in many different dimensions. Several initiatives have been taken in various fora (such as the ICC, ICSID, and UNCITRAL) with the aim of improving the procedures at stake. This panel will identify the core features of these reform proposals and discuss how arbitration may evolve as a result. These reforms will also be discussed from the perspective of their impact on approaches to international dispute settlement more broadly.

Introduction and Moderator:

- **Prof. Laurence Boisson de Chazournes**, Co-Chair

Panelists:

- **Prof. Chiara Giorgetti**, Chair, ITA Academic Council, University of Richmond School of Law, Washington, D.C.
- **Sarah Grimmer**, Secretary-General, Hong Kong International Arbitration Centre, Hong Kong
- **Meg Kinnear**, Vice President and Secretary-General, International Centre for Settlement of Investment Disputes (ICSID), Washington, D.C.
- **Marek Krasula**, Counsel, ICC International Court of Arbitration, New York

Roundtable and Q&A

10:45 Break >>

11:15 Reform in Practice: A Roundtable Discussion

How will the various reform efforts currently ongoing in various fora impact practitioners and users of international arbitration? Are the reforms contemplated sufficient to quell the scepticism of many regarding private international dispute resolutions legitimacy? The panel will take up some of the themes discussed in the first session and debate whether we have come far enough, whether and to what extent more reform is necessary, and how the reforms contemplated may impact the practice of arbitration in the years to come.

Introduction and Moderator:

- **Patrick W. Pearsall**, Co-Chair

Panelists:

- **Simon Lester**, Associate Director, Herbert A. Stiefel Center for Trade Policy Studies, Cato Institute, Washington, D.C.
- **Prof. Makane Moïse Mbengue**, Professor of International Law and Director of the International Law Department, University of Geneva, Geneva

Roundtable and Q&A

Schedule

12:25 Concluding Remarks

- **Prof. Chiara Giorgetti**, Chair, ITA Academic Council, University of Richmond School of Law, Washington, D.C.

12:30-1:45 Networking Luncheon >>

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For information and to register for the 114th ASIL Annual Meeting, April 1-4, 2020, also presented at the Washington Hilton Hotel, please visit: www.asil.org/annualmeeting.



Institute for
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Established in 1986 as part of The Center for American and International Law (CAIL), ITA provides advanced education for arbitrators, advocates, judges, business executives, government officials and other professionals concerned with transnational arbitration of commercial and investment disputes. Through its programs, scholarly publications and membership activities, led by many of the top global experts and supported by many of the world's most actively engaged corporations, law firms and individual practitioners, ITA has become an important global forum on contemporary issues in the field of transnational arbitration.

For more information, visit cailaw.org/ita.



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of International Law**

ASIL is a nonprofit, nonpartisan, educational membership organization founded in 1906 and chartered by Congress in 1950. ASIL holds Category II Consultative Status to the Economic and Social Council of the United Nations and is a constituent society of the American Council of Learned Societies. Its mission is to foster the study of international law and to promote the establishment and maintenance of international relations on the basis of law and justice.

Learn more at asil.org.

Registration

ARBITRATION REFORM IN PRACTICE - WHAT CHANGES?

April 1, 2020

Washington Hilton • Washington, D.C.

Registration includes the conference, the conference materials and the luncheon.

Check applicable box:	Received by 3/11/20	Received after 3/11/20
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GENERAL INFORMATION

CANCELLATION POLICY: Tuition less a \$50 cancellation fee will be refunded upon receipt of written cancellation received by March 11, 2020. Email kjohnson@cailaw.org. After this date, no refunds, but substitution of attendees for this program will be permitted. Registrants not entitled to a refund will receive the course materials.

HOTEL INFORMATION: The cost of housing is not included in tuition. However, rooms (in limited number) have been reserved at the Washington Hilton Hotel, 1919 Connecticut Ave NW, Washington, DC 20009. You may book, modify, or cancel hotel reservations [online](#). The reduced conference room rate is \$169 + applicable taxes/night. We anticipate the room block will sell out, so we encourage you to make your reservation early.

NONDISCRIMINATION POLICY: The Center for American and International Law does not discriminate on the basis of race, color, sex, religion, national origin, age, disability, veteran status or any other protected status in educational activities, scholarship programs or admissions.

MCLE CREDIT: This program is approved by the State Bar of Texas for 2.75 hours, no ethics. Credit hours for other states will vary and are subject to each state's approval and credit rounding rules.

For this conference, ITA will directly apply (if requested) for course accreditation in the following states: California, Minnesota, New Mexico, Ohio, Oklahoma, Pennsylvania, Texas and Virginia. Some of these states may not approve a program for credit hours before the program occurs. Attorneys may be eligible to receive CLE credit through reciprocity or attorney self-submission in other states. ITA conferences are typically accredited by all mandatory CLE states.

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