

The ICDR International Arbitration Reporter

**JULY 2012
VOLUME 3**



Welcome to the *ICDR International Arbitration Reporter*.

The Reporter features important awards summaries, statistics, and the latest information on services, initiatives, and other matters of importance to parties and neutrals of the International Centre for Dispute Resolution.

Upcoming ICDR Events

The 10th Annual Miami International Arbitration Conference: The Greatest Hits
September 9 - 11, 2012

Latin-American Moot Competition
September 27 - October 1, 2012

ICDR & Chamber of Commerce of Bogotá, Colombia,
Joint International Arbitration Conference
October 23, 2012

ICDR / AAA / ICC / ICSID
29th International Arbitration Joint Colloquium
November 02, 2012

Third Annual ICDR & AMCHAM of São Paulo, Brazil,
Joint International Arbitration Conference
November 29, 2012

ICDR International Arbitrator Symposia
September 30, 2012 - Dublin
November 1, 2012 – Washington, D.C.
November 7, 2012 – Mexico City
December 10, 2012 – New York, New York

ARBITRATION AWARDS UPDATE

Uganda

The Ugandan High Court enforced an AAA arbitration agreement in an international dispute between two telecommunications companies. In a pending litigation before the Ugandan High Court, the Plaintiff applied to have the case stayed pending the conclusion of the arbitration agreement. The Defendant objected on procedural grounds and the Plaintiff responded that the defect could be cured by re-filing the motion. The Court stated that the dispute would not be resolved on a technical objection and referred the parties to arbitration under AAA rules in New York. The Court applied Section 5 of the Ugandan Arbitration and Conciliation Act noting that a party may bring to the Court's attention the existence of an arbitration agreement in a matter being litigated before the Court and the Court may only disregard the arbitration agreement if it is either null and void, inoperative, incapable

of being performed, or if there are no facts in dispute between the parties with regard to the matters agreed to or referred to arbitration. The Court's decision was in line with the Ugandan legislature's intent that a procedural filing error should no longer nullify an arbitration clause.

(From "Ugandan High Court Enforces AAA Clause," by Jimmy M. Muyanja, Muyanja & Associates, Kampala, *Arbitration News*, Newsletter of the International Bar Association Legal Practice Division, Vol. 16, No. 2, September 2011.)

Canada

There continues to be an increasing willingness on the part of Canadian courts to give effect to contracting parties' wishes to have their disputes resolved through the arbitral process, while remaining careful not to impose arbitration proceedings in circumstances where the contractual language does not support such an outcome. Canadian courts are frequently called on to interpret arbitration clauses when a judicial proceeding has been commenced and a party moves to stay the proceeding in

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favor of arbitration. The courts are statutorily required to stay the litigation and refer the matter to arbitration unless one of the limited statutory exceptions applies. In an international arbitration the courts, consistent with the UNCITRAL Model Law on International Commercial Arbitration, are permitted to grant the stay and will typically refer the matter to arbitration unless the dispute clearly falls outside the scope of the arbitration. In one such example, the court refused the stay of the litigation for an arbitration that involved an AAA arbitration clause where it found that the parties' wrongful termination and negligent misrepresentation claims did not come within the scope of the arbitration clause. The clause read in part: "If the parties are unable to resolve any disagreement, disputes, controversy or claim that may arise out of the transactions contemplated by this agreement....", and the court, while recognizing that it should be deferential to the arbitrator, found that transactions in the contract were defined to mean asset sale, asset or share purchase, merger, consolidation, share exchange, or subsidiary creation or acquisition. As the claims made concerned wrongful termination and negligent misrepresentation, the court concluded that they clearly fell outside the scope of the arbitration clause. Canadian courts have, however, generally been supportive of arbitration, and where a matter is properly the subject of arbitration, the courts will generally defer to the arbitrator on questions relating to scope and jurisdiction.

(From "Arbitration Trends in Canada: Deferring to Arbitration with Arbitrators in the Driver's Seat," by Michael Schafler, Fraser, Milner, Casgrain LLP, Toronto, *Arbitration News*, Newsletter of the International Bar Association Legal Practice Division, Vol. 16, No. 1, March 2011.)

Japan

An AAA-ICDR arbitration in Tokyo awarding the Claimant US \$100 million in damages was sustained by Japanese courts. The Tokyo High Court, in a recent decision on a petition to set aside an arbitral award, followed a pro-arbitration approach and deferred to the arbitrators' broad discretion. The Arbitration Law of Japan came into effect in 2004 adopting the UNCITRAL Model Law on International Commercial Arbitration for the purpose of encouraging international arbitration in Japan. Article 44 of the Arbitration Law has narrowed and clarified the grounds for setting aside an arbitral award by adopting almost

verbatim those for setting aside or refusing the enforcement of an arbitral award under the Model Law. The losing party sought to set aside the award relying on three grounds: it had been unable to defend in the arbitral proceedings; the award was in violation of Japan's public policy because the arbitrator's findings and decision contained inappropriate points; and the arbitral proceedings were not in accordance with the agreement of the parties. The Court concluded that the petitioner had been given an opportunity to present its case and that the award was not in violation of Japan's public policy. The Court did clearly state its position regarding the time limit to set aside the award to prevent further delay due to potential appeals. This case demonstrates the implementation of Japan's new arbitration law which permits arbitral tribunals to discharge their duties without the threat of frivolous challenges.

(From "Japanese Court Shows its Pro-arbitration Approach Under Japan's New Arbitration Law," by Hiroyuki Tezuka & Azusa Saito, Nishimura & Asahi, Tokyo, *Arbitration News*, Newsletter of the International Bar Association Legal Practice Division, Vol. 15, No. 2, September 2010.)

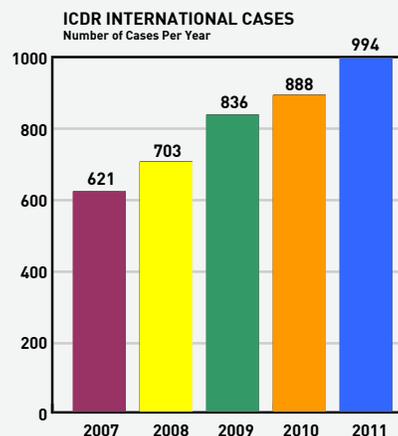
ICDR STATISTICS

Record Caseload for ICDR in 2011.

In 2011, the ICDR administered 994 cases involving parties and arbitrators from 90 countries. The record number of case filings represents a 12% increase from 2010

figures. Cases varied in size and included small Manufacturer/Supplier claims managed entirely online (see Online Protocol for Manufacturer/Supplier Claims at www.icdr.org) and multi-party, complex cases in excess of one billion USD.

Case activity at the ICDR is as diverse as its global user base. Major industries routinely represented in the ICDR caseload





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include Aerospace/Defense, Construction, Dealer/Distributor/Vendor, Energy, Financial Services, Franchise, Insurance, Manufacturer/Supplier, Pharma/Biotech, Technology and Telecoms. ICDR arbitrations and mediations can take place in any country, in any language. In 2011, the most popular languages for ICDR proceedings were, in rank order, English, Spanish and French.

Case growth at the ICDR has continued over the past five years, notwithstanding shrinking caseloads at state courts globally (see chart above). The ICDR's area of greatest geographic caseload growth in 2011 was Asia.

ICDR ROUNDUP

Another Successful Year for ICDR Moot Court Coaches

By Giovanna Micheli (ICDR Supervisor) and Neda Shahghasemi (International Case Manager)

ICDR personnel continue to be involved in various international moot court competitions, including one of the largest and most prestigious competitions in the world, the Annual Willem C. Vis International Commercial Arbitration Moot, held in Vienna, Austria, in early April of 2012, and the Vis East Moot, held in Hong Kong in late March.

The 2011-2012 academic year marked the 19th Vis Moot in Vienna and the 9th Vis East Moot in Hong Kong. Two hundred eighty-two universities from 68 countries participated at the Vis Moot in Vienna, while 90 teams from 26 countries

participated at the Vis East Moot in Hong Kong.

Since last October, ICDR coaches have spent most of their spare time with their students studying the problem, editing briefs and – for the 10 weeks preceding the competition – practicing oral arguments and participating in numerous “pre-moots” in NY, Washington, D.C., and Europe, including the Fifth Annual ICDR Practice Moot and Seminar held on March 2, 2012 at AAA headquarters in New York City.

All of these efforts resulted in success for Harvard Law School, Montevideo University, New York University School of Law and Rutgers School of Law.

- Harvard Law School, co-coached by Giovanna Micheli (ICDR Supervisor), participated in both editions of the Vis Moot (Vienna and Hong Kong) and achieved impressive results. In Vienna, Harvard took first place for Best Memorandum for Claimant (Pieter Sanders Award), third place for Best Oral Team (Frédéric Eisemann Award), an Honorable Mention for Best Memorandum for Respondent and two Honorable Mentions for Best Individual Oralist. In Hong Kong, Harvard Law School reached the quarterfinals (top eight), won an Honorable Mention for Best Individual Oralist, as well as an Honorable Mention for Best Memorandum for Claimant.
 - The University of Montevideo (Uruguay), co-coached by Neda Shahghasemi (International Case Manager), participated at the Vis
- Moot in Vienna and was awarded Honorable Mention for Best Oral Team.
 - New York University School of Law, co-coached by Christian P. Alberty (Assistant Vice President), also participated in Vienna and won Honorable Mentions for Best Oral Team and Best Memorandum for Claimant.
 - Rutgers School of Law, co-coached by Shashi Dholandas (International Case Manager) and Tara Parvey (AAA, Director), ranked third place in the General Rounds in Hong Kong before advancing to the Round of 16 in the Oral Arguments. Rutgers also won an Honorable Mention for Best Memorandum for Claimant.
 - In September 2011, two oralists from Columbia Law School, co-coached by Carolina Cárdenas (Senior Case Manager), received special mentions at the UBA Competencia Internacional de Arbitraje held in Buenos Aires, Argentina, in September 2011.
 - The ICDR continues its tradition of supporting young talents in international arbitration and helping educate the next generation of practitioners in this area of the legal profession.
 - Christian P. Alberty is again co-coaching NYU's Foreign Direct Investment Moot Team, which will take place later this year in Boston, while Carolina Cárdenas will co-coach Columbia Law School's team at the Competencia Internacional de Arbitraje to be held in Washington, D.C., later this year.

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Good luck to all the students as they participate in these important global moot arbitration programs.

Spotlight ICDR – Europe, Middle East and Africa

Eleven years have passed since the ICDR established operations in the EMEA (Europe, Middle East, Africa) region. Even in the midst of unparalleled financial disruptions and business slowdowns, the ICDR’s caseload continues to grow (see Chart below).

Why is the ICDR’s EMEA caseload growing even as state court dockets and regional dispute resolution centre filings slow? Clearly, the ICDR’s approach to institutional arbitration, embracing effective case management and innovation, has attracted a whole new community of users. Well in advance of other providers, the ICDR redesigned processes to deliver on the promise of international arbitration for economy, speed and justice. In 1996, the ICDR was the first of the major institutions to provide for an organizational hearing. The ICDR also created a duty on the part of ICDR arbitrators to manage the arbitration with a firm hand and gave them the tools to do that by way of authority to exclude repetitive or irrelevant evidence. In 2006, the ICDR was the first of the major arbitral institutions to create an emergency measures procedure, giving access to the

parties by right, without resort to a separate agreement or an additional fee, to an emergency arbitrator before the constitution of the arbitral tribunal. In 2008, the ICDR created the ICDR Guidelines for Arbitrators Concerning Exchanges of Information, mandating best practices in international arbitration and limiting the encroachment of information exchange practices better suited to U.S. Courts than international arbitration proceedings.

Smart people bring good ideas to fruition. Since opening our EMEA offices in 2001, the ICDR has benefited from the sage advice of many of the world’s finest arbitration and ADR practitioners. We have also benefited from the efforts of a growing community of the region’s finest young practitioners, typically starting with their involvement in ICDR Young & International (see the ICDR Y&I section in this newsletter for upcoming regional programs). Finally, the ICDR continues to attract and retain the services of an outstanding international case management staff.

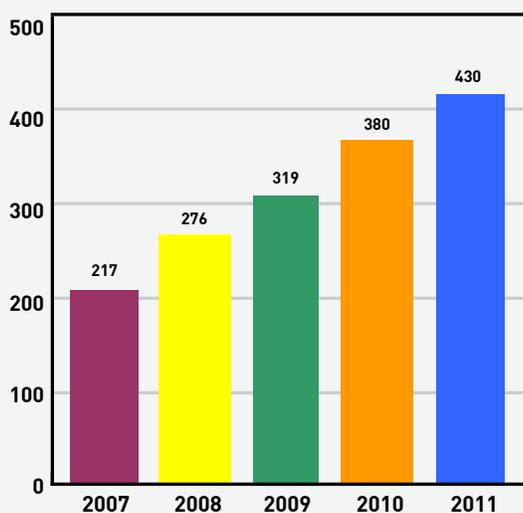
What will the future bring? Given our success in building regional dispute resolution hubs (Mexico City in 2006, Singapore in 2007, Bahrain in 2009), we are receiving continued overtures from States looking to work in partnership with the ICDR to build regional process expertise and enhance regional justice systems for the benefit of citizens both local and international. Continued focus on process facilitation, featuring fast-track procedures under development and enhanced technology based solutions for high-volume, low- to medium-value disputes, is also very much a part of our near-term mission.

One thing is certain. We will continue to succeed only with your help and your support. Please feel free to call +353 (0)86 820 1054, or email AppelM@adr.org with your thoughts and suggestions.

INTERNATIONAL MEDIATION INSTITUTE (IMI) UPDATE

2012 is the 5th anniversary of the IMI. The recently published 2011 Annual Review and Outlook for 2012 and Beyond

ICDR CASES WITH EUROPEAN PARTIES
Number of Cases Per Year



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(<http://imimediation.org/imi-annual-review-2011>) captures just how much has been accomplished in that time, including the following:

- Completion of the criteria for the IMI Inter-cultural Mediator Certification.
- Start of the development of the criteria for an IMI Certification for Mediation Advocates and Representatives (due for completion in 2012).
- Creation of the IMI Young Mediators' Initiative (YMI) designed to generate early experience for recently qualified mediators.
- The International Chamber of Commerce, the world's largest business organization, has joined IMI as a funding member.
- Certification via the assessment route advances strongly. There are now 19 Qualifying Assessment Programs in 14 countries.
- A total of almost 400 mediators are now IMI Certified, representing 27 countries and all fields and styles of mediation expertise.
- The IMI search engine has been adopted by the Kluwer Corporate Counsel Dispute Resolution as the only means to find the right mediator.

In its 2012 Outlook, the IMI lists its top 10 focus areas for 2012. For more information about the IMI, please visit www.IMImediation.org.

ENERGY

AAA/ICDR North American Energy Advisory Committee

The ICDR and the AAA have created the AAA/ICDR North American Energy Advisory Committee. The project will be spearheaded by Steve Andersen of the ICDR, and Lance Tanaka and David Cox of the AAA. This new committee is an expansion of the former AAA National Energy Advisory Committee, which focused its efforts domestically throughout the United States

of America (USA). This new committee adds members with a broad range of energy and dispute resolution experience from Canada and Mexico, as well as the USA. The committee's purpose is to help the AAA and ICDR provide better service to our users by identifying and understanding trends and developments within the industry in North America and seek feedback concerning worthwhile educational and promotional opportunities.

Steve Andersen commented "that bringing together such an impressive group of energy professionals from these three countries is the first effort of its kind to deal with the focus and enhancement of dispute resolution services for the energy industry in the region."

Members of this committee currently include:

Iván Aleksei Alemán Loza, General Counsel, Secretaría de Energía (SENER), Mexico City; Steven K. Andersen, Vice President, ICDR, Salt Lake City; Michael L. Beatty, Chairman, Beatty & Wozniak, Denver; Suzana Blades, Counsel, ConocoPhillips, Houston; David Cox, Vice President, AAA, Phoenix; William J. Hartnett, Assistant General Counsel, Imperial Oil, Calgary; Jack Marshall, Senior Counsel, John J. Marshall QC, Professional Corporation, Calgary; Marco Antonio de la Peña Sánchez, General Counsel, PEMEX, Mexico City; José Antonio Prado Carranza, General Counsel, CFE, Mexico City; Charles L. Rice, Jr, CEO, Entergy New Orleans, New Orleans; Thomas Sheets, Partner, McDonald Carano Wilson, Las Vegas; Tom Sikora, Counsel, ExxonMobil, Houston; Lance Tanaka, Vice President, AAA, Denver.

Energy Arbitrators List Committee To Update Preeminent Dispute Resolution Expertise Roster

For more than eight years, the Energy Arbitrators List has provided parties and advocates with ready access to leading energy arbitrators from around the world. The List's newly reconstituted Review Committee met on May 16 in simultaneous, web-connected meetings hosted in Houston and London to kick off a global roster review and to plan significant improvements to the List's organization and usability. The Energy Arbitrators List is a no-cost, online, word-searchable database of leading arbitrators with expertise in energy disputes. Created in 2004 by the energy industry and arbitration attorneys serving it, the List serves as a tool to assist parties in energy-related cases

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in selecting arbitrators with relevant experience.

"All aspects of global energy demands naturally create a growing number of disputes. The updated Energy Arbitrators List will include the world's preeminent energy arbitrators. The arbitrators selected for inclusion have deep experience in energy issues from exploration and production to end-user delivery. These leaders understand how the overall energy system works and what demands must be met by intra- and extra-industry parties," said Juliet Blanch of Weil, Gotshal & Manges and Chair of the Energy List Review Committee. "I'm proud to chair the Review Committee, which sets the criteria for listing and monitors compliance with them."

The List identifies arbitrators with broad experience in an array of energy disputes and includes attorneys and experts from business and technical disciplines within the energy industry. Managed by the International Centre for Dispute Resolution, the international division of the American Arbitration Association, the Energy Arbitrators List may be found at:

<http://energyarbitratorslist.icdr.org>.

As explained by Tom Sikora, who manages international investment and commercial arbitration for Exxon Mobil and serves as Co-Vice Chair of the Review Committee, "The Energy Arbitrators List already provides easy access to some of the most recognized energy dispute arbitrators. The Review

Committee's consensus was that we will continue to add more talent to the List and organize it by specific industry segments so that users can be absolutely confident that they can readily identify arbitrators with significant knowledge and expertise in the specific area of dispute desired by the parties. We are confident the List will become an indispensable tool to parties involved in energy disputes anywhere in the world."

Kevin O'Gorman of Fulbright & Jaworski L.L.P., also a Committee Vice-Chair, says that because energy exploration, production and distribution continue to grow at an exceptional pace around the world, the Energy Arbitrators List and the work the Review Committee is doing to keep it current are especially important. "Energy industry components are inherently dynamic and interrelated. It is critical that international energy dispute resolution be of the highest quality. We look forward to making the Energy Arbitrators List the global benchmark for locating the very best energy arbitrators, encompassing as broad and as deep a representation of energy dispute experts as possible," Mr. O'Gorman said. Mark Appel, the ICDR's Senior Vice President for Europe, the Middle East and Africa, says his organization is well suited to manage the list. "The ICDR-AAA works closely with an array of industries to tailor dispute resolution solutions, including data-driven online administrative and technical support, to specific industry needs. We are

proud to have the privilege of contributing to the success of the Energy Arbitrators List. It is a tangible service with value to many," Mr. Appel said. "This Review Committee is geographically representative of energy disputes and has a deep understanding of energy disputes in its own right, being composed of leading in-house and outside counsel energy arbitration experts. Accordingly, the Committee is eminently qualified to nominate and vet candidates to be included on the List."

Review Committee Members include:

Juliet Blanch, Weil, Gotshal & Manges, Chair, London
Kevin O'Gorman, Fulbright & Jaworski, L.L.P., Co-Vice Chair, Houston
Tom Sikora, Exxon Mobil Corporation, Co-Vice Chair, Houston
Mark Appel, International Centre for Dispute Resolution, EMEA, ICDR Liaison

Industry

Carlos Cesar Borrorme de Andrade, Petrobras, Rio de Janeiro
Jim Daniels, London
Jean-Andre Diaz, Total, SA, Paris
Bogdan Dzudzewicz, PKN Orlen, S.A., Warsaw
John Gilbert, BP, London
John Hart, ENI UK, Ltd, London
Richard Hill, currently of Fulbright & Jaworski International, and as of August 1, 2012, Royal Dutch Shell, London
Mike McIlwrath, GE Oil & Gas, Florence
Marwan M.A. Musleh, RasGas, Limited, Doha

Legal

Doak Bishop, King and Spalding, LLP, Houston
Ted Greeno, Herbert Smith, LLP, London
Kaj Hobér, Mannheimer Swartling Stockholm
Jim Loftis, Vinson & Elkins, LLP, Houston
José A. Martinez de Hoz, Pagbam Abogados, Buenos Aires

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Alvin Yeo, Wong Partnership, LLP, Singapore

For any questions, or for additional information on the Energy Arbitrators list, please contact Mark Appel, ICDR SVP, at AppelM@adr.org.

SAVE THE DATES

Mark Your Calendar For The Following ICDR 2012 Events
ICDR events feature a faculty of world leaders from government, business and law speaking to a broad range of critical issues in international dispute resolution.

September 9 - 11, 2012: The 10th Annual Miami International Arbitration Conference: The Greatest Hits

The ICDR is joining with the IBA Arbitration Committee to organize a culmination of the best sessions and topics from the last 10 years of the Corporate Counsel Series into this "Greatest Hits" event. ICDR Y&I will start the conference by bringing back the often requested "tertulia" roundtable discussion sessions. Other session topics will review legal development in the Americas, investor state arbitrator, and a discussion focused on the involvement of corporate counsel in the international arbitration process. For the second year in a row, the ICDR will be hosting a golf event on the opening day of the conference. Free wireless Internet access will be provided for all conference attendees.

September 27 - October 1, 2012: Latin-American Moot Competition

The ICDR is a sponsor of this year's event, which will take place in Washington, D.C., at American University.

October 23, 2012: ICDR & Chamber of Commerce of Bogotá, Colombia, Joint International Arbitration Conference

The ICDR and the Chamber of Commerce of Bogotá will

co-organize an international arbitration conference in Bogotá to focus on the increase in the number of cross-border transactions as a result of the passage of the U.S. - Colombia Free Trade Agreement. The conference will cover the latest trends and topics in the field of international ADR, ADR options and the Free Trade Agreement, the new international arbitration law of Colombia, and a number of related topics. This is a full-day program with meals and materials included.

November 02, 2012: ICDR / AAA / ICC / ICSID 29th International Arbitration Joint Colloquium

Hosted by ICSID in Washington, D.C.

November 29, 2012: Third Annual ICDR & AMCHAM of São Paulo, Brazil Joint International Arbitration Conference

This one-day program brings together international arbitration experts and transactional attorneys in Brazil to explore a number of important topics in the field of international ADR. This year's event features a number of cooperating institutions and explores the increasing use of ADR methods in various industries in Brazil. This is a full-day program with meals and materials included. Sponsorships of ICDR programs are available. If interested, please visit www.icdr.org/sponsorship.

ICDR International Arbitrator Symposia

The ICDR has scheduled four international arbitrator symposia for members of its international panel of arbitrators. These one-day programs led by experienced international arbitrators will focus on the ICDR administrative system and best practices for arbitrators appointed to an ICDR case. Additional information will be forthcoming on how to register for these programs, which are scheduled as follows:

September 30, 2012 - Dublin

November 1, 2012 - Washington, D.C.

November 7, 2012 - Mexico City

December 10, 2012 - New York, New York

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ICDR Y&I

ICDR Y&I EVENTS

Three Programs, Three Days, Three Continents!

September 2011 was a momentous month for ICDR Y&I. From September 13-15, ICDR Y&I held three programs in three days on three continents. Europe, North America and South America were flying the ICDR Y&I banner with programs in Moscow, Miami and Buenos Aires.

50th Event Recently Held

ICDR Y&I recently held its 50th event since its inception in 2004. Taking place in New York, the program, "Arbitration Related to Russia and the CIS: How to Not Get Lost in the Siberian Woods," drew a registered attendance of over 100 people.

The Year Ahead: Programs and Sponsorship

With over 20 programs anticipated in the year ahead, 2012 is shaping up to be our busiest year yet! Programs are planned for locations new to ICDR Y&I, including: Armenia, Lima, Lisbon, Madrid, Qatar, Santiago and Toronto. Programs will also take place in Bogotá, Dallas, Dublin, Hong Kong, Lima, London, Mexico City, Miami, Moscow, New York, Paris, São Paulo, Stockholm, Vienna, and Washington, D.C. As program details become finalized, agendas and registration forms will be posted on our website, www.icdr.org.

Sponsorship opportunities are still available for many of our programs. It is

an easy, economical way to increase the exposure of your firm to a global audience. If you would like ICDR Y&I program sponsorship information, please contact Mandy Sawier at SawierM@adr.org.

Building Young & International ADR Programs Globally

The ICDR and ICDR Y&I are interested in assisting new, developing young arbitrator programs in all areas around the world. If you are interested, please contact Mandy Sawier at SawierM@adr.org for more information.

About ICDR Y&I

ICDR Y&I is a networking group for arbitration and ADR practitioners under the age of 40.

The ICDR established the organization in 2004. ICDR Y&I has become a preeminent group for young arbitration practitioners, academics, and government lawyers, to meet, exchange ideas, and learn from peers and more senior ADR practitioners. Its members include more than 1,900 associates from 94 countries and it has organized 60 education and networking events in 25 cities around the world.

MARK YOUR CALENDARS

Miami – September 9, 2012:

ICDR Y&I is pleased to host its second event in Miami. In connection with the ICDR/IBA's 10th Annual Miami International Conference, the event will be held on September 9, 2012, from 5:00 p.m. to 7:30 p.m., at the Biltmore Hotel in Coral Gables, Florida.

The program will consist of small-group discussions (tertulias) about international arbitration, and will include an in-depth discussion of (1) whether the advocate's role in the international arbitration process should be defined by an independent ethical mode or framework, and (2) which is the most beneficial arbitrator appointment methodology. Participants will be able to join a discussion group being conducted in one of the following languages – English, Spanish, or Portuguese. So that all attendees may benefit from the various discussions, summaries will be compiled and distributed the following day.

The event will feature:

Julie Bedard, Skadden, Arps, Slate, Meagher & Flom (New York) and James Hosking, Chaffetz Lindsey (New York), as Reporters; as well as Cecilia Azar, Azar, Ortega y Gomez Ruano (Mexico City); Jenelle E. La Chuisa, Astigarraga Davis (Miami); Tina Cicchetti, Fasken Martineau DuMoulin (Vancouver); Nicole Dolenz, Baker & McKenzie (New York); Daniele Favalli, Vischer (Zurich); Mauricio Gomm Santos, Smith International Legal Consultants (Miami); Lucy Greenwood, Fulbright & Jaworski (Houston); Jared D. Hager, Perkins Coie (Seattle); Samaa Haridi, Weil, Gotshal & Manges (New York); Erika Levin, Rutgers School of Law (Camden); Adrian Magallanes, Von Wobeser y Sierra (Mexico City); Marisa Marinelli, Holland & Knight (New York); Pedro J. Martinez-Fraga, DLA Piper (Miami); Eduardo Palmer, Eduardo Palmer P.A. (Coral Gables); Dietmar W. Prager, Debevoise & Plimpton (New York); Fernando Eduardo Serec, Tozzini Freire Advogados (São Paulo); Nicolas Swerdloff, Hughes Hubbard & Reed (Miami); and Daniel E. Vielleville, Assouline & Berlowe (Miami), as Moderators.

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The seminar will be followed by a reception for the speakers and participants. The Y&I program and reception are offered free of charge thanks to the generous support of the ICDR.

Stockholm - September 12, 2012:

On the occasion of Swedish Arbitration Days.

Program details available soon.

Moscow – September 20, 2012:

ICDR Y&I is pleased to announce our fourth annual seminar in Moscow. The dual focus will be on advocacy in international arbitration and on international mediation. The program will take place on September 20, 2012, from 5:00 to 8:00 p.m., at the Chamber of Commerce and Industry of the Russian Federation, in connection with the American Bar Association's Fourth Annual Conference on the Resolution of CIS-related Disputes which will take place in Moscow on September 21, 2012.

Dublin – October 1, 2012:

On the occasion of the International Bar Association (IBA) Conference and in cooperation with Arbitration Ireland, IBA Young Lawyers Forum, and ICC Young Arbitrators Forum. Program details available soon.

Washington, D.C. – November 1, 2012:

On the occasion of the Annual AAA-ICDR/ICC/ICSID Joint Colloquium. Program details available soon.

Visit www.icdr.org for more information and to register as an Associate of ICDR Y&I. Membership and ICDR Y&I-sponsored events are free of charge.

BOOKS

The ICDR is the subject of two new textbooks covering every aspect of its administrative system and rules.

A Guide to the ICDR International Arbitration Rules

By Martin F. Gusy, James M. Hosking and Franz T. Schwarz

"Our goal in writing this book was to provide a desk reference

to the ever-increasing global ICDR Rules audience on the Rules' application in practice. Whether an arbitrator sitting under the ICDR Rules, counsel acting in an ICDR arbitration, or an otherwise interested party, the feedback given to us authors within the first year of its publication points at our Guide's usefulness for each of them."

To order, please use the following link:

<http://www.oup.com/us/catalog/general/subject/Law/AlternativeDisputeResolution/~~/dmldz11c2EmY2k9OTc4MD-E5OTU5Njg0Mw==>

ICDR Awards and Commentaries

Edited by Grant Hanessian

ICDR Awards and Commentaries, edited by Grant Hanessian (Juris Publications), is the first in a planned series of book-length compilations of ICDR arbitration awards and commentaries. The book includes ICDR awards, commentaries and articles by leading international arbitration authorities and summaries of important judicial decisions concerning international arbitration, including decisions regarding enforcement of ICDR awards outside the United States.

To order, please use the following link:

<http://arbitrationlaw.com/book/icdr-awards-and-commentaries>

ABOUT THE ICDR

In 1996 the AAA created the ICDR as a separate division with separate and distinct international procedures, administration, panels of arbitrators and mediators and advisory assistance. The ICDR is managed by ICDR/AAA Senior Vice President Richard Naimark (NaimarkR@adr.org).

The ICDR maintains specialized administrative facilities in New York, where a staff of multi-national, multi-lingual attorneys supervises the administration of international cases only. The ICDR also maintains offices in Mexico City and Singapore, and a partnership, full-service dispute resolution centre in Bahrain (see www.bcdr-aaa.org for further information).

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The ICDR International Arbitration Reporter

The ICDR staff is organized by geographic regions. Case managers report to case supervisors who are in turn managed by Thomas Ventrone (VentroneT@adr.org), Vice President for Case Management, and Christian P. Alberti (AlbertiC@adr.org), Assistant Vice President for Case Management. Queries regarding case-related issues should be addressed directly to the Case Manager.

Separate senior ICDR staff are responsible for education, ADR systems development and panel development activities around the globe and are available to respond to queries related to designing conflict management policies and drafting arbitration clauses. Our team can be scheduled for on-site presentations regarding the ICDR system and its alternative dispute resolution services at no charge. A current list of ICDR regional senior staff, with their geographic areas of responsibility and contact details, is at the top right.

Interested in the ICDR's International Arbitration Reporter?

For questions regarding this or previous editions of the ICDR newsletter or additional information about the ICDR, please contact Luis Martinez, ICDR Vice President, at MartinezL@adr.org.

To register to receive this electronic newsletter, please send an e-mail to Jason Cabrera at CabreraJ@adr.org requesting to be added to the ICDR International Arbitration Reporter mailing list.

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