

# Certificate

in

*International Commercial and Investment Arbitration*

*Theory and Practice*

*4th edition*

*Rome*

25-29 September, 2017







# Certificate

in

## International Commercial and Investment Arbitration Theory and Practice

4th edition

Program led by leading academics,

in-house counsel and practitioners aimed at providing theoretical and practical insights, including interactive workshops, about investment and commercial arbitration

*In partnership with*

CLEARY  
GOTTLIEB



**Rome**

**25-29 September, 2017**

25

Monday

*Welcome breakfast and introduction 8.30**Morning session*

9.15 - 10.45

- **Setting the scenario: foundations of international arbitration**

*Break 10.45 - 11.00**11.00 - 12.30*

- **Setting the scenario: international conventions and harmonisation instruments**

*Break 12.30 - 14.00**Afternoon session*

14.00 - 15.30

- **Assessing your options:**
  - institutional and *ad hoc* arbitration
  - arbitral institutions: characteristics and dynamics

*Break 15.30 - 15.45*

15.45 - 17.15

- **International arbitration and foreign investment protection**

*19.00 - 21.00*

- **Meeting the international arbitration players**  
Certificate's inaugural aperitivo at Cleary Gottlieb Steen & Hamilton LLP

*Morning session*

9.15 - 10.45

- **The arbitration agreement: formal and substantive validity**

**Break 10.45 - 11.00**

11.00 - 12.30

- **Complex privity: extension of arbitration obligations in multiparty transactions**

**Break 12.30 - 14.00**

*Afternoon session*

14.00 - 15.30

- **Arbitrator roundtable: selecting, analysing and drafting arbitration agreements**

**Break 15.30 - 15.45**

15.45 - 17.15

- **In-house counsel debate: dispute resolution options and management of disputes**

Wednesday

Morning session

9.15 - 10.45

• The Arbitral Tribunal:

- selection of arbitrators
- strategy of appointment
- powers and reach

Break 10.45 - 11.00

11.00 - 12.30

• Independence and impartiality of arbitrators:

- disclosure
- challenges
- removals

Break 12.30 - 14.00

Afternoon session

14.00 - 15.30

• Meeting the institutions:

hands on seminar on the formation of arbitral tribunals with ICC, CAM, AIA

Break 15.30 - 15.45

15.45 - 17.15

- The mechanics of investors-State arbitration under the ICSID Convention

**Thursday***Morning session*

9.15 - 10.45

- Running the arbitration: organisation of proceedings

**Break 10.45 - 11.00**

11.00 - 12.30

- **The gathering of evidence in international arbitration:**
  - expert reports
  - fact witnesses
  - disclosure of evidence

**Break 12.30 - 14.00***Afternoon session*

14.00 - 15.30

- **The arbitral award: deliberation and drafting**
- **Challenging arbitral awards: grounds and international overview**

**Break 15.30 - 15.45**

15.45 - 17.15

- **Enforcement of arbitral awards world-wide: the 1958 New York Convention**

29

Friday

10.00

• **University of Roma Tre - UNIDROIT 4th Annual International Arbitration Lecture**

*Contract, Context, Law: Arbitral Decision-Making*

Delivered by Laurence Shore

12.00

• **Lunch**



# Directions

All the Certificate's sessions will be held at University of Roma Tre - School of Law



## How to arrive:

From Termini Train Station: take Metro Line B towards Laurentina and get off at Basilica San Paolo station.

Bus stop: 23, 271, 769

# Networking Activities

Meeting the international arbitration players

Monday 25 September

19.00

Inaugural Aperitivo at Cleary Gottlieb Steen & Hamilton LLP

Piazza di Spagna, 15

How to arrive: take Metro Line A and get off at Spagna Station



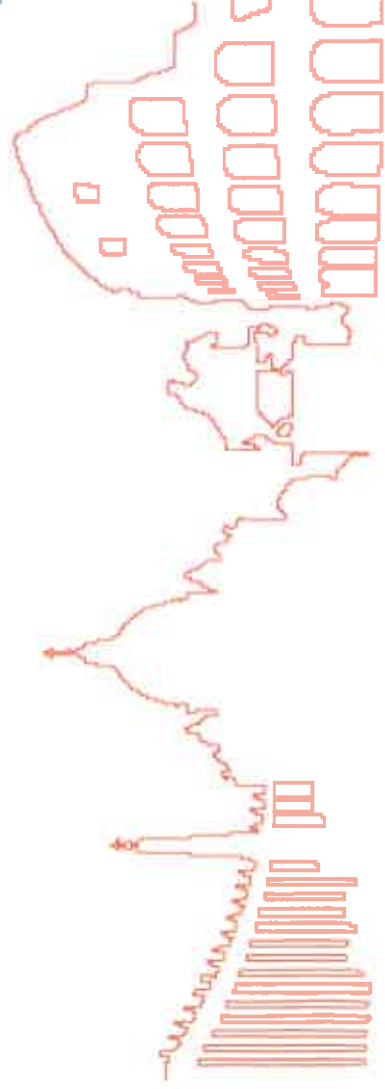
Friday 29 September

12.00

Lunch at UNIDROIT

Following the Roma Tre - UNIDROIT Annual Lecture

Via Pansisperna, 28



## Andrea Bandini

*Studio Legale Bandini*

Andrea Bandini was admitted to the Bar of Rome in 1991. His activity is mainly focused on civil and commercial law and international contracts. He acts as arbitrator and counsel in administered and ad hoc arbitration, domestic and international and as mediator. He is lecturer and trainer in several post-graduate seminars on arbitration and mediation. He is: founding member of Arbit (Italian forum on international arbitration and ADR); member of the Board of Directors of the Italian Association for Arbitration (AIA); Secretary of the Scientific Committee of ISDACI.



## Laura Bergamini

*ICSID Legal Counsel*

Laura Bergamini joined ICSID in October 2016. Prior to joining ICSID, she worked as an attorney with the law firms of Shearman & Sterling in Paris, Freshfields Bruckhaus Deringer and Cleary Gottlieb Steen & Hamilton in Rome. She holds degrees from LUISS University of Rome (PhD) and University of Pisa (Laurea). She speaks English, French and Italian.



## Cecilia Carrara

*Partner at Lexnace Avvocati Associati*

Cecilia Carrara is active in the field of national and international, commercial and investment arbitration, both institutional and ad hoc, acting both as counsel and as arbitrator. She obtained a LL.M. in comparative and international private law and a Ph.D from the Humboldt University. Cecilia is member for Italy of the ICC International Court of Arbitration, of the ICC Commission and of the ICC Task Force on Emergency Arbitrator Proceedings. She is also co-founder of Arbit (Italian forum on international arbitration and ADR) and member of the Council of the Italian Association for Arbitration (AIA). She is the author of several articles published in international specialised reviews and has held speeches at important seminars, both in Italy and abroad.



## Benedetta Coppo

*Milan Chamber of Arbitration  
Head of the Rome branch office*

Benedetta Coppo joined the Milan Chamber of Arbitration (CAM) in 2001, where she has been head of the arbitration department (2007-2013), administering both domestic and international arbitration proceedings. As a member of the Secretariat of the Milan Chamber of Arbitration, she also took part in the 2010 revision of the CAM Arbitration Rules. Since 2014, she leads the Rome branch office of the Chamber. Benedetta is member of the Advisory Board of Arbit (Italian forum on international arbitration and ADR).





## Maria Beatrice Deli

*Secretary General of the Italian Association for Arbitration (AIA)  
Secretary General of ICC Italy  
Certificate's Coordinator*

Maria Beatrice Deli is Professor of International Law at the University of Molise and of International Arbitration at the Department of Law, Roma Tre University. She worked as attorney specialised in private international law and international law and gained an extensive experience on international commercial and investment arbitration at Chiomenti. She is Secretary General of the Italian Association for Arbitration (AIA) and Secretary General of ICC Italy. She is co-founder of Arbit (Italian forum on arbitration and ADR) and she is member of the editorial board of the Rivista dell'Arbitrato and Diritto del Commercio Internazionale.



## Domenico Di Pietro

*Bryan Cave LLP, London  
Lecturer "International Arbitration" at Roma Tre University, School of Law  
Certificate's Coordinator*

Domenico Di Pietro lectures International Arbitration at Roma Tre and focuses his professional practice on international arbitration with Bryan Cave LLP in London. He has acted in a great variety of arbitrations worldwide, including commercial and investment disputes as well as sport disputes at the Olympics. He frequently serves as an arbitrator. He graduated at "La Sapienza" and received his LL.M. from Queen Mary, University of London. He is a past Fellow of New York University School of Law. He is qualified to practise in Italy and in England and Wales.



## Ferdinando Emanuele

*Partner at Cleary Gottlieb Steen & Hamilton LLP*

Ferdinando Emanuele's practice focuses on national and international litigation and arbitration. He is considered to be one of the leading Italian experts in international arbitration, multi-plaintiff and class actions litigations. Ferdinando has authored two books and various law review articles on international arbitration. He served as one of the 15 members of the Rome Bar Council (Consiglio dell'Ordine) from 2004 to 2006. Ferdinando obtained an LL.M. from the University of Michigan Law School. He is fluent in English and proficient in Spanish.



## Gustav Flecke-Giammarco

*Flecke-Giammarco Arbitration*

Gustav Flecke-Giammarco regularly acts as counsel and arbitrator in domestic and international arbitral proceedings. Prior to setting up Flecke-Giammarco Arbitration, a Munich-based boutique law firm founded in 2017, Gustav was a Senior Associate in the litigation and arbitration practice group at Heuking Kühn Lüer Wojtek. Before joining Heuking Kühn Lüer Wojtek in 2015, Gustav worked at the Secretariat of the ICC International Court of Arbitration as Deputy Counsel (2009-2011) and Counsel (2011-2015). He is a guest lecturer at the University of Bonn, Swiss Arbitration Academy and Swiss International Law School. In addition, Gustav is a member of the editorial board of the Journal of International Arbitration and regularly publishes on international commercial arbitration.

## Pietro Galizzi

*Eni Gas e Luce S.p.A.'s Head of Legal and Regulatory Affairs*

Before being Head of Legal and Regulatory Affairs at Eni Gas e Luce S.p.A., Pietro Galizzi was Eni S.p.A.'s Retail Market Gas & Power Legal Assistance Senior Vice President. Before joining Eni, from 2002 to 2013, Pietro was Saipem's General Counsel. In these roles, he has covered a wide cross section of legal activity, including compliance, litigation/arbitration, contract negotiation, contract administration and the full range of corporate legal activities. He has been a member of the UNIDROIT Working Group on International Long-Term Contracts, participated in the ICC, Commission on Arbitration, Working Group on the Role of In-house Counsel in Dispute Resolution and in the European Advisory Board of the CPR.



## Rosanna Grosso

*Senior Counsel Litigation, Siemens AG*

Rosanna Grosso plays a key role at Siemens in the strategic planning, early case assessment, preparation and defense of complex litigation and arbitration matters with a particular focus to international commercial disputes across various sectors and project disputes. She obtained an LL.M. in common law studies from Georgetown Law School. After working in Brussels, Shanghai, Stuttgart and Frankfurt, in 2002 she joined the legal department of Siemens in Munich. She started advising the sales and execution teams of the IT Business on international outsourcing transactions and moved on to assist the Mobility and Wind Divisions on complex international supply, system and plant projects. Rosanna speaks fluently English, German, French and Spanish.



## Martin Gusy

*Partner at K&L Gates LLP  
Head of the U.S. International Arbitration Practice*

Martin Gusy is a partner in K&L Gates LLP's New York office and heads the firm's U.S. international arbitration practice. He has more than 15 years of international dispute resolution, litigation and corporate experience. Mr. Gusy focuses on international arbitration and complex cross-border litigation involving private parties and sovereigns both as counsel and as an arbitrator covering matters in Africa, Asia, Australia, Europe, North and South America. Ranked in Chambers Global for his international arbitration expertise, he is civil/common law dual-licensed and his working languages include English, German, Spanish and French.



## Hussein Haeri

*Partner, Co-Head of the International Arbitration Group, Withers LLP*

Hussein Haeri is a Partner and Co-Head of the International Arbitration Group at Withers and a specialist in international arbitration. Hussein advises and represents corporations, sovereign States, and international organisations on international arbitration matters around the world. He practised law in New York and Paris before returning to London where he is a Solicitor of the Supreme Court of England and Wales. Hussein has taught international arbitration and international law at University College London, King's College London, Sciences Po and the University of Versailles. Hussein Haeri is a member of the ICC Task Force on Trusts and Arbitration.





## James Hosking

*Partner at Chaffetz Lindsey LLP*

Based in New York, James focuses his practice on international commercial and investment arbitration. He has handled arbitrations under the rules of all the leading arbitral institutions, including ICC, AAA/ICDR, SIAC, LCIA, WIPO, CRCICA and ICSID, as well as under the UNCITRAL Rules. James also sits as an arbitrator. He was previously an Adjunct Professor at the University of Pennsylvania School of Law and University of Auckland, where he taught International Commercial Arbitration. Before founding Chaffetz Lindsey LLP, he was a partner in the New York office of Clifford Chance.



## Yasmine Lahlou

*Partner at Chaffetz Lindsey LLP*

Yasmine Lahlou, who is fluent in English, French, and Italian, has 15 years of experience of international arbitration and litigation and has been with Chaffetz Lindsey since 2009. She advises and represents U.S. and international clients on a range of commercial disputes, in both international arbitration and litigation proceedings. Initially trained in Paris and admitted both in Paris and New York, Yasmine is experienced in civil and common law systems. She has represented clients in arbitration proceedings conducted under the ICC, ICDR, LCIA, UNCITRAL and ad hoc rules. She has acted as a sole and co-arbitrator in ICC and SCC arbitrations. Yasmine practiced in Paris for over four years at Castaldi Mourre & Partners, before joining Clifford Chance in New York in 2005.

## Niccolò Landi

*Founder, Studio Legale Landi in association with BeecheyArbitration*

Niccolò Landi graduated in Law from the University of Siena and obtained an LL.M. on international commercial law from the University College Dublin. He is the founder of Studio Legale Landi in association with BeecheyArbitration. Previously, he was an attorney at Gianni, Origoni, Grippo, Cappelli & Partners where he specialized in international practice. Author of several legal publications and articles on arbitration, EU law and international sale of goods. Lecturer at the Master in Public Procurement Management for Sustainable Development and at the Master in International Trade Law at the International Training Centre of the International Labour Organization. Niccolò is Co-Chair of Arbit (Italian forum on international arbitration and ADR).



## Paolo Marzolini

*Named Partner at Patocchi & Marzolini Attorneys-at-law*

Paolo Marzolini is name partner of Patocchi & Marzolini Attorneys-at-law, a law firm based in Geneva specialising in international arbitration. Paolo acts as counsel representing clients and sits as arbitrator in a number of jurisdictions under various sets of arbitration rules. He has been involved in several major international arbitrations. Paolo has published extensively on international arbitration and is often called as speaker in seminars dealing with arbitration related matters. He is past co-chair and current member of the advisory board of Arbit (Italian forum for international arbitration and ADR) as well as member of IBA, ICCA, CIARB, ASA, ASA Below 40, the Italian Association for Arbitration (AIA), the Geneva Bar Association and the Pavia Bar Association.



## Giovanni Pagnacco

*Maire Technimont Group*

Giovanni Pagnacco is Senior Legal Counsel at Maire Technimont Group where he has been managing international arbitrations for several years. Before joining Maire Technimont, he worked as a counsel for Siemens and Ernst & Young. In recent years, Mr. Pagnacco has managed several high key arbitration cases, in Chile, Brazil, India, Germany and Greece for an overall value of more than 2 billion of USD. Mr. Pagnacco obtained a Law Degree at Università Cattolica of Milan and an LLM degree in Construction Law and International Arbitration at Robert Gordon University in Aberdeen, Scotland. In 2015, he received the Top Legal Corporate Counsel Award in Italy for one of the largest ICC arbitration case ever. He has been a speaker at IBA and ICC international congresses.



## Andrew G. Paton

*Partner at De Berti Jacchetti Franchinini Forlani Studio Legale*

Andrew Paton holds both common law and civil law qualifications, and is admitted to practice in Italy, Australia and England. Andrew has been appointed arbitrator or acted as legal counsel in many international commercial arbitrations, often involving parties from different legal traditions. He has particular experience in complex multi-jurisdictional disputes. He is on the panel of several arbitral institutions in Europe and Asia, a founding member of Arbit (Italian forum on international arbitration and ADR) and on the editorial board of Rivista dell'Arbitrato.



## Marco Perrini

*Perrini Avvocati*

Marco Perrini represents and advises Italian and foreign companies in disputes before courts and arbitral tribunals and sits as chairman, sole arbitrator and co-arbitrator in domestic and international arbitrations, ad hoc (including UNCITRAL) and under the rules of, inter alia, ICC, AIA, CAM, Camera Arbitrale di Roma. Author of publications on arbitration and ADR issues. He is member of the ICC Commission on Arbitration, the ICC Institute of World Business Law, the Board of Directors of the Italian Association for Arbitration (AIA) and past co-chair and co-founder of Arbit (Italian forum on international arbitration and ADR).



## Ryan Reetz

*Office Managing Partner at Bryan Cave LLP*

Ryan Reetz is the managing partner of Bryan Cave's Miami office. Mr. Reetz represents clients as trial counsel in international and domestic commercial and regulatory disputes. In addition, he has served as an arbitrator in international commercial disputes. Mr. Reetz teaches transnational civil litigation and arbitration as an adjunct professor at Emory University School of Law, and taught the same subject at the University of Miami School of Law from 2003 to 2010. He is the co-author (with Pedro J. Martinez-Fraga) of "Public Purpose in International Law: Rethinking Regulatory Sovereignty in the Global Era". He currently serves as the chair of the Miami International Arbitration Society and is active in numerous other professional organizations, including the American Law Institute.



## Maria Theresia Roerig Corsini

*Partner at Buccarelli Ducci Corsini (BDC) Studio Legale*



Maria Theresia Roerig Corsini is admitted to practice in Germany and Italy, where she leads the German and International Desk at BDC Studio Legale. She practices in the areas of private, commercial and corporate law matters and specializes in (international) dispute resolution and arbitration both as counsel and as (sole) arbitrator. Maria Theresia also works at the Studies Department of the Italian Constitutional Court as a Consultant and an Expert in German and Comparative Law and has published numerous academic works. Maria Theresia is a co-founder and a member of the advisory board of ArbIt (Italian forum on international arbitration and ADR).

## Gabriele Ruscalla

*Counsel of the Italian-Swiss Team at the Secretariat of the ICC International Court of Arbitration*



Gabriele Ruscalla joined the Secretariat of the ICC International Court of Arbitration in November 2015, where he manages a team that administers a significant volume of international commercial and investment arbitrations. Prior to joining the ICC, he was an associate in the Shearman & Sterling's International Arbitration Group in Paris and a Senior Research Fellow at the Max Planck Institute for Procedural Law. In May 2015, he defended his PhD thesis in International Arbitration at Bocconi University. Gabriele has taught seminars on issues of international commercial and investment arbitration, published notes and articles and participates as speaker at conferences on international-arbitration-related subjects.

## Giacomo Rojas Elgueta

*Associate Professor of Private Law and Economic Analysis of Law at Roma Tre University, School of Law Certificate's Coordinator*



Giacomo Rojas Elgueta earned a LL.M. with distinction and a S.J.D. from the University of Pennsylvania. He was a Visiting Scholar at Yale Law School. He is the author of two books and several articles in major Italian and U.S. law reviews. He consulted the Italian Government for law reforms on bankruptcy law, trust law and security interests. Giacomo is Co-Chair of ArbIt (Italian forum on international arbitration and ADR) and is actively involved in commercial and investment arbitration as counsel, arbitrator and expert witness.

## Beatriz Saiz Marti

*Enel S.p.A.'s in-house counsel*



Beatriz Saiz Marti is responsible of Group Significant Litigations within the Enel Group, managing arbitration proceedings in different languages taking place across the globe in the energy sector. She is qualified as a Abogado in Spain as well as Avvocato in Italy and holds a Master degree at the University Paris I Panthéon - Sorbonne.



## Carlo Santoro

*Partner at Cleary Gottlieb Steen & Hamilton LLP*

Carlo Santoro specializes in the fields of litigation and national and international arbitrations. He regularly represents domestic and foreign clients in a wide range of disputes involving corporate, commercial, banking and financial matters, as well as bankruptcy and competition issues. He earned a LL.M. degree at New York University School of Law in 2003. He was a Visiting Scholar at London School of Economics in 1998.



## Natali Sequeira

*ICSID Team Leader – Legal Counsel*

Natali Sequeira joined ICSID in September 2005. Prior to joining ICSID, she worked as a Senior Consultant with Ernst & Young (2004 – 2005), as a foreign associate with the law firm of White & Case in Washington, D.C. (2003 – 2004) and as a consultant with KPMG (2000–2002) and PricewaterhouseCoopers (1998–2000). She holds degrees from Georgetown University Law Center (LL.M. in International Legal Studies) and the University of Costa Rica (Juris Doctor and Bachelor in Business Administration).



## Andrea Zoppini

*Full Professor of Private Law at Roma Tre University,  
School of Law*

Andrea Zoppini studied at the Universities of Cambridge and Heidelberg; he was Visiting Scholar at the Yale University Law School and at New York University. He holds seminars and conferences in Italy and abroad and has published and edited numerous books and articles in Italian and foreign law journals. Legal Advisor to the Italian Government, he has been member of several law reform committees.





# University of Roma Tre - UNIDROIT

## 4th Annual International Arbitration Lecture

### *Contract, Context, Law: Arbitral Decision-Making*

delivered by

**Laurence Shore**

Partner at Herbert Smith Freehills

Welcome address

**Alberto Mazzoni** - President of UNIDROIT - Emeritus Professor of Corporate Law, Università Cattolica del Sacro Cuore

**Andrea Zoppini** - Full Professor of Private Law, Roma Tre University

**Friday**

**29 September, 2017, 10.00**



*Followed by reception*

## Directions

The 4th Annual International Arbitration Lecture will be held at UNIDROIT



### How to arrive:

From Termini Train Station: take Metro Line B towards Laurentina and get off at Cavour station.

Bus stop: 170, 40.60, 64, 70.H

## Information

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- [www.arbitrationcertificate.com](http://www.arbitrationcertificate.com)
- [arbitrationcertificate@uniroma3.it](mailto:arbitrationcertificate@uniroma3.it)
- The Certificate has requested the **approval** of the Consiglio Nazionale Forense for the **recognition** of 20 “professional education credits” to Italian lawyers attending the program

## Registration

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Visit [www.arbitrationcertificate.com](http://www.arbitrationcertificate.com) and download the registration form

## Fees

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Euro 500,00

Fees include:

- All materials in electronic format
- Participation to networking events
- Coffee breaks
- Lunches from Monday to Friday

## Hotel Adriano

via di Pallacorda, 2  
[www.hoteladriano.com](http://www.hoteladriano.com)  
[info@hoteladriano.com](mailto:info@hoteladriano.com)  
Tel. +39 06 68802451

## Hotel Duca d'Alba

via Leonina, 14  
[www.hotelducadalba.com](http://www.hotelducadalba.com)  
[info@hotelducadalba.com](mailto:info@hotelducadalba.com)  
Tel. +39 06 484471

## Hotel Locarno

via della Penna, 22  
[www.hotellocarno.com](http://www.hotellocarno.com)  
[booking@hotellocarno.com](mailto:booking@hotellocarno.com)  
Tel. +39 06 3610841

## Hotel Italia

via di Venezia, 18  
[www.hotelitaliaroma.it](http://www.hotelitaliaroma.it)  
[info@hotelitaliaroma.it](mailto:info@hotelitaliaroma.it)  
Tel. +39 06 4828355

## Hotel Diana

via Principe Amedeo, 4  
[www.hotelitaliaroma.com](http://www.hotelitaliaroma.com)  
[info@hotelitaliaroma.com](mailto:info@hotelitaliaroma.com)  
Tel. +39 06 478681

## Hotel Art Margutta

via Margutta, 56  
[www.hotelart.it](http://www.hotelart.it)  
[info@hotelart.it](mailto:info@hotelart.it)  
Tel. +39 06 328711

## Residenza Torre Colonna

via delle tre Cannelle, 18  
[www.torrecolonna.com](http://www.torrecolonna.com)  
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Tel. +39 06 83600192

## Abitart Hotel

via Pellegrino Maffiucci, 10/20  
[www.abitarthotel.com](http://www.abitarthotel.com)  
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Tel. +39 06 4543191

## Piranesi Hotel

via del Babuino, 196  
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[info@hotelpiranesi.com](mailto:info@hotelpiranesi.com)  
Tel. +39 06 328041

## Domus Romana Hotel

via delle Quattro Fontane, 113  
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[info@domusromanahotel.com](mailto:info@domusromanahotel.com)  
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[www.arbitrationcertificate.com](http://www.arbitrationcertificate.com)



Associazione  
Italiana per l'Arbitrato



CAMERA  
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INTERNATIONAL  
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*In partnership with*

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