

# VIAC – Questionnaire for Arbitrators

**1. Name:** Barbara Badertscher

**2. Citizenship:** Swiss

**3. Contact information:**

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**4. Current position:** Counsel, Attorney at Law, Marghitola Dispute Resolution

**5. Education:**

2020 CEDR Accredited Mediator

2017 Arbitration Practitioner, Swiss Arbitration Academy, University of Lucerne and University of Neuchatel

2013 LL.M. in Comparative and International Dispute Resolution, Queen Mary, University of London

2010 Admittance to the Swiss bar

2008 Master in Law, University of St.Gallen, Switzerland

2006 Bachelor in Law and Economics, University of St.Gallen, Switzerland

**6. Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?

I acted as counsel, tribunal secretary and sole arbitrator in 44 arbitrations conducted under the ICC, Swiss, LCIA, ICDR and UNCITRAL Rules.

- How often have you acted as Chairman?

Not yet.

- How often have you acted as Sole Arbitrator?

I acted once as a sole arbitrator under the ICC Rules.

- How often have you acted as Co-Arbitrator?

Not yet.

- How often have you acted as Counsel?

I represented parties in 24 arbitrations.

- How often have you acted in a different function (e.g. Administrative Secretary)?

I acted as tribunal secretary in 19 arbitrations.

**7. Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others):**

Arbitrating banking and finance disputes – What are the benefits? Blog Litigation & Arbitration, April 2019

ASA below 40, Conference of 16 September 2016, speaking engagement: “The Decision of March 16, 2016: The consequences of non-compliance with a mandatory pre-tier to arbitration”

ASA below 40, Conference of 23 May 2014, speaking engagement: “Tribunal-ordered vs. court-ordered interim relief: pros and cons”

**8. Membership in arbitral institutions / functions in arbitral institutions/organizations:**

Member of:

- Swiss Arbitration Association (ASA)
- DIS below 40
- Young ICCA
- ICC Young Arbitration and ADR Forum
- Rising Arbitrators Initiative

**9. Languages**

Mother tongue: **German**

Working languages (i.e. languages in which you have both a spoken and written command so that you may conduct arbitral proceedings in this language): **German and English.**

**10. In which legal systems have you trained?**

- |   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Civil Law | <input type="checkbox"/> Common Law    |   |
| <input type="checkbox"/> Austrian Law         | <input type="checkbox"/> Hungarian Law | <input checked="" type="checkbox"/> Swiss Law |
| <input type="checkbox"/> Czech Law            | <input type="checkbox"/> Polish Law    | <input type="checkbox"/> Ukrainian Law        |
| <input type="checkbox"/> German Law           | <input type="checkbox"/> Slovakian Law | <input type="checkbox"/> European Law         |

Other \_\_\_\_\_

**11. What is your main jurisdiction of practice?**

Switzerland

**12. In which jurisdictions are you admitted to the bar?**

Switzerland

**13. Special expertise or specializations (please list a maximum of five):**

- |  |   |  |   |
|--|---|--|---|
| <input type="checkbox"/> Antitrust/Unfair competition    | <input checked="" type="checkbox"/> Damages                 | <input type="checkbox"/> Insolvency                | <input type="checkbox"/> Natural resources      |
| <input type="checkbox"/> Aviation                        | <input type="checkbox"/> Distribution                       | <input type="checkbox"/> Insurance                 | <input type="checkbox"/> Power plants           |
| <input checked="" type="checkbox"/> Banking & Finance    | <input type="checkbox"/> Domain name disputes               | <input type="checkbox"/> Intellect. property (IP)  | <input type="checkbox"/> Private Intern. Law    |
| <input type="checkbox"/> Capital markets                 | <input type="checkbox"/> Employment                         | <input type="checkbox"/> Investment arbitration    | <input type="checkbox"/> Public Intern. Law     |
| <input type="checkbox"/> CISG                            | <input type="checkbox"/> Energy                             | <input type="checkbox"/> ISDS/Foreign inves.       | <input type="checkbox"/> Real estate            |
| <input type="checkbox"/> Civil fraud disputes            | <input type="checkbox"/> Engineering                        | <input checked="" type="checkbox"/> Joint ventures | <input type="checkbox"/> Shipping               |
| <input type="checkbox"/> Commercial disp. / transactions | <input type="checkbox"/> Entertainment                      | <input type="checkbox"/> Licensing                 | <input type="checkbox"/> Sports                 |
| <input type="checkbox"/> Commodity market                | <input type="checkbox"/> Healthcare & Pharmac.              | <input type="checkbox"/> Life sciences             | <input type="checkbox"/> State/Public contracts |
| <input type="checkbox"/> Company/Corporate/M&A           | <input type="checkbox"/> Hotel/Gastro./Tour.                | <input type="checkbox"/> Maritime arbitration      | <input type="checkbox"/> Technology             |
| <input type="checkbox"/> Construction                    | <input checked="" type="checkbox"/> Inform. technology (IT) | <input type="checkbox"/> Media                     | <input type="checkbox"/> Telecommunication      |
| <input checked="" type="checkbox"/> Contract law         | <input type="checkbox"/> Infrastructure                     | <input type="checkbox"/> Mining                    | <input type="checkbox"/> Transport              |
| <input type="checkbox"/> Other _____                     |   |  |   |

**14. Date of birth:** 18.07.1983

VIAC offers arbitration practitioners the possibility to present themselves on its website. VIAC reserves the right to publish any presentations submitted and to remove it as the case may be. Parties are free to nominate an arbitrator of their choice and so is the VIAC Board when appointing an arbitrator. These presentations do not constitute recommendations but may assist the parties in choosing an arbitrator willing to conduct proceedings according to the Vienna Rules. The fact that an arbitration practitioner appears on this list, does not authorize this person to use the title "VIAC-arbitrator".

I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate.

I hereby consent that the data provided in this questionnaire may be processed for the appointment of arbitrators and published by VIAC. This includes in particular publication on the website of VIAC as well as use in any presentations, etc. This consent may be withdrawn at any time by contacting VIAC at our general contacts, in particular by email addressed to office@viac.eu. The consequence of any such withdrawal will be that my data will no longer be processed by VIAC. For further information, see our privacy statement at <http://www.viac.eu>.

22 June 2023

Date