

VIAC – Questionnaire for Arbitrators

1. Name: Dr. Johanna Büstgens

2. Citizenship: German

3. Contact information:

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4. Current position:

Rechtsanwältin / Senior Associate at HANEFELD

5. Education:

2017: Doctor of Laws (Dr. iur.), Bucerius Law School, Hamburg

2016: Second State Examination, Hamburg

2013 - 2016: Legal traineeship (*Referendariat*) at the Higher Regional Court of Hamburg including work experience with the European Commission (Directorate-General for Competition), the German Parliament and the ICC International Court of Arbitration

2012: Visiting Researcher at the University of California, Berkeley

2011 - 2013: Research and teaching assistant at the Chair for Civil Law, Private International and International Commercial Law, and Comparative Law at Bucerius Law School

2011: First State Examination, Hamburg

2006 - 2011: Law studies at Bucerius Law School and Oxford University (Brasenose College)

6. Practiced experience in arbitration

- How many arbitrations have you participated in (domestic/international); under which Rules? Conducted arbitrations in > 40 cases as counsel, arbitrator and Administrative Secretary under the Rules of the ICC, DIS, LCIA, ICSID, DIA, Chamber of Commerce Hamburg as well as in ad hoc proceedings
- How often have you acted as Chairman? 1
- How often have you acted as Sole Arbitrator? 1
- How often have you acted as Co-Arbitrator? 2
- How often have you acted as Counsel? 18
- How often have you acted in a different function (e.g. Administrative Secretary)? 23 (as Administrative Secretary)

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

Academic Appointments:

- Lecturer on international contract law at the FOM University of Applied Science Hamburg (2019 - 2021)

Publications:

- Enforcement of Foreign Judgements, International Comparative Law Guide, Chapter 14: Germany, 3rd ed. (2021), Global Legal Group, jointly with Nils Schmidt-Ahrendts
- Dispute resolution by Dispute Adjudication Boards – practical advice on the structuring and conduct of proceedings (in German), BauR (2020), pp. 1385 et seq., jointly with Jörn Hombeck and Dr. Nils Schmidt-Ahrendts
- Enforcing ICSID awards in Germany, Practice Note for LexisPSL (2020), jointly with Jörn Hombeck
- Transparency and Publicity in Mixed Arbitrations (dissertation), Berlin (2017) • Enforcement of Foreign Judgements, International Comparative Law Guide, Chapter 4 14: Germany, 2nd ed. (2017), Global Legal Group, jointly with Nils Schmidt-Ahrendts
- The Arbitral Tribunal's Deliberations - potential conflicts and ways to avoid them, SchiedsVZ (2015), pp. 169 et seq., jointly with Jan Heiner Nedden
- Mock exam on the law of unjust enrichment and damages, JURA (2014), pp. 1275 et seq., jointly with Sarah Nietner

Speeches:

- Big Data and Foreseeability in International Arbitration (moderator), DIS40 International Online Conference 2021, Webinar (2021)
- The Cliffs of Arbitration: Lessons from the World of Specialised Arbitrations? (moderator), Hamburg International Arbitration Days 2021, Webinar (2021)
- Arbitration in Hamburg from different perspectives (moderator), kick-off event of the Hamburg International Arbitration Centre (HIAC), Hamburg (2020)
- Hearing - the ultimate test for an arbitration associate, Delos Y Virtual Breakfast (2020)
- Virtual Hearings - Legal and Practical Challenges and Considerations, VIAC Breakfast Webinar (2020)
- Virtual Hearings - Requirements, Procedure and how to get the most out of it, ICC YAF, Webinar (2020)
- Legal Framework of Witness Preparation in International Arbitration, YAAP Roundtable, Vienna (2019) Consideration of Witness Testimony by Arbitral Tribunals, ICC YAF, Warsaw (2019)
- Use the Force (Majeur): Unforeseen Hardship and Tough Arbitrators (moderator), Annual MAA International Commercial Law & Arbitration Conference, Vienna (2019)
- Schiedsverfahren in gesellschaftsrechtlichen Streitigkeiten, Annual Conference of the German-Russian Law Institute, Kiel (2017)

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

- Co-chair of DIS40
- Appointed member of ICC Task Force "Disability Inclusion and International Arbitration"
- Project owner of Dispute Resolution Hamburg
- Co-chair of the Bucerus Law School Alumni group "Dispute Resolution"
- German Arbitration Institute (DIS40)
- Young ICCA
- ICC Young Arbitrators Forum (YAF)

- Groupe ASA des Jeunes Praticiens de l'Arbitrage (ASA Below 40)
- LCIA Young International Arbitration Group (YIAG)
- Arbitral Women and Young Arbitral Women Practitioners (YAWP)
- Hamburg Arbitration Circle e.V.

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): 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 type="checkbox"/> Swiss Law |
| <input type="checkbox"/> Czech Law | <input type="checkbox"/> Polish Law | <input type="checkbox"/> Ukrainian Law |
| <input checked="" type="checkbox"/> German Law | <input type="checkbox"/> Slovakian Law | <input checked="" type="checkbox"/> European Law |

Other _____

11. What is your main jurisdiction of practice?

Germany

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

Germany

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

- | | | | |
|---|--|--|---|
| <input type="checkbox"/> Antitrust/Unfair competition | <input 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 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 checked="" 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 checked="" type="checkbox"/> Company/Corporate/M&A | <input type="checkbox"/> Hotel/Gastro./Tour. | <input type="checkbox"/> Maritime arbitration | <input type="checkbox"/> Technology |
| <input checked="" type="checkbox"/> Construction | <input type="checkbox"/> Inform. technology (IT) | <input type="checkbox"/> Media | <input type="checkbox"/> Telecommunication |
| <input type="checkbox"/> Contract law | <input checked="" type="checkbox"/> Infrastructure | <input type="checkbox"/> Mining | <input type="checkbox"/> Transport |
| <input type="checkbox"/> Other _____ | | | |

14. Date of birth: 31 January 1986

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>.

19 April 2022

Date

and

Signature