VIAC - Questionnaire for Arbitrators

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2. Citizenship: Dual Citizen: United States; Great Britain

3. Contact information:

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4. Current position: Chair, Arnall Golden Gregory LLP

5. Education: Emory University School of Law, JD (1985); New College of Florida, BA (1982)

6. Practiced experience in arbitration

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

Over 60 cases (35 domestic/25 international) under the following Rules: American Arbitration Association (AAA), the International Centre for Dispute Resolution (ICDR), the International Commercial Arbitration Court at the Chamber of Commerce and Industry of the Russian Federation (MKAS), the International Chamber of Commerce (ICC), the Stockholm Chamber of Commerce (SCC), JAMS International, the American Health Lawyers Association (AHLA) Dispute Resolution Service

- How often have you acted as Chairman? 6 (all international)
- How often have you acted as Sole Arbitrator? **25+** (10 domestic / 15 international)
- How often have you acted as Co-Arbitrator? 11 (6 domestic / 5 international)
- How often have you acted as Counsel? 20+ (15 domestic / 5 international)
- How often have you acted in a different function (e.g. Administrative Secretary)? None

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

Select Publications

Commercial Arbitration Annual Review: The United States, FINANCIER WORLDWIDE (March 2019).

Third-Party Funding in the United States, 327-349, in GUIDEPOSTS TO THIRD-PARTY FUNDING IN INTERNATIONAL ARBITRATION (Nikolaus Pitkowitz ed.: Juris Publishing 2018).

The Hague Convention on Choice of Court Agreements: A Realistic Competitor to the New York Convention? NEW YORK DISPUTE RESOLUTION LAWYER, 47-51 (Spring 2017).

Memorandum of the American Bar Association Section of International Law Working Group on the Implementation of the Hague Convention on Choice of Court Agreements, 49 THE INTERNATIONAL LAWYER, 255-272 (2016).

Twelve Rules for Obtaining Evidence from Abroad, in International Litigation Strategies and Practice, 127-160 (Barton Legum, Theodore Edelman & Ethan Berghoff eds.: American Bar Association 2014).

International Commercial Arbitration, Southern Style, Tennessee Bar Journal, 20-24 (Sept. 2012).

International Commercial Arbitration Practice in the Russian Federation, in INTERNATIONAL COMMERCIAL ARBITRATION PRACTICE: 21ST CENTURY PERSPECTIVES, Chap. 12 (Horacio Grigera Naón & Paul Mason eds.: LexisNexis 2012)

Международная правовая помощь американских судов в российских судебных и арбитражных процессах, ВЕСТНИК ВЫСШЕГО АРБИТРАЖНОГО СУДА РОССИЙСКОЙ ФЕДЕРАЦИИ, С.34 (№9. 2009).

Will a Contract Save You in Guangdong? BUSINESS TO BUSINESS, 54 (Sept./Oct. 2008)

The Hague Evidence Convention: How is it Really Working? in PRIVATE LAW, PRIVATE INTERNATIONAL LAW, & JUDICIAL COOPERATION IN THE EU-US RELATIONSHIP, 275-332 (Ronald Brand, ed.: Thompson-West 2005)

The Experience of Foreign Litigants in Russia's Commercial Courts, in Assessing The Value Of Law In Transition Economies, 94-132 (Peter Murrell, ed.: Univ. of Michigan Press 2001)

Американская правовая помощь по экономическим спорам, разрешаемым судами и третейскими судами, ВЕСТНИК ВЫСШЕГО АРБИТРАЖНОГО СУДА РОССИЙСКОЙ ФЕДЕРАЦИИ, С.38 (№3. 1999)

Business Litigation and Arbitration in Russia, 31 The International Lawyer 1075 - 1104 (1997), reprinted in, Aviva Yakren, ed., Legal Guide to Doing Business in Russia & the Former Republics of the USSR (American Bar Association 2000)

• Presentations

Frequent speaker on dispute resolution topics, including events organized by the International Chamber of Commerce (ICC) International Court of Arbitration, Global Arbitration Review (GAR Live), International Bar Association (IBA), Chartered Institute of Arbitrators (including dinner keynote speech at the 2018 CIArb World Congress), JURIS (the Leading Arbitrators Symposium in Viennea), International Association of Young Lawyers (AIJA), Japan Federation of Bar Associations (Nichibenren), American Society of International Law (ASIL), Hague Conference on Private International Law, Eastern European Dispute Resolution Forum (EEDRF), Russian Union of Industrialists and Entrepreneurs (RSPP), Federal Bar Association (FBA), German Bar Association (DAV), New York International Arbitration Center (NYIAC), ABA Section of International Law, Union Internationale des Avocats (UIA), Practicing Law Institute (PLI), Bar Council of Ireland, Estudos das Sociedades de Advogados – Brazil (CESA), International Law Association (ILA), Ministry of Justice of the Russian Federation, Moscow State University for International Relations (MGIMO), the Brookings Institution, St. Petersburg International Legal Forum (SPBILF), Commonwealth of Independent States Local Counsel Forum,

Russian Arbitration Association (RAA), Atlanta International Arbitration Society (AtlAS), Karachi Bar Association, Law Council of Australia, Paris Bar (Ordre des Avocats de Paris), International Finance Corporation (IFC), and many other organizations.

Recognition

- o *Chambers* (described as "a hugely respected litigator with an impressive track record in complex cross-border business disputes")
- o *The International Who's Who of Commercial Arbitration*, published by the Global Arbitration Review (GAR)
- o *Best Lawyers in America* (leading lawyer for international arbitration, commercial litigation and healthcare)

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

Arbitral Organizations

- Fellow, Chartered Institute of Arbitrators (CIArb); Chair, Amicus Curiae Committee,
 North American Branch of CIArb
- o Founding President, Atlanta International Arbitration Society (AtlAS), 2010 2015
- Chair, ABA/RAA Annual Conference on the Resolution of CIS-Related Business Disputes (the "ABA Moscow conference"), 2008 – present
- Advisory Council Member, Atlanta Center for International Arbitration and Mediation (ACIAM), 2015 - 2019
- Member/Panelist: International Centre for Dispute Resolution (ICDR), the International Commercial Arbitration Court at the Chamber of Commerce and Industry of the Russian Federation (MKAS), Russian Arbitration Association (RAA); London Court of International Arbitration (LCIA); American Health Lawyers Association (AHLA) Dispute Resolution Service

Related Bar Activities

- o Chair, ABA Section of International Law, 2009 10
- Chair, ABA Central European and Eurasian Law Initiative (CEELI) Council, 2017 present (prior service as CEELI Council member, 2014 – 17)
- Executive Committee Member, American Society of International Law (ASIL), 2013 -2016
- o Board Member, ABA Rule of Law Initiative (ROLI), 2009 10, 2017 present
- o Delegate, ABA House of Delegates, 2012 2018
- Chair, ABA Working Group on the Implementation of the Hague Convention on Choice of Court Agreements, 2013 – 16 (the Working Group's report is published at 49 THE INTERNATIONAL LAWYER, 255-272 (2016))

- Chair, ABA Task Force on International Trade in Legal Services (n/k/a the Standing Committee on International Trade in Legal Services), 2010 - 2012
- o Council Member, ABA Section of International Law, 2006 present
- Member, International Bar Association (IBA) International Litigation and Dispute Resolution Committees, 2000 – present

Select Private International Law Advisory Activities

- ABA representative to the U.S. State Department's Advisory Committee on International Law, a select group of 20 law professors and practitioners who provide advice to the State Department on international law issues, 2010 – 2016
- U.S. State Department Working Groups on the Hague Convention on the Recognition and Enforcement of Foreign Judgments (2012 – 2016) and Hague Jurisdiction Project (2020 – present)
- Private Sector Advisor/member of U.S. State Department delegations to Special Commissions of the Hague Conference on Private International Law, 2003, 2004

9. Languages

Mother tongue: English

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): **Russian**

10. In which legal systems have you trained?

| ☐ Civil Law | x Common Law | |
|----------------|-------------------|----------------|
| ☐ Austrian Law | ☐ Hungarian Law | ☐ Swiss Law |
| ☐ Czech Law | Polish Law | Ukrainian Law |
| 🗖 German Law | ☐ Slovakian Law ☐ | ☐ European Law |

- **11.** What is your main jurisdiction of practice? United States
- **12. In which jurisdictions are you admitted to the bar?** State of Georgia, United States
- 13. Special expertise or specializations (please list a maximum of five):

Civil fraud disputes
Commercial disputes / transactions
Healthcare & Pharmaceutical
Contract law
Insurance

14. Date of birth: 06/07/1958

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".

 ${\bf X}$ I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate.

| X | I hereby consent that the data provided in this questionnaire may be processed for the |
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| app | pointment of arbitrators and published by VIAC. This includes in particular publication on the |
| we | bsite of VIAC as well as use in any presentations, etc. This consent may be withdrawn at any |
| tim | e by contacting VIAC at our general contacts, in particular by email addressed to |
| offi | ice@viac.eu. The consequence of any such withdrawal will be that my data will no longer be |
| pro | ocessed by VIAC. For further information, see our privacy statement at http://www.viac.eu . |
| | |
| | |

and

Date

Signature