

VIAC – Questionnaire for Arbitrators

1. **Name:** Maxim Kulkov

2. **Citizenship:** Russia

3. **Contact information:**

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4. **Current position:** Managing Partner in KK&P Trial Lawyers

5. **Education:**

University of Nottingham, School of Law, Master of Laws (LL.M.), 2003
Moscow State University Law School, 1997

6. **Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?
I have participated in 64 domestic and international arbitrations as an arbitrator, counsel and in other capacity (e.g. expert on Russian law) under various arbitral rules, such as the LCIA Arbitration Rules, ICC Rules of Arbitration, the SCC Arbitration Rules, the ICAC Arbitration Rules, the Arbitration Rules of the Arbitration Centre at the RSPF, the Arbitration Rules of the Russian Arbitration Centre.
- How often have you acted as Chairman?
10
- How often have you acted as Sole Arbitrator?
8
- How often have you acted as Co-Arbitrator?
18
- How often have you acted as Counsel?
16
- How often have you acted in a different function (e.g. Administrative Secretary)?
12

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

I regularly speak at arbitration events, including C5, ICC and ABA conferences, St Petersburg International Legal Forum, London International Disputes Week, SibLegalWeek, SCC East-West online Forum, Russian Arbitration Association annual conferences, and Russian Law Week. I also contribute to arbitration guides and journals, such as Thomson Reuters' Practical Law and Russian Treteisky Sud (*Arbitration Court*).

I lecture at Moscow State University, the Higher School of Economics, Kutafin Moscow State Law University, the Russian Institute of Modern Arbitration, the Russian Union of Industrialists and Entrepreneurs Business School, M-Logos and Statute law schools.

I am a regular contributor to Practical Law on arbitration-related topics.

Some of my notable contributions include:

- Maxim Kulkov, Dmitry Vlasov, Noah Rubins, “Enforcement of Investment Treaty Arbitration Awards: Russia” in Julien Fouret (ed), *Enforcement of Investment Treaty Arbitration Awards* (2nd edn 2021) 558, pp 558–567;
- Maxim Kulkov, Anastasiya Shkvarova, “Specific aspects of challenging Interlocutory Rulings in Commercial Arbitration Award Enforcement Proceedings” (2020) 1/2 *Treteysky sud* (Arbitral Tribunal) 176, pp 176–183;
- Maxim Kulkov, “Mediation in Russia” in Aleksander E. Molotnikov, Dmitriy I. Dedov (eds), *Dispute Resolution in Russia: the essentials* (2019) 558, pp 371–383;
- Maxim Kulkov, “Interim Relief” in Oleg Skvortsov, Mikhail Savransky, Gleb Sevast’yanov (eds), *International Commercial Arbitration*, (2018) 526, pp 526–540;
- Maxim Kulkov., Sergey Lysov, “Annotated Practical Commentary to Articles 29, 30 of Russian Law on International Commercial Arbitration No. 5338-1 dated 07 July 1993” in Vladimir Khvalei, Anna Grishchenkova (eds), *Annotated Article-by-Article Practical Commentary to Arbitration Court Legislation* (2017) 199, pp 199–207;
- Maxim Kulkov, “Insights into Developments in Russia” in Alan Redfern, Martin Hunter (eds), *Redfern and Hunter on International Arbitration* (2015);
- Maxim Kulkov, “UNCITRAL Arbitration Rules” in Richard Chlup (ed), *Commentaries to the Rules of the Leading Arbitration Institutes* (2012);
- Maxim Kulkov, “The International Commercial Arbitration Court (ICAC)” in Pascale Gola, Karin Graf (eds), *Institutional Arbitration Tasks and Powers of Different Arbitration Institutions* (2009);
- Maxim Kulkov, “Can Interim Measures be Obtained in Russia in Support of Commercial Arbitration Conducted Outside of Russia” in Association for International Arbitration (ed), *Interim Measures in International Commercial Arbitration* (2007) 95.

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

I am a listed arbitrator at:

- Singapore International Arbitration Centre (SIAC)
- Japan Commercial Arbitration Association (JCAA)
- Russian Arbitration Association (RAA).
- Arbitration Centre of the Russian Union of Industrialists and Entrepreneurs of Russia (RSPP)
- International Arbitration Chamber of Arbitrators of the Union of Lawyers (Belarus)

9. Languages

Mother tongue: Russian

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 type="checkbox"/> German Law | <input type="checkbox"/> Slovakian Law | <input type="checkbox"/> European Law |

Other: Russian Law

11. What is your main jurisdiction of practice?

Russia

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

Russia

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

14. Date of birth: 09.03.1974

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>.

19th April 2022
Date