

VIAC – Questionnaire for Arbitrators

1. Name: Andreea Iuliana Nica

2. Citizenship: Romanian

3. Contact information:

Address: Brandschenkestrasse 90, 8002 Zürich, Switzerland

Telephone: +4(0)772558435

Fax: +41 58 261 50 01

E-Mail: andreea.nica@baerkarrer.ch

Website: <https://www.baerkarrer.ch/en/lawyers/andreea-nica>

LinkedIn: www.linkedin.com/in/andreea-nica

4. Current position:

Associate, Bär & Karrer AG

5. Education:

2020 University of Geneva, Geneva Bar School (ECAV), Swiss Qualified Lawyer (Geneva, Switzerland, currently registered with the Zurich Bar Association)

2017-2018 LL.M. in International Dispute Resolution (MIDS), The Graduate Institute of International and Development Studies (IHEID) & University of Geneva (full scholarship, summa cum laude) (Geneva, Switzerland)

2018 The International Academy for Arbitration Law (Freshfields Bruckhaus Deringer full scholarship) (Paris, France)

2013-2015 The National Institute for the Preparation and Training of Lawyers (INPPA) (The National Association of Romanian Bars) (admitted *summa cum laude*), Romanian Qualified Lawyer (Bucharest Bar, Romania)

2014 International Summer Law School on Mergers & Acquisitions, Bilgi University (Istanbul, Turkey)

2013-2014 Master's Degree in Private Law, Faculty of Law, University of Bucharest (Romania)

2012 International Summer Law School on Energy Law & Sustainability, University of Copenhagen (Copenhagen, Denmark)

2009-2013 Bachelor's Degree (LL.B.), Faculty of Law, University of Bucharest (excellence scholarship)

6. Practiced experience in arbitration

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

Over 16 (international) (under the SAC (former SCAI), ICC, VIAC, UNCITRAL, LCIA and ICSID Rules)

- How often have you acted as Chairman? n/a
- How often have you acted as Sole Arbitrator? n/a
- How often have you acted as Co-Arbitrator? n/a

- How often have you acted as Counsel? **Over 10**
- How often have you acted in a different function (e.g. Administrative Secretary)? **6 as administrative secretary**

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

➤ **Publications**

- *Selected Case Law on the Investor's Environmental Diligence in Investment Arbitration (TDM Special Issue on International Investment Arbitration - Environmental Protection and Climate Change Issues, ISSN 1875-4120, November 2022)*
- *Young Romanian Arbitration Practitioners (YRAP) – Events and Mission, Romanian Arbitration Journal, Year 15, Volume 55, Issue No. 4/2021 (with Iuliana Iancu (Hanotiau & van den Berg) / Violeta Saranciuc (Zamfirescu Racoti & Partners), December 2021)*
- *Case Note on the Decision of the Swiss Federal Tribunal in Clorox v. Venezuela, 38 ASA Bulletin 4/2020 (December, 2020)*
- *UNCITRAL Working Group III: One Step Closer to a Multilateral Investment Court?, Kluwer Arbitration Blog (March, 2020)*
- *Overview of the Swiss arbitral case law (Panorama de jurisprudencia suiza), Spanish Arbitration Review (Revista del Club Español del Arbitraje) (November, 2019)*
- *Compatibility, Novelty, Practical Corollary? A Collective Analysis of the Prague Rules, Kluwer Arbitration Blog (Vladimir Khvalei (Baker & McKenzie), Maria Teder (Ellex Raidla), Laurence Ponty (Archipel), Juan Pablo Valdivia Pizarro (NautaDutilh), May 2019)*
- *David Aven v. Costa Rica – An Aftershock of Urbaser v. Argentina?, Kluwer Arbitration Blog (December, 2018)*

➤ **Speaking Engagements**

- *International Conference "Recent Developments in International Commercial Dispute Settlement. Arbitration in the Republic of Moldova at 30 years" (16 November 2023, Chisinau / online)*
- *Private Law Arbitration in a European Context (ed. 7), Centre for European Law Studies of the Institute of Legal Research of the Romanian Academy in partnership with the International Commercial Arbitration Court of the Romanian Chamber of Commerce and Industry and the Society of Legal Sciences: Arbitrability of Corporate Disputes under Swiss law (18 January 2023, Bucharest / online)*
- *ICC (International Chamber of Commerce) YAAF (Young Romanian Arbitration Forum) Bucharest: Arbitration and Litigation – complementary or mutually exclusive? Perspectives on Swiss law (18 May 2023, Bucharest)*
- *The Arbitration Talk Show, Season 8 (20 January 2022, online)*
- *Visiting Lecturer, LL.M. in International Arbitration, University of Bucharest (Bucharest, March, 2021)*
- *Visiting Lecturer on Drafting Arbitration Agreements in International Commercial Contracts at ELSA International Dispute Resolution Summer Law School (Poiana Braşov, 2016)*

➤ **Member of the Organizing Committee / Participant**

- *Hit the Ground Running! How to Start Your Arbitration: The Case Management Conference, Young Romanian Arbitration Practitioners (June 2021, online)*
- *Time and costs saving techniques in international arbitration, Young ICCA Workshop (November 2019, Bucharest)*
- *ASA (Association Suisse de l'Arbitrage) Conference on Expert Evidence (Zurich, 2018)*
- *ASA (Association Suisse de l'Arbitrage) Below 40 Conference on Prayers for Relief in International Arbitration (Zurich, 2017)*
- *37th Annual Meeting of the ICC Institute of World Business Law on Expedited Procedures in International Arbitration (Paris, 2017)*

➤ **Moot Court Competitions**

- *Arbitrator at the Willem C. Vis International Commercial Arbitration Moot (24th and 25th edition) (Vienna, 2017 and 2018) and preliminary rounds organized by Bär&Karrer (Zurich, February 2022)*
- *Arbitrator at LALIVE Foreign Direct Investment International Arbitration Pre-Moot (Geneva, 2019 and 2020)*

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

- *Co-founder and Co-Chair Young Romanian Arbitration Practitioners (YRAP) (April 2021 – September 2023)*
- *Co-founder Club Español del Arbitraje (CEA) Romanian Chapter (April 2018 – September 2022)*
- *Member of Young International Chamber of Commerce Arbitrators' Forum (ICC YAF), Association Suisse de l'Arbitrage (ASA) below 40, Young International Centre for Settlement of Investment Disputes (ICSID), Young International Center for Commercial Arbitration (ICCA) (former mentee October 2018 – October 2019) and Young Institute for Transnational Arbitration (ITA) (former mentee February 2018 – February 2019)*

9. Languages

Mother tongue: Romanian

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): Romanian, English and French

Other languages: Spanish and Italian

10. In which legal systems have you trained?

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> <u>Civil Law</u> | <input type="checkbox"/> Common Law | |
| <input type="checkbox"/> Austrian Law | <input type="checkbox"/> Hungarian Law | <input checked="" type="checkbox"/> <u>Swiss Law</u> |
| <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 checked="" type="checkbox"/> <u>European Law</u> |

Other: Romanian Law

11. What is your main jurisdiction of practice?

International litigation and international commercial arbitration under different applicable laws (e.g., Romanian law, Swiss law, French law, German law, Polish law) and investment treaty arbitration

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

Romania and Switzerland

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 checked="" type="checkbox"/> <u>Distribution</u> | <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"/> <u>Energy</u> | <input type="checkbox"/> ISDS/Foreign inves. | <input type="checkbox"/> Real estate |
| <input type="checkbox"/> Civil fraud disputes | <input type="checkbox"/> Engineering | <input type="checkbox"/> Joint ventures | <input type="checkbox"/> Shipping |
| <input checked="" type="checkbox"/> <u>Commercial disp. / transactions</u> | <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 checked="" type="checkbox"/> <u>Construction</u> | <input type="checkbox"/> Inform. technology (IT) | <input type="checkbox"/> Media | <input type="checkbox"/> Telecommunication |
| <input checked="" type="checkbox"/> <u>Contract law</u> | <input type="checkbox"/> Infrastructure | <input type="checkbox"/> Mining | <input type="checkbox"/> Transport |
| <input type="checkbox"/> Other Disputes with parties from Central & Eastern Europe | | | |

14. Date of birth: 30 September 1990

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>.

26 January 2024

Date and