

VIAC – Questionnaire for Arbitrators

1. **Name:** Nadia Ohlhoff-Smahi

2. **Citizenship:** Switzerland

3. **Contact information:**

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4. **Current position:**

Senior Associate

5. **Education:**

Swiss Attorney-at-law Qualification, Geneva Bar (2017)

Master of Laws (Economic Law), University of Geneva (2016)

LL.M. (International Commercial Arbitration Law), Stockholm University (2013)

Bachelor of Laws, University of Geneva (2011)

6. **Practiced experience in arbitration**

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

I have been involved in more than 35 arbitrations conducted under the ICC Rules, Swiss Rules, LCIA Rules, CAS or UNCITRAL Rules

- How often have you acted as Chairman?

/

- How often have you acted as Sole Arbitrator?

Once (ICC Rules Arbitration)

- How often have you acted as Co-Arbitrator?

/

- How often have you acted as Counsel?

At least 20 times (lead counsel or co-counsel)

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

At least 15 times

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

Selected Publications:

New Claims and Amended Claims in International Arbitration – Finding Landmarks in Navigating the Tribunal's Discretion

with Romana Brueggemann (co-author)

in: SchiedsVZ Zeitschrift für Schiedsverfahren/German Arbitration Journal 2/2022

Applying "Foreign" Mandatory Laws in International Arbitration Despite the Parties' Choice of Law: A Necessary Evil?

in: ASA Bulletin 3/2021

Due Process Under the Swiss Rules of International Arbitration

in: ASA Bulletin 4/2020

Propriété intellectuelle et horlogerie – Résumé du Rapport sur l'Aropiade 2017 du 14 septembre 2017

in: sic! – Revue du droit de la propriété intellectuelle, de l'information et de la concurrence, sic! 2019

The Arbitrator's Liability and Immunity Under Swiss Law – Part II

in: ASA Bulletin 1/2017

The Arbitrator's Liability and Immunity Under Swiss Law – Part I

in: ASA Bulletin 4/2016

La responsabilité civile et l'immunité de l'arbitre en droit suisse

in: Magister, Bern (Editions Weblaw) 2016 (ISBN 978-3-906836-41-6), 2016

Panorama de jurisprudence suisse – Swiss Arbitration Case Law Review

with Pierre-Yves Gunter (co-author)

in: Les Cahiers de l'Arbitrage – The Paris Journal of International Arbitration; 4/2022; 4/2021; 2/2020; 3/2019; 3/2018; 4/2017; 3/2016; 3/2015; 4/2014; 3/2013

Selected Speaking Engagements:

Determining the Governing Law in Light of Enka v. Chubb – The Swiss Perspective

ICC UK Annual Arbitration & ADR Conference

Online, 10 November 2022

Applying "Foreign" Mandatory Laws in International Arbitration

Monash University

Online, 3 November 2022

Climate Change Disputes – Is the Future Already Here?

12th AIJA Annual Arbitration Conference

Berlin, 7 October 2022

Litigating and Arbitrating the Future

AIJA Half-Year Spring Conference

Gothenburg, 20 May 2022

Lois de police "étrangères" et arbitrage international

Swiss Arbitration Association (ASA) Event

Lausanne, 4 May 2022

Towards Greater Efficiency in International Arbitration – Has Arbitration Become Too Expensive?,

11th AIJA Annual Arbitration Conference

Zurich, 28 June 2019

Common Law Arbitral Immunity vs Civil Law "Arbitral Liability" – What Works Best?

ICC YAF-YAAP Conference (Winner of the "ICC YAF Call for Ideas")

Vienna, 8 April 2017

Other activities in arbitration:

Vice-President, AIJA International Arbitration Commission (since 2023)

Regional Representative for Europe, LCIA YIAG (2020-2023)

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

Member of ASA, ASA Below 40, ICC YAF, Young ICCA, YAS, LCIA YIAG and ArbitralWomen.

9. Languages

Mother tongue: **French**

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 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 |
| <input checked="" type="checkbox"/> International Law | | |

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 type="checkbox"/> Damages | <input type="checkbox"/> Insolvency | <input type="checkbox"/> Natural resources |
| <input type="checkbox"/> Aviation | <input checked="" type="checkbox"/> Distribution | <input type="checkbox"/> Insurance | <input type="checkbox"/> Power plants |
| <input type="checkbox"/> Banking & Finance | <input type="checkbox"/> Domain name disputes | <input checked="" 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 type="checkbox"/> Joint ventures | <input checked="" 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 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: 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>.

21 September 2023

Date