



**CENTER FOR  
INTERNATIONAL LEGAL STUDIES**

**6<sup>th</sup> Biennial Symposium  
on  
International Arbitration and  
Dispute Resolution**

10 – 13 June 2010  
Schloss Leopoldskron, Salzburg, Austria

Professor Dennis Campbell, Director  
Center for International Legal Studies, Salzburg, Austria

Laurent Hirsch, Partner, Hirsch Kobel  
Geneva, Switzerland

Lawrence S. Schaner, Partner, Jenner & Block LLP  
Chicago, Illinois, United States

# WELCOME

## Thursday Cocktails and Palace Tour

Cocktails will be served in the Great Hall (ground floor) of Leopoldskron Palace on Thursday starting at 6:30 PM.

An exclusive tour of the Palace will commence at 7:30 PM in the Great Hall.

## Friday Afternoon and Free Evening

Weather dependant you will enjoy a two-hour walking tour of Salzburg.

Friday is a free evening. Restaurants nearby the Palace are Strasserwirt, Riedenburg, Da Giacomo, DuMichAuch and various Chinese Restaurants. Restaurants in town that come to mind are Goldene Ente or Peterskeller.

If you want to watch the Soccer World Cup (and you do not want to watch it in your room) you can do so in the Meierhof Café:

South Africa – Mexico at 4:00 PM

Uruguay – France at 8:30 PM

## Lunches & Dinners

Lunches and dinners will be served in the Marble Hall (first floor) of Leopoldskron Palace.

Buffet lunches are scheduled Thursday, Friday, and Saturday; opening and closing dinners Thursday and Saturday for delegates and guests according to schedule.

House wine, beer and soft drinks at lunches and dinners - as listed on the menus - are included in the symposium's fee. Special requests have to be paid by the individual.

## Breakfasts

For delegates and guests staying in the Palace and the Meierhof, breakfast is served in the Marble Hall starting as early as 7:30 AM.

For delegates and guests staying in the Altstadt Radisson Hotel, breakfast is served according to the hotel's breakfast hours information.

## After-Dinner Drinks / Bar Service

Thursday and Friday evenings bar service will be hosted at the Meierhof Café, Saturday evening a serviced bar will be set up in the Great Hall. Consumption at the bar is on the individual's tab.

## Professional Program

Business sessions convene Thursday, 10 June, at 1.00 PM in the Parker Hall in the Meierhof.

## PowerPoint Presentations

Please see a member of the CILS staff for set-up and coordination of your PowerPoint presentation **at least one session before you are scheduled to speak.** Otherwise, we cannot guarantee flawless use of PowerPoint facilities, as we then do not have enough time to eliminate technical or other problems should they arise.

Time consumed for late technical setup will be at the expense of the speaker's presentation time.

## Check Out and Rooms

Check out time at the Leopoldskron Palace and the Altstadt Radisson Hotel is at 11 AM. If you wish to check out later, please let the front desk know as soon as possible.

Accommodation, meals and meeting arrangements will be charged to the CILS hotel account.

You will be asked to pay your incidentals (bar, mini bar, telephone, copies...)

## Salzburg Sightseeing

Please find an overview of Salzburg sightseeing possibilities in your packet.

## Optional Adventure Program Sunday

Given that glacier skiing on the Kitzsteinhorn is not possible, other possibilities are:

- Canyoning
- Rafting
- High Wire Adventure Park
- Raft Building and Tour

Please contact Montée Tel +43 (0)6228 / 30 008 | Fax: +43 (0)6228 / 30 008 20 Email: [club@montee.com](mailto:club@montee.com)

We hope you enjoy your stay in Salzburg.



Manuela Ines Wedam

CILS Event Coordinator

# CPD & CLE CREDITS

The Center for International Legal Studies is an Accredited Provider by

- The Solicitor's Regulation Authority (SRA)
- The Faculty of Advocates of the Scottish Bar
- The Netherlands Bar

for *Continued Professional Development (CPD)* and by the States of

- Texas
- California (approved jurisdictions rule)
- New York (approved jurisdictions rule)

for *Continued Legal Education (CLE)*.

**CPD:** The symposium has a total value of 17.4 CPD credits. (Credits based on 60-minute hours).

SRA: The SRA is the independent regulatory body of the Law Society of England and Wales.

The reference code for the Center for International Legal Studies and its programs is CHQ/CEIN.

Solicitors will have to attend and register for all sessions in order to qualify for CPD credits.

Faculty of Advocates: Scottish barristers are required to complete the attendance sheet of the Faculty of Advocates, which can be obtained from the CILS staff.

**CLE:** CILS will certify up to 20.9 hours of accredited attendance (based on 50-minute hours) or 17.4 hours of accredited attendance (based on 60-minute hours).

Due to CILS' recognized sponsorship with the above jurisdictions, the bars of several other US states and Hong Kong have granted CLE/CPD credits on the basis of individual attorney application.

The number of hours actually awarded will vary from state to state. The amount of hours awarded is dependent on a participant's attendance.

All CLE/CPD registrants will receive a letter of certified attendance approximately one week after the retreat.

**CLE/CPD registration sheets will be available for each session. You will have to sign each time in order to get all Credits!**

The Center for International Legal Studies will only certify those hours for which you sign.

Should you forget to do so, please see a member of the CILS staff.



## International Arbitration and Dispute Resolution

Laurent Hirsch, Hirsch Kobel, Geneva, Switzerland

Lawrence S. Schaner, Jenner & Block LLP, Chicago, Illinois, United States

Thursday, 10 June 2010

All sessions are held in the "Parker Hall"

### Luncheon

Marble Hall, Palace 11:45 AM 01:00 PM

### 1 - Developments Relating to Arbitration Rules

01:15 PM 02:55 PM

**Panel Chair** Christof Siefarth, Germany

**Remy Gerbay, England**

*Recent Developments from the LCIA*

**John B. Pinney, United States**

*Should Companies Opt for Expedited International Arbitration - What are the Benefits/Risks?*

**Marianne Roth, Austria**

*Proposed Changes in UNCITRAL Rules*

### Panel Change

02:55 PM 03:00 PM

### 2a - Enforcement of Arbitration Agreements and Questions of Arbitrability

03:00 PM 04:10 PM

**Panel Chair** Laurent Hirsch, Switzerland

**Luc Demeyere, Belgium**

*Update on Heidelberg Report and EU Regulation 44/2001 in Respect of Arbitration*

**Michael B. Devine, United States**

*The Arbitrability of US Antitrust and EU Competition Law Matters*

**Christopher Koch, Switzerland**

*Arbitrability of Trust Disputes*

### Panel Change

04:10 PM 04:15 PM

### 2b - Enforcement of Arbitration Agreements and Questions of Arbitrability

04:15 PM 05:15 PM

**Panel Chair** Lawrence S. Schaner, United States

**Vinodh Coomaraswamy, Singapore**

*Remedies for Breach of an Arbitration Agreement (including Anti-Suit Injunctions): The Common Law Perspective*

**Joseph N. Mbadugha, Nigeria**

*Arbitration Agreements and Jurisdiction of State Courts*

**C. Ryan Reetz, United States**

*The Limits of the Competence-Competence Doctrine in US Courts*

**Koji Takahashi, Japan**

*Damages for Breach of an Arbitration Agreement*

### Cocktail Reception

Great Hall, Palace 06:30 PM 07:30 PM

### Palace Tour

07:30 PM 08:00 PM

### Opening Dinner

Marble Hall, Palace 08:00 PM 10:00 PM

Friday, 11 June 2010

All sessions are held in the "Parker Hall"

**Breakfast**

Marbel Hall, Palace

07:30 AM 08:30 AM

**3a - Controversial Issues Concerning the Enforcement of Arbitration Awards** 08:40-10:15 AM

**Panel Chair** Stanislav Myslík, Czech Republic

**David P. Roney, Switzerland**

*ICC Guide to National Rules of Procedure for Recognition and Enforcement of New York Convention Awards*

**Riccardo G. Cajola, Italy**

*Enforcement of Arbitration Awards in Italy*

**J. Edgar Sexton, Canada**

*Controversial Issues Regarding Enforcement of Arbitration Awards in Canada*

**Michael Kotrly, Canada**

*Controversial Issues Regarding Enforcement of Arbitration Awards in Canada*

**Panel Change**

10:15 AM 10:20 AM

**3b - Controversial Issues Concerning the Enforcement of Arbitration Awards** 10:20-11:20 AM

**Panel Chair** Christof Siefarth, Germany

**Bennar Balkaya, Turkey**

*Enforcement of Annulled Awards in Various Jurisdictions*

**Renate Dendorfer, Germany**

*Arbitrability of Company Law Disputes in Light of the Latest German Supreme Court Decision*

**James Freeman, England**

*Enforcement Issues Arising from *Dallah v Government of Pakistan**

**Thomas Kendra, France**

*A French Update on the Enforcement of Annulled Awards*

**Panel Change**

11:20 AM 11:30 AM

**3c - Controversial Issues Concerning the Enforcement of Arbitration Awards** 11:30-12:30

**Panel Chair** Christof Siefarth, Germany

**Austin I. Pullé, Singapore**

*Comparative Developments of Enforcement in Asia*

**Clarisse von Wunschheim, China**

*Recent Developments Regarding Enforcement of Arbitration Awards in China*

**Christina Cathey Schuetz, England**

*Patterns of Non-Enforcement and How to Avoid Them*

**Networking Lunch**

Marble Hall, Palace

12:30 PM 01:15 PM

**4 - Interim Measures**

01:15 PM 02:15 PM

**Panel Chair** George M. Von Mehren, United States

**Philipp Bärtsch, Switzerland**

*Standards for Considering Applications for Provisional Measures*

**Rostislav Pekar, Czech Republic**

*Proceedings Against States (eg, Mongolia, Ecuador and others)*

**Charlotte Villeneuve, Belgium**

*Prearbitral Procedures*

**Panel Change**

02:15 PM 02:30 PM

**5 - North American News: Legislation, Court Rulings, Trends** 02:30 PM 04:00 PM

**Panel Chair** John B. Tieder, Jr., United States

**Howard Rosenfield, United States**

*Securities Arbitration in the Post Credit-Crisis Environment*

**S. I. Strong, United States**

*International Enforceability of Class Awards*

**William G. Whitehill, United States**

*Class Actions and Arbitration*

**Salzburg City Tour On Foot**

04:30 PM 06:30 PM

**Free Evening**

07:00 PM 12:00 AM

**Saturday, 12 June 2010**

**All sessions are held in the "Parker Hall"**

**Breakfast**

Marbel Hall, Palace 07:30 AM 08:30 AM

**6a - Practical Experience**

08:30 AM 10:00 AM

**Panel Chair** Mauro Rubino-Sammartano, Italy

**Louis B. Buchman, France**

*Time Control in International Arbitrations*

**Gerry Lagerberg, England**

*Corporate Attitudes in International Arbitration*

**Hansjörg Stutzer, Switzerland**

*Selection of Arbitrators*

**Panel Change**

10:00 AM 10:10 AM

**6b - Practical Experience**

10:10 AM 10:50 AM

**Panel Chair** Mauro Rubino-Sammartano, Italy

**Bernard Ballansat, Switzerland**

*Disclosure from the Parties to the Arbitration*

**Bernd Ehle, Switzerland**

*Use of Experts in International Arbitration*

**Panel Change**

10:50 AM 10:55 AM

**6c - Practical Experience**

10:55 AM 12:00 PM

**Panel Chair** Mauro Rubino-Sammartano, Italy

**Caroline Berube, China**

*Asian Place of Arbitration: China or Singapore?*

**Alexander N. Lamme, United States**

*The Use and Abuse of Multi-Level Dispute Resolution Procedures in International Construction Arbitration - A Faster Road to Resolution or Delaying Tactic?*

**John B. Tieder, Jr., United States**

*The Use and Abuse of Multi-Level Dispute Resolution Procedures in International Construction Arbitration - A Faster Road to Resolution or Delaying Tactic?*

**Rodrigo Garcia da Fonseca, Brazil**

*A Practitioners' Checklist to Arbitrating in Brazil*

**Networking Lunch**

Marble Hall, Palace 12:00 PM 01:15 PM

**7 - Arbitration and Bankruptcy**

01:15 PM 02:20 PM

**Panel Chair** Joachim Kuckenbug, France

**Philipp K. Wagner, Germany**

*Various Effects of Insolvency Proceedings on Arbitration*

**Georg Naegeli, Switzerland**

*Impact of Bankruptcy on a Pending Arbitration (Vivendi Elektrim Case in Switzerland and the UK)*

**Panel Change**

02:20 PM 02:25 PM

**8 - Independence of Arbitrators**

02:25 PM 04:10 PM

**Panel Chair** A. Nicholas Simon, Austria

**Stephen D. Mau, China**

*Independence of Arbitrators in an International Setting*

**Sheryl L. Mintz Goski, United States**

*Arbitrator Disclosures and Requirements in the United States*

**Patrick Schindler, Canada**

*Arbitrator's Ethics*

**Richard E. Walck, United States**

*Ethics for Experts*

**Michael H. White, United States**

*Independence of Arbitrators, in Particular in Connection with the Mandatory Consumer Credit Card Arbitration Process*

**Panel Change**

04:10 PM 04:15 PM

**9 - Alternative Dispute Resolution**

04:15 PM 05:30 PM

**Panel Chair** Nikolaus Pitkowitz, Austria

**Federico Antich, Italy**

*Use of Mandatory Mediation Clauses*

**Paul Anthony Smith, Australia**

*Commercial Mediation Cases in Australia*

**Ivan K. Stevenson, United States**

*Arbitration - Mediation Two Ships Passing in the Night or Collision Course*

**Piano Concert**

Great Hall, Palace 06:00 PM 07:00 PM

**Concluding Dinner**

Marbel Hall, Palace 07:00 PM 09:30 PM

**Digestifs & Cigars**

Great Hall, Palace 09:30 PM 10:30 PM

# Center for International Legal Studies

## International Arbitration and Dispute Resolution

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