

Eighth Annual ICC New York Conference:

ICC Mediation: Essentials for Efficient Dispute Resolution

September 9, 2013

Venue

Chadbourne & Parke LLP
30 Rockefeller Plaza
New York, NY 10112

Objective

For parties involved in global commerce, dispute resolution is of the utmost importance. Mediation has become a viable and efficient option to resolve cross-border disputes. When used successfully, mediation allows parties to bypass court systems and arbitral tribunals, which results in less disruption to relationships, as well as less time and money spent resolving issues. This program will discuss the recent proliferation of international mediation and cover such important topics as bringing parties to the table, distinguishing between the different regional approaches to mediation, mediation in the context of investor-state disputes and combining mediation and arbitration.

Who should attend

Arbitrators, legal practitioners, in-house counsel and academics who wish to know more about developments in international dispute resolution.



International Chamber of Commerce

The world business organization

Program

Monday September 9, 2013

8:00 a.m.

Registration and Continental Breakfast

9:00 - 9:10 a.m.

Welcome and Introduction

9:10 - 10:40 a.m.

Successfully Bringing Parties to the Mediation Table

In order to engage in a successful mediation, it is essential to secure the cooperation and active participation of all parties concerned. However, at times, parties in cross-border disputes are reluctant to mediate. In these instances, how do you bring them to the table? This panel will address this issue including how and when to propose mediation to the other party. The panelists will also provide an overview of the mediation process, as well as analyze mediation's unique benefits and why it is poised to become one of the fastest-growing methods for resolving disputes.

Discussion

10:40 - 11:00 a.m.

Coffee Break

11:00 a.m. - 12:30 p.m.

International Perspectives on Status and Use of Mediation

The objectives of entities who conduct commerce across borders are largely the same in any region of the world. Some parts of the world regard the use of mediation as key in the resolution of disputes, while others do not. Are the divergent views due to a lack of information, varying industry demands, differences in legal and cultural landscapes....or something else? These panel members will discuss the varying views of mediation as an alternative dispute resolution mechanism and provide a snapshot of its use in their respective regions.

Discussion

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12:30 - 2:00 p.m.

Lunch

2:00 - 3:30 p.m.

Investor-State Mediation: A New Trend for the Resolution of Investment Disputes

In today's global economy, a growing segment of commercial disputes involve a state party. This panel of practitioners, academics, former government advisors and institutional representatives will address whether mediation is a relevant alternative for settlement of treaty- or contractually- based disputes involving states or state entities. The panelists will focus on the challenges of using mediation, the relevance of the International Bar Association Rules for Investor-State Mediation and the role of institutions, such as the ICC, in administering the process.

Discussion

3:30 - 3:50 p.m.

Coffee Break

3:50 - 5:20 p.m.

Efficiently Combining Mediation and Arbitration

While providing for mediation and arbitration may seem like an ideal form of alternative dispute resolution for some, others are still skeptical. Those who voice concern might ask: Should a med-arb clause be limited to only certain types of disputes? Should the mediator and arbitrator be one and the same in a med-arb dispute? This panel will offer real world insight into how med-arb is effectively utilized in business disputes and how its successful application can potentially benefit all of the participants involved.

Discussion

5:20 - 5:30 p.m.

Closing Remarks

5:30 p.m.

Cocktail Reception

Speakers

- **Tai-Heng Cheng**, Quinn Emanuel Urquhart & Sullivan LLP, *New York*
- **Giuseppe Conte**, University of Florence Department of Law, *Florence*
- **Hugh Hackney**, Greenberg Traurig LLP, *Dallas*
- **Grant Hanessian**, Baker & McKenzie LLP, *New York*
- **David McLean**, Latham & Watkins LLP, *New York*
- **Jacqueline Nolan-Haley**, Fordham University School of Law, *New York*
- **Luis O’Naghten**, Akerman Senterfitt LLP, *Miami*
- **Victoria Orlowski**, Gibson Dunn LLP, *New York*
- **Kenneth Reisenfeld**, Patton Boggs LLP, *Washington, DC*
- **Arthur W. Rovine**, Fordham University School of Law, *New York*
- **Ank Santens**, White & Case LLP, *New York*
- **Josefa Sicard-Mirabal**, International Court of Arbitration®, *New York*
- **Stacie I. Strong**, University of Missouri School of Law, *Columbia*
- **Patricia Sulser**, IFC Legal Department, *Washington, DC*
- **Edna Sussman**, Sussman ADR LLC, *New York*
- **Mercedes Tarrazón**, Dispute Management SL, *Barcelona*
- **Rachel Thorne**, Chadbourne & Parke LLP, *New York*
- **Suzanne Ulicny**, International Court of Arbitration®, *New York*
- **Nancy Welsh**, The Pennsylvania State University School of Law,
University Park
- **David Wilson**, Sherman & Howard L.L.C., *Denver*

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Logistical and Registration Information

Venue:

Chadbourne & Parke LLP
30 Rockefeller Plaza
New York, New York 10112

How to register:

Please complete and return the registration form indicating method of payment to:

Email: aay@iccwbo.org

Post: **ICC North America**
c/o United States Council for International Business
1212 Avenue of the Americas, 21st Floor
New York, NY 10036
USA

Tel: **+1 212 703 5044**

Fax: **+1 212 575 0327**

Website: www.iccnorthamerica.org

Registration will be confirmed upon receipt of registration form and payment.

Registration fee:

Until August 16, 2013:

After August 16, 2013:

“Early bird special”

 **US \$375**

 **For USCIB/ICC members: US \$475**

 **For non-members: US \$575**

Registration Fee for Academics, Corporate Counsel, Sole Practitioners and Government Representatives:

 **US \$300**

The fee includes working papers, continental breakfast, refreshments, lunch and reception.

Travel and accommodation:

Travel and hotel expenses are not included. Participants are responsible for making their own travel arrangements and hotel reservations.

Cancellation charge:

50% of the contribution to costs will be refunded if notice of cancellation is received in writing before **August 30, 2013**. Cancellations after this date are not refundable. However, registration may be transferred to another person from the same company or organization at no extra charge, provided that notice is sent to aay@iccwbo.org prior to the conference.

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Registration Form

Participant information:

Title (Mr/Dr/Ms/etc.):

Last name:

First name:

Position:

Company:

Address:

City/state:

Zip/postal code:

Country:

Email:

Phone:

Fax:

Registration fee: (Please check the appropriate box.)

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Method of payment:

By credit card:

☐ American Express

☐ MasterCard

☐ Visa

Card number:

Expiry date: / /

Security Code:


Name of cardholder:

Date: / / Signature:

The details you provide on this form will be used for registration purposes. They will be stored in ICC's databases for the sole use of ICC (International Chamber of Commerce) and USCIB (United States Council for International Business). You may have access to these details and request deletions and corrections at any time by contacting **Alexandra Akerly** at **212-703-5044**. The details you provide may be used by ICC and USCIB to keep you informed of developments in your area of activity through publications, subscriptions, events and other commercial offers.

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