

September 2024

Message from the Chair

David E. Sharp FCI Arb



Dear Members,

I hope all are well. It is hard to believe that summer will end this month and many schools are already back in session.

NAB is offering two ARFs this Fall and needs your help to get candidates to sign up for the course. Please make some phone calls or send some emails. The details and registration for the in-person course in Atlanta are available [here](#), and details for the virtual course in November may be accessed [here](#).

Efforts are underway to finalize plans for the 2025 Members' Retreat in Mexico City. Hopefully you can make it there next February.

If you are attending the IBA Conference in Mexico City this month, you should attend **'A Conversation with Ann Ryan Robertson, C.Arb, FCI Arb,'** a breakfast event sponsored by NAB and hosted by presumptive NAB Chair **Cecilia Flores Rueda FCI Arb**. Additional details are available in the newsletter below.

Check out this newsletter and the NAB website for other upcoming programs. A webinar series with the IBA's YMG is in the works. And, if you are a young member, contact [Eugenie Rogers](#) to get involved.

Finally, get the word out on your news by emailing newsletter@ciarbnab.com. Our Communications team wants to help all of our members to share their good news with the group.

All the best,

David E. Sharp FCI Arb
NAB Chair



CI Arb NAB Annual Members' Retreat

Save the date for our Annual Members' Retreat, which will take place **February 21-22, 2025**, in beautiful **Mexico City!**

Join other CI Arb members for networking and educational programming. All CI Arb members are welcome, regardless of Branch.

Ciarb AGM 2024

CIArb's Annual General Meeting will be held online on Thursday, September 19th, at 11am Eastern time. Click [here](#) for the meeting agenda and additional information.



In connection with the IBA Conference in Mexico City, NAB is sponsoring:

**A Conversation with
Ann Ryan Robertson, C.Arb, FCIArb
Hosted by Cecilia Flores Rueda, FCIArb**

September 19, 2024, 8:30 to 10:30 am
Hacienda de los Morales, Moreras Room
Juan Vazquez de Mella 525, Polanco, 11510,
Mexico City, Mexico



We are thrilled to invite you to an exclusive event featuring a delightful breakfast. During the morning, Ann Ryan Robertson, a renowned authority in international arbitration, will be interviewed by Cecilia Flores. This engaging conversation will provide unique insights into Ann's extensive experience and the latest trends and developments in the field of arbitration.

NAB Upcoming Events & Featured Programs

CIArb News

Register for October 3rd Webinar

**The Next Frontier in Arbitration:
Cryptocurrency and Digital Assets**
October 3, 2024 at 1:00pm Eastern

[Please note the new date: this webinar was rescheduled from September 25th to October 3rd.]

Featuring **Ava Borrasso C.Arb, Katherine Smith Dedrick FCIArb, and Josh Simmons FCIArb**

The rapid rise of cryptocurrencies has presented many new issues and challenges in dispute resolution. Parties and arbitrators are confronting unprecedented questions regarding jurisdiction, market volatility, enforcement, and government regulation. Advances in technology also create new possibilities with smart contracts and arbitration. This webinar -- led by three authorities at the intersection of arbitration and cryptocurrency -- will delve into these novel questions and explain how arbitration can adapt to the evolving digital asset landscape.



CIArb members have access to the following publications:

-[eSolver](#) (August 2024)

-[The Resolver](#) (Summer 2024)

-[The International Journal of Arbitration, Mediation and Dispute Management](#) (log into your MyCiarb account, go to 'Member Resources' then 'Publications' and choose

**Accelerated Route to Fellowship Registration
(Atlanta)**

**ACCELERATED ROUTE TO FELLOWSHIP
(INTERNATIONAL ARBITRATION)
October 10-11, 2024 • Atlanta, Georgia**

NAB is organizing an Accelerated Route to Fellowship ("ARF") program following the Atlanta International Arbitration Society's 13th Annual Conference.

The ARF is designed for senior practitioners in the field of dispute resolution, ordinarily with 10 years of experience in complex litigation and/or international dispute resolution. It is a qualification program; not a fundamentals training program. Successful completion of the program permits participants to apply to become Fellows of the Chartered Institute of Arbitrators, which allows the use of the designation FCI Arb.

The program consists of five interactive breakout workshops and three plenary sessions which will explore the challenges of organizing and managing a complex international arbitration and the drafting of an enforceable reasoned international arbitral award. The course brochure is available [here](#), and the registration link is above.

Discounts are available for current members of: Chartered Institute of Arbitrators; JAMS; ABA Section of Dispute Resolution; Atlanta International Arbitration Society (*including attendees at AtlIAS 13th Annual Conference*); and CPR Institute (*corporate and law firm members and CPR Dispute Resolution panelists*).

the Journal)

CI Arb has several online training opportunities and resources that may be of interest, including:

[AI in the Legal Sector: Self-regulation essentials](#)

[September 26, 7am Eastern]

[Global Insights on Dispute and Conflict Avoidance Boards](#)

[October 9, 8:30am Eastern]

[Maximising the Effectiveness of Expert Witness Evidence in ADR](#)

[October 16, 7am Eastern]

[Let's Discuss AI Self-regulation Essentials](#)

[October 17, 7am Eastern]

**Accelerated Route to
Fellowship Registration (Virtual)**

**ACCELERATED ROUTE TO FELLOWSHIP
(CONDUCTED VIRTUALLY)
November 7-8 & 14-15, 2024**

NAB is also organizing an ARF program to be conducted virtually via Zoom, across four half-days in November.

Agenda: (all times Eastern)

- Thursday, November 7 (10:00am - 3:30pm)
- Friday, November 8 (10:00am - 3:30pm)
- Thursday, November 14 (10:00am - 3:30pm)
- Friday, November 15 (10:00am - 3:30pm)

The course brochure for the virtual offering is available [here](#), and the registration link is above.



**CI Arb NAB Texas Chapter
Happy Hour**

September 25th • 6-8pm • Houston

For those in the Houston area, please join us for a Happy Hour on September 25th at KIRBY Ice House, 3333 Eastside Street.

For more information, contact Texas Chapter Co-Chairs [Denise Peterson FCI Arb](#) and [Lisa Powell FCI Arb](#).

**Save the Date:
Upcoming NAB Webinars**

Alexander Lecture 2024 Claudia Salomon FCIArb

Guardian, Gatekeeper or Guide?

6 Nov. 2024 | Virtual & in-person | Book now



NOVEMBER 13, 1:00pm Eastern

Expedited International Arbitration (Part I)

Hosted by Alan Anderson FCIArb and
Herman Verbst FCIArb, along with
other panelists

This year's Alexander Lecture will be delivered by Claudia Salomon. The lecture will discuss the role of arbitral institutions in protecting the integrity of the arbitral process, promoting the rule of law, and providing access to justice.

Claudia Salomon FCIArb is President of the International Court of Arbitration of the International Chamber of Commerce (ICC Court), the first woman in this role in its 100-year history. Claudia is widely recognized as one of the leading arbitration practitioners of her generation, with more than 25 years' experience representing parties in some of the most complex, high value and significant disputes.

The Alexander Lecture will be delivered in-person at **CIArb Headquarters in London** and streamed live for our global audience. **Register [here](#): virtual registration is FREE!**

DECEMBER 11, 1:00pm Eastern

Expedited International Arbitration (Part II)

Hosted by Alan Anderson FCIArb and
Herman Verbst FCIArb, along with
other panelists



The Atlanta International Arbitration Society (AtIAS) is hosting its Thirteenth Annual Conference on October 7-9, 2024, in Atlanta, Georgia. CIArb NAB members are encouraged to attend. Register and stay tuned for further details on the conference program at the link [here](#).



International Bar Association
the global voice of the legal profession

The Young Members Group of the International Bar Association is holding a one-day training session in Mexico City on September 20, 2024, immediately following the IBA Annual Meeting. It looks like a great program for young professionals! More information is available [here](#).



ABA Practice Development Institute

September 12-13, 2024 (Virtual)

Featuring keynote speaker Theo Chang and created by popular demand, this transformative practice development event is designed to empower dispute resolution professionals at all stages of their careers. Attendees will learn in-demand and practical



ABA Advanced Mediation and Advocacy Skills Institute

October 16-17, 2024 (Virtual)

Featuring keynote speakers Ken Cloke and Donna Hicks, this Institute features the opportunity to learn from leading mediation authorities in the field. Plenary sessions are followed by small

tools, strategies, and insights from seasoned experts and top practitioners to navigate challenges, capitalize on opportunities, and ultimately thrive in the dispute resolution field. Register [here](#) using discount **PDIPARTNER24** for partnering organization members.

group break-out discussions allowing participants to interact in-depth with the faculty and each other. Register [here](#) using discount **MEDPARTNER24** for partnering organization members.



CIArb is a cooperating entity of the upcoming **AIEN/ICDR Dispute Resolution in the International Energy Business Conference** taking place in Houston, Texas, on October 14-15, 2024. CIArb members can register at the same rate as AIEN members and AAA/ICDR arbitrators, using discount code **Ciarb24DR**. More information on the Conference and a link to register are available [here](#).



PATHWAYS TO PEACE: EVOLVING TRENDS IN DISPUTE RESOLUTION

The **CIArb Caribbean Branch** invites our membership to attend its 5th Triennial Conference, to be held October 15-17, 2024, at The University of The West Indies, St. Augustine, Trinidad and Tobago. Please contact ciarbconftt24@gmail.com for more information.

The CIArb Brazil Branch is currently conducting seminars and research to assess (i) how prevalent and uniform is the use of written statements for fact witnesses in international arbitration; and (ii) whether it should suggest the preparation of CIArb guidelines on the topic. NAB Fellows and Members are invited to participate in an 8-10 minute survey on these research topics: click [here](#).

Membership News

Arbitration Highlight

Lionel M. Schooler FCIArb* ● Jackson Walker LLP

Congratulations to **Thomas O. Crist FCIArb**, who has earned the Q.Arb designation in Canada, has joined the British Virgin Islands' International Arbitration Centre's Commercial and Construction arbitrator rosters, and has been appointed to CIArb's Peer Review Panel.

Thank you to **John B. Pinney FCIArb** for presenting a webinar on 'Third-Party Discovery in International Arbitration' on August 7. Thanks as well to **Eugenie Rogers FCIArb** for moderating the session and to our Vice-Chair (Programs) **Reena Soni FCIArb** for organizing. As a reminder, the recordings of this and other NAB webinars are available [here](#).

Congratulations to all of the following who have



We Are Open For Business

In *NextEra Energy Global Holdings B.V. v. Kingdom of Spain*, ___ F.4th ___, 2024 WL 3837484 (D.C. Cir. 2024), the United States Court of Appeals for the District of Columbia Circuit addressed two issues: the jurisdiction of an American

been listed among the 2025 Best Lawyers in America:

- **C. Mark Baker FCIArb** (International Arbitration - Commercial & Governmental; Lawyer of the Year for International Arbitration - Commercial)
- **Maureen Beyers C.Arb, FCIArb** (Arbitration)
- **Ava Borrasso C.Arb, FCIArb** (International Arbitration - Commercial; Arbitration; Commercial Litigation)
- **Tiffany Comprés FCIArb** (International Arbitration - Commercial)
- **Jeffery Daar FCIArb** (International Arbitration - Commercial)
- **Greg Derin FCIArb** (Arbitration)
- **David Wilson FCIArb** (Arbitration; Commercial Litigation).

Prof. Charles Kotuby FCIArb (Co-Chair, NAB Ohio and Pennsylvania Chapter) was among a dozen international law scholars appearing as amici in support of appellees in the *NextEra Energy v. Spain* case (see this month's Arbitration Highlight, right). The amici were cited by both the majority opinion and the dissent in this significant decision which opens the door to domesticating investment arbitration awards against debtor States under U.S. law.

Congratulations to **Dawn Yamane Hewett FCIArb**, who was selected as one of Lawdragon's 500 Leading Global Litigators (International Arbitration & Litigation).

Eugenie Rogers FCIArb has been recognized in the "On the Rise" category of the 2024 Texas Legal Awards. Great news!

Congratulations to **Travis Gonyou MCIArb**, who was recently appointed by the NAB Board to serve as Vice-Chair of the NAB Young Members Group.

David Harrell FCIArb, who is currently President of the Houston Bar Association, was interviewed in the most recent edition of *The Houston Lawyer*, Vol. 62, No. 1.

Faculty for the October ARF that NAB is organizing in Atlanta include: **Katherine Smith Dedrick FCIArb**, **Cecilia Flores Rueda FCIArb**, **Mauricio Gomm Santos FCIArb**, **Shelby Grubbs FCIArb**, **Glenn Hendrix FCIArb**, **Jeff Senger FCIArb**, and ARF Program Director **John B. Pinney FCIArb**. Thank you all for volunteering your time and expertise to those looking to further their training in dispute resolution through CIArb.

court to evaluate an arbitration award issued by an international panel with its seat in Washington D.C. and in Geneva, Switzerland, for confirmation or vacatur; and the scope of jurisdiction to the extent it does or does not empower an American court to preclude the party challenging the award from simultaneously pursuing "anti-suit" relief in European courts.

Parties confronted with arbitral award confirmation or vacatur should consult the decision and reasoning of the D.C. Circuit in the above appeal to attain vital guidance as to the scope and validity of the role of a United States Court to become involved in such a process. Such Courts may likely be "open for business" when it comes to determining their authority in award enforcement.

*Mr. Schooler is the immediate Past Chair of the Texas Chapter of the North America Branch of the Chartered Institute of Arbitrators.

[Read More](#)

Thank you to **Nelson Edward Timken FCIArb** for sharing his articles with our membership and posting these resources on our LinkedIn page, including most recently:

- [Notable 2024 English Arbitration Cases](#)
- [What is Collaborative Mediation?](#)
- [Indirect Expropriation and Investor-State Arbitration](#)
- [Mediation Statements that Work](#)
- [High-Emotion Mediating](#)
- [Standard Disclosure](#)
- [Mediators' Ethical Obligations and Professional Standards](#)
- [Oversaturation of Marketing on Social Media](#)
- [Bifurcation Guidelines for International Arbitrators](#)
- [Is Mediation Like A Game?](#)

Update Member Directory

Take advantage of your CIArb NAB membership! If you haven't done so recently, now is a good time to update your bio on the CIArb NAB member directory. Log in by clicking the button above.

Relatedly, don't forget that CIArb members can create or update their profiles on Jus Mundi's sister platform, Jus Connect, where their membership qualifications and postnominals will be prominently displayed. More information on the partnership between CIArb and Jus Mundi is available [here](#).

Featured Members

This month's Featured Members are:

- **Michael J. Borden**
- **Gabriela Cosío Patiño**
- **Cynthia H. Cwik**
- **Travis A. Gonyou**
- **Edgardo Muñoz**
- **Mary Anne Wolf**

Learn about them below and on the homepage of the [NAB Website](#).



Michael J. Borden (Cleveland, Ohio)

Michael J. Borden FCIArb enjoyed a 20-year career as a law professor and law dean before leaving the academy in 2022 to devote all of his professional time to his practice as an arbitrator, mediator, and special master. Before he became a professor, Michael practiced law at an international law firm in New York and Paris. Michael is a Fellow of the Chartered

Institute of Arbitrators as well as an American Arbitration Association Panelist. Michael serves as the Chair of the ADR Committee of the Advisory Group to the U.S. District Court for the Northern District of Ohio. He also serves as co-Chair of the Arbitration Committee of the ABA Dispute Resolution Section. He is a member of the 2023-24 class of the ICC Advanced Arbitration Academy for North America. Michael has been an elected member of the American Law Institute since 2009.

Gabriela Cosío Patiño (Mexico City, Mexico)

Gaby Cosío Patiño FCIArb is a passionate advocate for arbitration, energy and artificial intelligence. She is a Principal



Associate in the Energy and Infrastructure Arbitration practice at Garrigues, where she advises clients on complex contractual and dispute resolution matters. She has extensive experience in drafting, negotiating and managing contracts for major energy and infrastructure projects in Mexico, including several of the largest wind and solar PV power plants in the country. She is also an expert in international commercial arbitration, especially in the energy and infrastructure sectors, and has represented clients in arbitrations under the most relevant arbitration rules.

Gabriela is an active member of the international arbitration community. She serves as a delegate from Mexico in the ICC World Arbitration Commission and as co-chair of the Infrastructure Dispute Resolution Committee of ICC Mexico.



Cynthia H. Cwik (San Diego, California)

Cynthia Cwik FCIArb has extensive experience in issues at the intersection of science, technology, and the law. For thirty years, she handled complex commercial litigation and ADR matters at two of the world's largest global law firms, Latham & Watkins and Jones Day. She successfully represented major companies in litigation and ADR matters, with an emphasis on cases involving science, technology, and healthcare issues. She has developed extensive experience regarding emerging technologies, including AI and privacy and cybersecurity. She is the Vice-Chair of the American Bar Association Task Force on Law and AI, and the co-editor of the book *Artificial Intelligence: Legal Issues, Policy, and Practical Strategies* (2024).

Cynthia's significant experience with ADR proceedings includes domestic and international arbitrations and mediations. She is an Arbitrator with the American Arbitration Association and with FINRA. She is the Founder of Matrix ADR LLC.



Travis A. Gonyou (Ann Arbor, Michigan)

Travis A. Gonyou MCIArb is a litigator focused on complex commercial litigation, international disputes and arbitration, and internal and government investigations. He has represented corporate and individual clients in matters concerning cross-border disputes, financial service disputes, *qui tam* defense, partnership and shareholders' disputes, real estate development, internal investigations, and a variety of other commercial disputes.

Prior to joining Hooper Hathaway in Michigan, Travis practiced at a Chambers-ranked boutique litigation firm in New York. He is active in the arbitration community as a Member of CIArb, Vice Chair of the CIArb's YMG Global Steering Committee, and Coach of the Vis Moot Team at Northwestern Law.

Travis received a B.A. in Political Science and Communications from the University of Michigan and a J.D. cum laude from Northwestern Pritzker School of Law.

Edgardo Muñoz (Guadalajara, Mexico)

Dr. Edgardo Muñoz FCIArb is a Professor of Law at Universidad Panamericana, Guadalajara, Mexico, and a distinguished member of the CISG Advisory Council. Licensed to practice law in California, and Mexico, he has



acted as counsel, chairman, and sole arbitrator in numerous international arbitration cases. Dr. Muñoz holds an extensive academic background, with law studies in Mexico and France, two Master of Laws (LL.M.) degrees from the University of Liverpool and the University of California, Berkeley, and a Doctor of Laws (Ph.D.), summa cum laude, from Basel University, Switzerland. He is also a member of the Appeal Tribunal of the International Gymnastics Federation and the Court of Arbitration for Sports in Lausanne, Switzerland.



Mary Anne Wolf (Baton Rouge, Louisiana)

Mary Anne Wolf PE, FCIArb brings 40 years of engineering and legal expertise to complex technical, construction, and commercial disputes. She is an arbitrator on the American Arbitration Association commercial, construction, and large cases panels and a mediator and arbitrator at Perry Dampf Dispute Solutions (LA). She has served as both sole and panel arbitrator, written complex awards, and managed a wide range of arbitration issues. She is a fellow in the Chartered Institute of Arbitrators.

As an engineer, she worked in the construction industry for 10 years before her law practice. Her experience includes construction defect and delay, industrial equipment failures, government compliance and permitting, products liability, insurance, trademark and unfair trade practice. She received her mediator certification from the Straus Institute for Dispute Resolution and serves on the U.S. Middle District (LA) neutral panel for hurricane claims.

Member Engagement

Join the Senior Lawyers Group



CIARB NAB is launching a new “Senior Lawyers Group” for CIARB NAB Fellows who are looking to grow their arbitration practices. **Michael Diamant FCIArb**, who has been an arbitrator and mediator for over 40 years, has generously agreed to lead our group. Our intent is that new arbitrators will be able to learn from each other and from more experienced arbitrators through a series of structured discussions.

If you are a CIARB NAB Fellow and would like to participate in the Senior Lawyers Group, please contact [Julia Sullivan FCIArb](#). If you are interested in the Senior Lawyers Group but you are not yet a Fellow, watch this space for upcoming Advanced Route to Fellowship programs.

NAB Los Angeles Chapter Executive Committee (Proposed)

We are in the process of forming a NAB Los Angeles Chapter Executive Committee to plan and execute events, increase member engagement, and recruit new members. Please email [Peter Neumann FCIArb](#) if you are interested in serving.

Get involved with a NAB Committee

Communications (and its social media subcommittee), Programs, and Training would definitely appreciate help. Contact information is on the website, or email communications@ciarbnab.com to be directed to the right person(s).

Reaching Across the Aisle: In-House Counsel Initiative

Please join us as CI Arb NAB considers how to better reach out to our in-house colleagues and offer programming that meets their needs. On behalf of the Board, [Laura Abrahamson FCI Arb](#) will be heading this initiative. Please contact her if you would like to participate.

Student Members

Student Members, please share the information about free student memberships with those of your classmates who have not joined. More details are available on our [website](#).

Report Your Good News

NAB's monthly Newsletter reports news about Members. If you have something to report, please email us at newsletter@ciarbnab.com. To ensure the newsletter goes out the first business day of each month, please submit information for the **October 2024** newsletter by **September 16**.

Reminders

New Email Address

If your email address changes, please remember to advise memberservices@ciarb.org and communications@ciarbnab.com.

Lexology

Don't miss an opportunity to promote yourself by publishing in Lexology! Lexology has a broad reach. If you wrote something that you are legally allowed to publish without copyright or other legal restrictions, send it to our Lexology contact, [Ava Borrasso C.Arb, FCI Arb](#).

Newsletter Sign-Up

You can now invite non-members who might be interested to sign up for the newsletter.

When participating in a program or event of another organization, please remember to include in event flyers and publications, if possible, your post-nominal designations such as **FCI Arb**. In addition to showcasing credentials you have earned, doing so helps all members by raising recognition of CI Arb and, by association with you, helping to demonstrate that CI Arb members are highly qualified individuals who have been credentialed by what, in our opinion, is the world's leading ADR credentialing organization.

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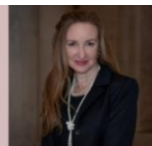
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Instagram



Eugenie Rogers FCI Arb
Baker McKenzie

Vice Chair, Communications
Chair, NAB YMG



Julia Sullivan FCI Arb
Law Office of Julia E. Sullivan, LLC

Vice Chair, Membership
Vice Chair, Social Media Subcommittee

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