

North America Branch

Accelerated Route to Fellowship (International Arbitration)
Assessment Course



ATLANTA, GA
October 10 & 11, 2024
Plus Exam

COURSE VENUE

Arnall Golden Gregory LLF Arnall Golden Gregory Suite 2100, 171 17th Street NW Atlanta, Georgia 30363

Presented and Organized by:
The Chartered Institute of Arbitrators
North America Branch

Presented in Cooperation with











Course Schedule

Thursday, October 10 - 8:30 a.m. to 5:30 p.m.

Friday, October 11 - 8:30 a.m. to 5:30 p.m.

Five interactive breakout workshops PLUS three plenary sessions explore the challenges of organizing and managing a complex international arbitration and the drafting of an enforceable reasoned international award.

Testimonial: Noah Hanft Former President & CEO, CPR; Co-Founder Acumen ADR

"This course was one of the most valuable and rewarding programs I have ever attended. It was rich in substance and, at the same time, conveyed how to practically apply substantive learnings. The workshop/interactive structure makes this program both fun and practical. I particularly appreciated the problems presented because they are real, and finding solutions required not only an understanding of the applicable rules and law, but the exercise of sound judgment. In sum, this course provides the thought processes to resolve and document the complex issues that arise during an international arbitration and when drafting an enforceable reasoned award. I can truly say it made me a better arbitrator."

Internationally Renowned Faculty



Katherine Smith Dedrick, FCIArb: Katherine Smith Dedrick, FCIArb: Katherine is the immediate past chair of the CIArb's North America Branch and is a member of its Board. She is an experienced arbitrator, business counsel, commercial litigator, and the co-founder of an international

disaster and insurance consulting company based in the US and Asia Pacific (sold in 2016). She has handled hundreds of complex commercial matters in the US and other countries (both common and civil law). Her experience includes domestic and international commercial contracts, business disputes, insurance coverage (all lines), reinsurance, environmental, construction, cyber issues, and bad faith. She is a neutral with the American Arbitration Association, the Financial Industry Regulatory Authority, the Singapore International Arbitration Centre, and the Vancouver International Arbitration Centre. Katherine spent considerable time living and working in the Asia Pacific managing large commercial and insurance disputes following disasters. In addition to her law degree, Katherine earned an MBA from The University of Chicago Booth School of Business studying in the U.S., Spain, and Singapore. She was an equity partner at a national US law firm where she served on its management committee and as schair of numerous other committees. She is also an independent trustee for an asset management company. She is currently the Managing Member of KSD Law LLC.



Cecilia Flores Rueda, FCIArb: After collaborating with major law firms, she founded her own dispute resolution boutique FloresRueda Abogados (2015), where she participates as arbitrator and counsel in large and complex national and international cases. She also represents clients before federal and local courts in a wide range of civil, commercial, administrative,

and constitutional (amparo), labor, and family matters. She obtained her law degree with honors from Universidad Panamericana (1999). She also completed postgraduate studies in International Commercial Law (2020) at the Universidad Panamericana. She obtained her LLM in International Law (LLM) with honors from the Instituto Tecnológico de Estudios Superiores de Monterrey (2005). She holds the position of Counsel of the Institute for Transnational Arbitration (ITA) (2020 to date) and is a member of the Advisory Committee on Private Commercial Disputes of the USMCA (Committee 31.22) (2010 to date). She represented Mexico before the UNCITRAL Working Group on Conciliation and Arbitration (2000 to 2015). She has been recognized in Chambers Latin America, Leaders League and Who's Who Legal, in the categories of International Arbitration and Litigation. She was awarded by CIAC, for her outstanding career in arbitration (2014), by the Madrid Court of Arbitration and the Madrid Businesswomen's Association (2022) and Foro Jurídico publication recognized her as one of the Most Influential Women Lawyers in Mexico (2022).



Mauricio Gomm Santos, FCIArb: Mauricio Gomm Santos serves as counsel, and predominantly as arbitrator in arbitration proceedings before major international providers in the field of commercial contracts in general. He also serves as a mediator. Mr. Gomm Santos is admitted to practice law in Brazil, New York, and, as Foreign Legal Consultant, in Florida. He serves as an

expert witness in matters regarding Brazilian law before arbitral tribunals and judicial courts. He holds an LLM. in Private Law at the Federal University of Parana, Brazil (1985), an LL.M from Queen Mary University of London with a focus on International Commercial Arbitration (1993), and an LL.M from the University of Miami, School of Law in International Comparative Law (2006). Adjunct professor at the University of Miami, School of Law, teaching "Arbitration in Latin America" from 2007 to 2010. He served as an international arbitration academic expert in several meetings with Supreme Court Justices in the Americas and the Caribbean, at the request of the Organization of American States.



Shelby Grubbs, FCIArb: Shelby Grubbs works as an arbitrator, mediator, and special master. He has served on arbitration panels for JAMS, American Arbitration Association, CPR Institute, International Centre for Dispute Resolution, International Chamber of Commerce and World Intellectual

Property Organization. He is currently serving as a special master in Cabrera v. Islamic Republic of Iran, a case brought under an exception to the United States Foreign Sovereign Immunity Act. He was named Atlanta, Georgia's 2023 Lawyer of the Year for International Commercial Arbitration by Best Lawyers in America, and he co-edits the AtlAS Desk Book, a guide for international dispute resolution lawyers, now in its fifth edition. He is a Fellow of the Chartered Institute of Arbitrators and a member of the ICC Commission on Arbitration and ADR. He has taught international commercial arbitration as an adjunct professor at the law schools at Georgia State, Emory and Vanderbilt.



Glenn Hendrix, FCIArb: Glenn Hendrix is the Chair Emeritus of Arnall Golden Gregory LLP. He has served as an arbitrator or counsel in cases administered by ICDR, ICC, AAA, CPR, JAMS International, the American Health Lawyers Association (AHLA), and the Russian Chamber of

Commerce (MKAS), among others. The GLOBAL ARBITRATION REVIEW describes him as "determined, efficient and effective, the chairperson you wish to have" and as "very, very knowledgeable on international legal matters." CHAMBERS describes him as "a hugely respected litigator with an impressive track record in complex cross-border business disputes." BEST LAWYERS IN AMERICA recognized him as "International Arbitration Lawyer of the Year" for Atlanta in 2021 and 2024. He is the founding president of the Atlanta International Arbitration Society (AtlAS) and the current president of the Georgia Arbitrators Forum. He is a past Chair of the ABA International Law Section, which recently recognized him with a Lifetime Achievement award.



Jeff Senger, FCIArb: Mr. Senger is an arbitrator and mediator with JAMS who previously served as the acting General Counsel of the FDA and a life sciences partner at Sidley Austin. He also coordinated arbitration and mediation for the entire federal government as Senior Counsel in the Office of Dispute Resolution at the U.S. Department of Justice. He is a panelist

for the American Arbitration Association and a Distinguished Neutral with the CPR International Institute, and he has served as a mediator for the United States District Court. He is the author of the award-winning book, <u>Federal Dispute Resolution</u> (Wiley), teaches negotiation at Columbia and Georgetown, and has taught trial practice, negotiation, and mediation at Harvard. He is an honors graduate of Harvard College and Law School, has spoken about dispute resolution on behalf of the U.S. government on five continents, and testified as an expert witness on ADR before the U.S. Congress.



Program Director – John B. Pinney, FCIArb: John is the senior trial lawyer at Bricker Graydon in Cincinnati. He currently is North America Branch of the Chartered Institute's Vice Chair for Training. His practice is focused on international business disputes, including litigation of such disputes in U.S. courts and international arbitrations in the United States and in many countries throughout the world. John was named Arbitration

lawyer of the year and Mediation lawyer of the year in Cincinnati for 2014 and 2023, respectively, by Best Lawyers of America. He is a Fellow of the Chartered Institute of Arbitrators, serves as an arbitrator on CPR's roster of Distinguished Neutrals, teaches International Commercial Arbitration at the University of Cincinnati and coaches the Cincinnati team that competes in the Willem C. Vis International Arbitration Moot. John also frequently speaks on international arbitration at programs throughout the world. In addition, he is active with the American Bar Association and has recently completed service on its Standing Committee for the Federal Judiciary that evaluates and rates all U.S. federal judge nominees.

<u>Accelerated Route to Fellowship (International Arbitration)</u> <u>Assessment</u>

The Accelerated Route to Fellowship program is designed for senior practitioners in the field of dispute resolution having 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 FCIArb.

The program focuses on applicable laws and procedures for the conduct of efficient arbitration hearings in complex international cases. The program is comprised of three elements:

- **1. Oral Assessment** This element of the Accelerated Route to Fellowship Program consists of two days of workshops (4 days if the program is via remote video conference) based on a case study of a dispute. Each participant is assessed on their knowledge, judgment and self-presentation during discussion of a series of problems arising during a mock complex international arbitration and role play simulations.
- **2. Written Assessment** Written assignments will be part of the assessment process during the workshop portion of the program. One of the written assignments will be prepared in advance of the workshops and will be collected early on the first day of the workshops.
- **3. Award Writing Examination** This element consists of a written, open book examination in which an award must be written and fully reasoned based on the evidence in an arbitration proceeding. The exam is administered as part of this program. To receive a passing grade, the award must meet international standards for enforcement. The exam administration and assessment fee is included in the tuition fee for the program.

Following successful completion of the three elements described above, candidates may schedule a Peer Interview. There will be a separate charge for the Peer Interview: it is not included in the tuition fee of this program.

Who Should Attend? You are a practicing lawyer or arbitrator with substantial complex litigation and/or dispute resolution experience (10 years minimum). For further information regarding one's qualification to participate in the program, please contact John Pinney, Program Director (jpinney@brickergraydon.com).

Assessment. Continual assessment throughout the workshop portion of the program, written submittals, and award writing exam.

Assessment Result. Successfully passing the oral and written assessments during the workshop portion of the program allows the candidate to take the Award Writing Examination. Successful completion of the Award Writing Examination and (separate) Peer Review Interview allows the candidate to apply for Fellow status (for full details of route to Fellowship, please visit the CIArb website www.ciarb.org). Candidates may apply for Associate CIArb membership with the Chartered Institute of Arbitrators at any time.

Frequently Asked Questions

What will happen during the oral assessment portion of the program?

You will be in small groups with two or more assessors. You will be given a case study comprising a commercial contract and a set of facts describing the events which lead to a dispute between a number of parties. During the assessment workshops, various situations or problems which might arise during an international arbitration will be put

to you and the other candidates in your group for discussion. You and the others in your respective groups will be expected to thoroughly discuss each problem, including expressing how to best address and deal with the issues presented. There are also both written assignments and role play exercises included in the workshops.

What grade of membership will I be entitled to?

You may apply as an Associate member of the CIArb at any time. If you pass the oral and written assessments during the workshop portion of the Accelerated Route to Fellowship program, and are not already a Member of the CIArb, you will be entitled to apply for Member status. This applies whether you sit for and pass the Award Writing Exam or not. Applying for Member status as soon as possible is encouraged as all persons applying for Fellow status must first be Members of the Institute.

If you do not pass the oral and written assessment portion of workshop portion of the Accelerated Route to Fellowship program, you will not be permitted to take the Award Writing Exam.

If you do not pass the Award Writing Exam, you cannot proceed to the Peer Interview process for Fellowship status.

If you successfully pass the workshop portion of the Accelerated Route to Fellowship program as well as the Award Writing Exam, you will be able to schedule a Peer Interview. There will be a separate charge for the Peer Interview process: it is not included in the tuition cost of this program. Following successful completion of the Peer Interview you may apply to upgrade your membership level from Member to Fellow status.

Course Venue

The course will be held at the Atlanta offices of Arnall Golden Gregory LLP, located at 171 17th Street NW, Suite 2100, Atlanta, GA 3033.

Timing and Scheduling

The course will commence at 8:30 a.m., Thursday morning, Eastern U.S. Time, on October 10, 2024 and continue on Friday, October 11, at 9:00 a.m. Each session will end at approximately 5:30 p.m. The award writing examination will proceed as described below. All attendees will be invited to join fellow candidates and faculty for dinner on Thursday evening on October 10th at a restaurant near the course venue. The cost of the dinner is included in the course tuition fee.

Workshops

Thursday, October 10, 2024 – 8:30 a.m. – 5:30 p.m. Friday, October 11, 2024 – 9:00 a.m. – 5:30 p.m.

Award Writing Exam

Participants will be required to write a reasoned international arbitration award. They will have 48 hours to write their award at any time they wish during the five-day period starting on October 16, 2024, and ending on October 20, 2024.

REGISTRATION

We are anticipating strong demand for this program and would ask that you register at the earliest possible date.

Registration Fee

\$2,300.00 - United States Dollars

Available Discounts

\$300.00 USD For Current Members of

Chartered Institute of Arbitrators
JAMS

ABA Section of Dispute Resolution
Atlanta Int'l. Arbitration Society
(including attendees at AtlAS 13th Annual AtlAS Conference)
CPR Institute

(corporate and law firm members and CPR Dispute Resolution panelists).

[CLICK HERE TO REGISTER NOW]

Cancellation

You may freely substitute someone from your organization until the Monday before the Training. A cancellation fee of US\$250 will be charged if cancellation is received prior to October 1, 2024; tuition will not be refunded if cancellation is received after that date. However, the fee paid may be applied to a future NAB course or program.