

CIIDRC Panelist: Hon. Neil Brown, Q.C. C. Arb & C. Med

Arbitrator and Mediator

Office of The Honorable Neil Brown, Q.C. in Melbourne, Australia

Practice Areas

Intellectual Property Law, Accounting Law, Banking Law, Commercial Law, Commercial Law - Development, Company Law, Consumer Law, Contract Law, Corporate Law, Defamation Law, Education Law, Employment Law, Engineering Law, Entertainment Law, Estate Law, Financial Services, Fine Art Law, Fine Art Law, General Civil Law, Government Law, Health Law, Information Access Law, Information Technology Industry, Insurance Law, International Law, Land Use Law, Life Science Law, Mining Industry, Municipal Law, Corporate Law - Organizational Change, Partnership Disputes, Performing Arts Industry, Planning, Printing Industry, Privacy Law, Product Liability Law, Professional Negligence Law, Professional Organizational Law, Public Policy, Public Utilities Industry, Publishing Industry, Real Estate Law, Resource Industry, Resource Management Law, Royalties Law, Sale of Goods Law, School Law, Small Business Law, Societies Law, Sports Law, Tax Law, Team Facilitation, Trade Law, Trademark Law, Estate Law - Trusts, University Disputes, Vendor Law, Estate Law - Wills, Workplace Law - Staff

Professional Experience

The Hon Neil Brown QC is a Queens Counsel in Australia and has had a long and distinguished career in government and the law. He was a Minister in the Federal Government in Australia in charge of portfolios in Attorney-General's, Communications and Employment and Youth Affairs. In the law, he has appeared in every jurisdiction in Australia and has had experience in commercial, intellectual property, town planning and taxation matters. He is an Adjunct Professor of Law at Murdoch University in Western Australia. He is a qualified arbitrator and mediator practicing in international and domestic matters in the commercial, communication, intellectual property and governmental fields. He is a leading arbitrator and adviser on internet domain name disputes. Representative cases include:

- International arbitrations on the sale of goods.
- A long series of arbitrations, advice, lecturing and tutoring on domain names.
- Two arbitrations on GST (VAT) relating to small business.
- Arbitration of a dispute on the international sale of goods between India and the United States.
- Arbitration of a dispute on the sale of Australian wine to the USA.
- Arbitration of a dispute between NSW /overseas principal and Victorian agent.
- Alternative dispute resolution hearing on the price of electricity.
- Mediation of a dispute on competing proposals for the development of a large tract of land in New South Wales.
- Mediation of dispute on the provision of fringe benefits under a group of remuneration contracts relating to Fringe Benefits Tax.
- Mediation on breach of service contract involving IP.
- Mediation of large construction dispute over steel fixing.
- Mediation of a dispute on restraint of trade on former employees and directors.
- Mediation of dispute between lender and shareholders and directors of company.
- Dispute on the terms of a consultancy agreement.
- Numerous mediations on quality of work, claims for extras and delays in works.
- Mediation of several disputes between a private health insurer and groups of private hospitals on the degree of reimbursement to be paid by the insurer to the hospitals.
- Mediation of several disputes between universities/research institutions and investors on the commercialization of inventions.

Dispute Resolution Experience and Training

Practiced in dispute resolution tribunals, arbitration and mediation since 1964

Qualified Arbitrator and Mediator of The Institute of Arbitrators and Mediators, Australia since 2004
Fellow and Chartered Arbitrator of the Chartered Institute of Arbitrators
Intellectual property, Society of Australia and New Zealand

Professional and Other Activities

Maintaining website on domain name arbitration at www.domaintimes.info
Extensive writing and lecturing on arbitration and mediation, including domain name arbitration.

Academic Qualifications

University of Melbourne, LLB 1963

CIIDRC Panelist: Douglas M. Isenberg

Lawyer

Law office of The GigaLaw Firm, Atlanta, Georgia, US

Practice Areas

Information Technology, Intellectual Property, Online Dispute Resolution, Technology, Trademark

Professional Experience

Doug Isenberg, an attorney in Atlanta, Georgia, has been called an "international authority on Internet law" by Atlanta Business Chronicle. Since 1996, his legal practice has focused on Internet-related legal issues, and he is the author of a widely praised book published by Random House in 2002, *The GigaLaw Guide to Internet Law*. As a domain name panellist for the World Intellectual Property Organization (WIPO) and the Czech Arbitration Court (CAC), Isenberg has written numerous decisions pursuant to the Uniform Domain Name Dispute Resolution Policy (UDRP) and the Premium Name Trademark Application Rules for .mobi. As an attorney in private practice, Isenberg has represented complaints and respondents in domain name disputes under the UDRP and various ccTLD dispute policies, including the largest-ever UDRP filing, which resulted in the transfer of 1,519 domain names. A frequent speaker on the Internet law issues, Isenberg founded and since January 2000 has published *GigaLaw.com*, a website that provides daily updates about high-tech legal developments.

Arbitration Experience

Current:

- Founder, [The GigaLaw Firm](#)
- Adjunct Professor of Computer and Cyberspace Law, Georgia State University College of Law
- Domain Name Panelist, [World Intellectual Property Organization \(WIPO\)](#)
- Domain Name Panelist, [Czech Arbitration Court \(CAC\)](#)
- Founder and Publisher, [GigaLaw.com](#)
- Co-Founder and President, [cc:Clients](#)

Previous:

- Of Counsel, Needle & Rosenberg, P.C.
- Manager, Legal Affairs, Meridian Management SA
- Associate, Alston & Bird LLP
- Associate Editor, *Business Atlanta* magazine
- Reporter, *Gwinnett (Ga.) Daily News*

Professional Activities

- Chair (2005-06), Intellectual Property Law Section, State Bar of Georgia
- Founding Member, Intellectual Property Advisory Board, Georgia State University College of Law
- Charter Member, Atlanta Intellectual Property American Inn of Court
- Member, ICANN's Intellectual Property Constituency
- Board of Trustees, Temple Sinai (Atlanta), 2002-04
- Board of Trustees, Anti-Defamation League, Southeast Region, 2002-03
- "Georgia Super Lawyers Rising Star," *Law & Politics* (published in Atlanta magazine), October 2005
- One of "Seven Rising Stars," *Atlanta Jewish Life* magazine, November/December 2002

Academic Qualifications

Bachelor of Arts, Political Science, Washington University in St. Louis, Missouri, 1990
Juris Doctor, cum laude, Georgia State University College of Law, 1996

CIIDRC Panelist: Bradley J. Freedman

Partner

Law office of [Borden Ladner Gervais LLP](#), Vancouver, British Columbia, Canada

Practice Areas

Bio-Tech and Pharmaceutical, Commercial, Corporate, Health Care, Information Technology, Intellectual Property, Privacy, Information Access

Professional Experience

Bradley J. Freedman is a partner at Borden Ladner Gervais LLP in Vancouver, British Columbia, and the Vancouver office Intellectual Property and Technology Law Practice Leader.

He focuses on technology, intellectual property, the internet, and electronic commerce.

Bradley has appeared as counsel before the Supreme Court of British Columbia, the British Columbia Court of Appeal, the Federal Court of Canada, the Federal Court of Appeal, the Trade-marks Opposition Board, and international commercial arbitration tribunals.

Arbitration Experience

- Domain Name Dispute Arbitrator for the World Intellectual Property Organization
- Domain Name Dispute Arbitrator for the British Columbia International Commercial Arbitration Centre

Professional Activities

- Martindale-Hubbell BV Peer Review Rating
- Selected by peers for inclusion in the 2011 edition of *The Best Lawyers in Canada* (Information Technology Law/Intellectual Property Law)
- Recognized in the 2010 *Canadian Legal Lexpert Directory* (Technology Transactions)
- Past Adjunct Professor of Law and lecturer at the University of British Columbia Law School, and is currently Associate Instructor at the University of British Columbia Department of Continuing Education – Internet Law
- Frequent author and speaker. His recent publications include: 'Internet Law' (Chapter) in *Annual Review of Law & Practice*, 2009, *Technology Agreements*; selected issues, 2009, *Consolidated Electronic Commerce Statutes and regulations with related materials*, Thomson Carswell 2008, *Domain Name Disputes* (Chapter) in *Consolidated Intellectual Property Statutes and Regulations with Related Materials*, Thomson Carswell 2008, *Trademark Litigation*, 2007, *'Electronic Contracts – A Practical Guide,'* in *Legal Issues in Electronic Commerce*, 2nd edition, Captus Press, 2005, *Trade-mark Litigation in Canada*, (McGill/IPIC Introductory Trade-mark Course), *'Discovery Of Electronic Records Under Canadian Law- A Practical Guide,'* (2004) 18.1 *Intellectual Property Journal*
- Advisory board member for, and frequent contributor to, Butterworth's Internet and E-Commerce law in Canada
- Member and former director of the Information Technology Law Association of Canada (IT.Can)
- Member of the Canadian Bar Association, American Bar Association, and Informational Technology Law Association

Academic Qualifications

University of British Columbia, LL.B. 1986

University of California, Berkeley, LL.M 1990

CIIDRC Panelist: David L. Kreider

International Arbitrator

David is an independent Chartered Arbitrator, attorney and solicitor, with arbitration [offices](#) in Hong Kong and New Zealand. He resides in Auckland.

Practice Areas

Intellectual Property Law, Information Technology Law, Software and Luxury Goods Licensing, Financial and Hospitality Industry Disputes.

Professional Experience

Mr. Kreider's 30+ year legal career includes 14 years as general counsel to telecommunications giants China Mobile and Vodafone, respectively, senior securities regulatory roles in New York and Hong Kong, and more than a decade as a trial lawyer with a major Wall Street law firm.

He has been appointed presiding arbitrator, sole arbitrator or co-arbitrator in more than 30 international arbitration references, including ICC, HKIAC, SIAC and ICDR administered and ad hoc proceedings. He has also served as panelist in more than 130 Internet domain name cases, resolving more than 350 disputed domain names. Many of his panel decisions were written by him in Chinese.

Currently the Chairman of the New Zealand National Committee of the ICC International Court of Arbitration, he was an Alternate Member on the Court from 2014 to 2017.

Mr. Kreider is a licensed solicitor and attorney-at-law in England, Hong Kong, New York, New Jersey, California, Florida and Washington, D.C. He speaks and reads Mandarin Chinese in addition to English.

Arbitration Experience

- Presiding arbitrator in a Singapore-seated dispute between Asian parties arising out of a trademark license agreement.
- Emergency arbitrator in a Hong Kong seated shareholder dispute between P.R. China and offshore parties arising out of a corporate restructuring agreement.
- Appointed president upon joint nomination by the co-arbitrators in a Seoul seated dispute between Asian parties arising out of a technology licensing agreement.
- Sole arbitrator in a Hong Kong seated dispute between Japanese and Chinese parties arising out of agreements for the sale and purchase of precision scientific equipment.
- Co-arbitrator in a Singapore seated dispute between Asian parties arising out of various hotel management agreements.
- Co-arbitrator in a Macao seated dispute between Macanese and Indochinese parties concerning a gaming joint venture.
- Co-arbitrator in a Hong Kong seated dispute arising from a settlement agreement between shareholders.
- Co-arbitrator in a Singapore seated dispute between Bermudan and Indonesian parties arising out of an agreement for the sale and purchase of telecommunications equipment.
- Co-arbitrator in Hong Kong seated arbitral proceedings involving a dispute between Dutch and Chinese parties to a hotel management agreement.
- Sole arbitrator in a Hong Kong seated trademark licensing dispute between Japanese and Chinese parties.
- Co-arbitrator in 4 Hong Kong seated references between a Singapore claimant and Asian and off shore respondents alleging breach of a share purchase agreement and related guarantees.
- Co-arbitrator in 5 Singapore seated references by a U.S. based securities broker alleging breach of customer agreements by multiple Asian respondents.
- Sole arbitrator in a trademark licensing dispute seated in Hong Kong between Dutch and Chinese

parties pertaining to the manufacture and distribution of luxury clothing and household furnishing products.

- Sole arbitrator and chairman, respectively, in 2 related Hong Kong seated proceedings involving a trademark licensing dispute between Singapore and Chinese parties pertaining to a luxury hotel brand in China.
- Co-arbitrator in a dispute seated in Toronto over a trademark licensing and product distribution agreement for water treatment technologies.
- Chairman in a dispute seated in Singapore between Australian and Malaysian parties to a software distribution and trademark licensing agreement.
- Co-arbitrator in a Hong Kong seated dispute between a UK telecommunications company and a Chinese telecommunications VAS (Value Added Services) provider for breach of an acquisition agreement.
- Co-arbitrator in a Hong Kong seated ad hoc arbitration between U.S. and Chinese parties involving a failed acquisition agreement and telecommunications and IP licensing issues.
- Sole arbitrator in a Singapore seated dispute arising under an agreement between a Singapore ISP (Internet Services Provider) and a Singapore hotel management company for the installation of a VoIP (Voice over Internet Protocol) telecommunications network.
- Sole arbitrator under a contract between Singapore parties for the construction and testing of a POS (Point-Of-Sale) computer system.

Professional and Other Activities

- **Chairman of the New Zealand National Committee of the ICC International Court of Arbitration (Sept. 2016 - present).** Responsible for proposing arbitrators to the ICC Court in Paris where the latter is called upon to appoint an arbitrator under Article 13(3), and for recommending new Court Members for appointment by the ICC World Council.
- **Alternate Member of the ICC International Court of Arbitration, Paris (June 2014 – June 2017).** Decides the appointment of arbitrators and their awardable fees; conducts Article 33 (ICC Arbitration Rules 2012) scrutiny reviews and approvals of final arbitral awards.
- **Chartered Arbitrator of the Chartered Institute of Arbitrators, London (Since 2006).** “Chartered” status is the highest level of membership in this global qualifications body.
- **Faculty member of the Chartered Institute of Arbitrators, London.** Regularly instructs the Institute’s Diploma Course in International Commercial Arbitration.
- **Member of the New Zealand Markets Disciplinary Tribunal (July 2013 – April 2017).** Appointed by the New Zealand Government to serve on this independent disciplinary body, which conducts hearings to determine and impose penalties for financial market misconduct under the rules of the New Zealand Stock Market.

Academic Qualifications

Chartered Institute of Arbitrators' Diploma in International Commercial Arbitration, 2007

Doctor of Law, University of Miami School of Law, 1981

Bachelor of Arts, East Asian Studies, Muhlenberg College, 1978

Oberlin-in-Taiwan Intensive Program in Chinese Studies, 1975-76

CIIDRC Panelist: Murray L. Smith

Arbitrator/Lawyer

Law office of Smith Barristers, Vancouver, British Columbia, Canada

ADR Certified Designation: F.C.I. Arb; C. Arb

Practice Areas

Intellectual Property Law, Accounting Law, Banking Law, Company Law, Construction Law, Education Law, Financial Services, Fine Art Law, Insurance Law, Partnership Disputes, School Law, Trade Law, Trademark Law. Commercial Law, Maritime Law, Oil and Gas Law, Mining Industry, Transportation Law

Professional Experience

With forty years experience as a lawyer Bar Mr. Smith has had conduct of numerous commercial cases both as counsel and arbitrator. He collaborated with Martin Hunter and Alan Redfern in writing the second edition of the leading text "Law and Practice of International Commercial Arbitration" and is a frequent lecturer on the subject of international arbitration practice. Mr. Smith is also an English Barrister. As an arbitrator in complex commercial cases, Mr. Smith recognizes the fundamental importance of due process and equal treatment of the parties while maintaining rigorous procedural oversight and strict confidentiality. When serving as Chairman of the North American Branch of the Chartered Institute of Arbitrators he actively promoted the highest professional and ethical standards for arbitrators in international cases.

Arbitration Experience

Selected Experience (for full list please visit: [Smith Barristers](#)):

- Chairman of three member tribunal under UNCITRAL Model Law and UNCITRAL Rules involving contract disputes over distribution of oil field production profits.
- Chairman of three person tribunal in an arbitration between North American claimants and off-shore registered corporations related to contract disputes involving royalty payments and rights to intellectual property associated with internet gaming.
- Member of three person tribunal of the International Centre for Dispute Resolution (ICDR) involving an arbitration between Canadian and U.S. corporations in respect of an alleged breach of contract for purchase of proprietary technology for voice traffic over Ethernet area network.
- Member of three person panel in a dispute over obligations arising under mining exploration concession contracts for properties located in Central America.
- Member of three person panel in a commercial arbitration involving a Canadian subsidiary of an international corporation and a U. S. party relating to alleged breach of a contract related to computer software use and licensing.
- Chairman of a three-person panel under UNCITRAL Model Law involving accounting requirements and RICO claims under oil production profit sharing contract
- Member of 3 person panel under BCICAC Rules in dispute involving option rights under mining contracts
- Sole arbitrator under Canada Transportation Act Final Offer Arbitration provisions to resolve rate adjustments in transportation contracts
- Sole arbitrator under National Arbitration Rules of the ADR Institute involving various disputes relating to contracts for internet services
- Sole arbitrator under BCICAC Rules in dispute involving rights under Share Purchase Agreement.
- Chairman of three person tribunal in dispute between Inuit association and mining company under the Arbitration Act (Nunavut).

- Member of three person tribunal under UNCITRAL Rules in international commercial dispute related to LNG sales contracts.
- Chairman of three person panel under ICC Rules in contract dispute relating to international energy project.
- Sole commissioner under the Public Inquiry Act on inquiry into government regulation of charitable gaming.
- Commission counsel in public inquiry into petroleum product pricing practices.

Professional and Other Activities

Selected Professional Activities (for full list please visit [Smith Barristers](#)):

- London School of Economics, Master of Laws, International Business Law with Focus on International Commercial Arbitration Law
- Called to the Bar of England and Wales, 1990
- Course Director for numerous arbitrator training programs with the Chartered Institute of Arbitrators
- Past Chairman of the North American Branch of the Chartered Institute of Arbitrators

Publications

- Collaborated with Alan Redfern and Martin Hunter of Freshfields, London in writing "The Law and Practice of International Commercial Arbitration (2nd edition, 1991) (Sweet and Maxwell)
- "Contractual Obligations Owed by and to Arbitrators: Model Terms of Appointment", (1992) 8 Arbitration International 17.
- "Harper v. Kvaener Fjellstrand Shipping A.S. Arbitration Case Comment, [May 1992] Harbour & Shipping.
- "How to Avoid Common Pitfalls in the Conduct of a Complex Arbitration" in Advanced Practice in Commercial Arbitration (Continuing Legal Education Society of British Columbia: Vancouver 1991).
- "Impartiality of the Party-Appointed Arbitrator", (1990) 6 Arbitration International 320.
- Costs in International Commercial Arbitration, (2001) AAA Dispute Resolution Journal 30.
- Charlesworth's Business Law (15th edition, (1991) Sweet and Maxwell) specialist editor on arbitration law.
- Serving as the Chairperson in International Commercial Oil & Gas Arbitrations; The Leading Practitioner's Guide to International Oil & Gas Arbitration; Juris Publishing Inc. 2015.
- Reliance Document Management; International Council for Commercial Arbitration Congress Series No. 18; Kluwer; 2014.

Academic Qualifications

University of Windsor, Bachelor of Science (1973)

University of Windsor, Bachelor of Laws (1976)

London School of Economics, Master of Laws, International Business Law (1989)

CIIDRC Panelist: Sir. Richard Ian Barker, QC

Lawyer

Office of Bankside Chambers, Barristers and Arbitrators, Auckland, New Zealand

Practice Areas

Intellectual Property Law, Accounting Law, Banking Law, Company Law, Construction Law, Education Law, Financial Services, Fine Art Law, Insurance Law, Partnership Disputes, School Law, Trade Law, Trademark Law.

Professional Experience

Sir Ian Barker's reputation as an arbitrator and mediator is grounded in a distinguished legal career. At the bar and on the Bench and as an arbitrator and mediator he has dealt with cases in construction and engineering, energy and utilities, insurance and reinsurance, international commercial arbitration, oil and gas, intellectual property, banking and real property valuation.

He was admitted to the New Zealand Bar in 1958, made silk in 1973 and was a Judge of the High Court of New Zealand from 1976 to 1997. On the bench he presided over much major commercial litigation and has made numerous distinguished contributions to the evolution of the New Zealand court system.

Sir Ian was knighted in 1994 for services to the law. He was the Judge in charge of the Commercial List from 1987 to 1997.

Since his retirement, Sir Ian has conducted many commercial arbitrations and mediations. He has taken on major appointments both here and abroad, including being chair of several arbitral tribunals for the ICC and one for the PCA. He was the first World Intellectual Property Organization domain dispute panelist appointed in New Zealand in 2000.

Arbitration Experience

Sir Ian has been a commercial arbitrator for over 13 years, including appointments as Chair by ICC on 7 occasions, by PCA on one occasion and for an ad hoc BIT dispute on one occasion. He was appointed by ICC and by BCICAC as sole arbitrator on one occasion each. Sir Ian receives numerous appointments in domestic arbitrations in New Zealand as sole arbitrator or chair of panel.

Sir Ian is an appointee of the New Zealand Government with the ICSID Panel of arbitrators. He was appointed as Chair of an ad hoc arbitral panel in a BIT dispute between a European investor and an Asian nation.

Professional Activities

- **Chairman of the New Zealand National Committee of the ICC International Court of Arbitration (Sept. 2016 - present).** Responsible for proposing arbitrators to the ICC Court in Paris where the latter is called upon to appoint an arbitrator under Article 13(3), and for recommending new Court Members for appointment by the ICC World Council.
- **Alternate Member of the ICC International Court of Arbitration, Paris (June 2014 – June 2017).** Decides the appointment of arbitrators and their awardable fees; conducts Article 33 (ICC Arbitration Rules 2012) scrutiny reviews and approvals of final arbitral awards.
- **Chartered Arbitrator of the Chartered Institute of Arbitrators, London (Since 2006).** "Chartered" status is the highest level of membership in this global qualifications body.
- **Faculty member of the Chartered Institute of Arbitrators, London.** Regularly instructs the Institute's Diploma Course in International Commercial Arbitration.
- **Member of the New Zealand Markets Disciplinary Tribunal (July 2013 – April 2017).** Appointed by the New Zealand Government to serve on this independent disciplinary body, which conducts hearings to determine and impose penalties for financial market misconduct under the

rules of the New Zealand Stock Market.

Sir Ian is on the Panels of various arbitral institutions including AAA, SIAC, ACICA, BCICAC, KLRAC and AGRAP.

His many professional appointments include: Past-President and Fellow of the Arbitrators' & Mediators' Institute of New Zealand, a Fellow of the Chartered Institute of Arbitrators (UK). He was Chairman of the Banking Ombudsman Commission of New Zealand for 13 years. Sir Ian is a door tenant at Essex Court Chambers, London.

He has delivered papers at numerous conferences and written articles on a wide variety of legal topics. In 2006 and 2009, he was a visiting scholar at Wolfson College, University of Cambridge.

Academic Qualifications

University of Auckland, B.A. LL.B., 1958
University of Auckland, LL.D., (Hon), 1999
Chancellor University of Auckland, 1991-1999
Fellow AMINZ 1989
Fellow Chartered Institute of Arbitrators

CIIDRC Panelist: Peter L. Michaelson, Esq.

Principal

Law office of Michaelson and Associates, Shrewsbury, New Jersey, USA

Practice Areas

Intellectual Property Law, Commercial, Contract, Employment, Infrastructure, International, Patent, Information Technology, Resource Industry (including oil/gas and solar), Real Property, Technology, Telecommunications, Trademark

Professional Experience

Principal and Attorney, Arbitrator and Mediator, Michaelson & Associates 1984-present, and General Counsel (virtual), Direct Grid Technologies LLC, Edgewood, New York Oct 2010-present; Associate Attorney, Pennie & Edmonds 1982-84; Corporate Patent Attorney (Member of Legal and Patent Staff), Bell Telephone Laboratories 1979-82; Electronics Development Engineer, Rockwell International Corporation 1977-79 and Aluminum Co. of America (Alcoa) 1976-77; Electronics Project Engineer, Control Systems Research, Inc. 1975-76.

- Conducted intellectual property and unfair competition litigation in the U.S. courts, and inter parte and ex-parte proceedings in the USPTO involving patents and trademarks.
- Counsel in patent infringement cases involving electronic and computer-related technology.
- Prepared patent and trademark validity and infringement opinions.
- Experienced in patent and trademark licensing.
- Counseled in intellectual property, antitrust and unfair competition law.
- Prepared and prosecuted many patent applications, both U. S. and foreign involving, e.g., complex electronic, communications and computer-related technology, and mechanical technology.
- Served as Court-appointed expert in patent law in various litigations.

Arbitration Experience

Peter Michaelson arbitrated over 500 domestic and international disputes primarily: IP, IT, telecom, infrastructure, energy (oil/gas, solar), and technology-related disputes, and secondarily other commercial disputes. He handled domestic and international arbitrations under UNCITRAL, LCIA, WIPO, CPR and AAA/ICDR rules.

These arbitrations included, e.g., (a) a US contract dispute, involving an alleged breach of confidentiality, concerning a demand-side, energy load management system with damages claimed of US \$ 107 million (was sole arbitrator); (b) a US patent dispute involving a genetically-engineered pharmaceutical drug then having cumulative sales of approximately US \$4 Billion; (was panel chair) and (c) a bilateral investment treaty (BIT) telecom infrastructure dispute with approximately US \$ 150 Million in dispute and involving a foreign government as a party (was co-arbitrator).

Peter Michaelson has handled arbitrations on both an ad hoc and administered basis with amounts in contention reaching as much as US \$400-800 Million. Continue to serve as chair, sole arbitrator and co-arbitrator.

Mr. Michaelson mediated over 200 domestic and international disputes, including an international patent dispute concerning mechanical and electronic aeronautical technologies with approximately US \$600 Million in dispute.

Rendered approximately 200 domain name arbitration decisions (20 reported by BNA, Washington DC in US Patents Quarterly (USPQ)).

Training (extensive) - principal: ICDR International Symposia in Adv. Case Management Issues, 2/2009;

Advanced Mediator Training, CPR, 10/2004; Advanced Mediator Skills, Mediation and Training Alternatives in association with CEDR/London, 05/04; AAA Arbitrator II-Adv. Case Management, 10/02; AAA Arbitrator 1-Fundamentals of the Arbitration Process, 12/01; 6th Annual Int'l Summer School, Mediator Skills Training, CEDR/London, 8-9/01; Harvard Law School Program of Instruction for Lawyers: The Lawyer as Negotiator, 6/99, Adv. Mediation, 11/97, and Mediation, 6/96, and Program on Negotiation: negotiation workshops 6/93; WIPO - Workshop for Arbitrators 11/96 and Mediation of Intellectual Property Disputes training, 5/95.

Professional and Other Activities

- Chair – New York Branch of the Chartered Institute of Arbitrators (UK)
- Fellow and Chartered Arbitrator, Chartered Institute of Arbitrators (UK)
- Fellow, College of Commercial Arbitrators (US)
- Fellow, Australian Center for International Commercial Arbitration

Peter Michaelson conducted seminars, served as speaker and provided numerous presentations concerning various aspects of IP law and IP-related ADR to various legal groups, and organizations; and authored articles on various aspects of arbitration, IP-related ADR and IP Law.

Martindale-Hubbell "AV" rated attorney with Peer Review Rating of 5.0 of 5 ("Preeminent")
AvvoRating 10.0 out of 10 ("Superb")

Academic Qualifications

New York University School of Law, LL. M., (Trade Regulation), 1985
Duquesne University School of Law, Pittsburgh, Pennsylvania, J.D., 1979
(Senior Staff Member -- Duquesne Law Review)
Carnegie-Mellon University (CMU), Pittsburgh, Pennsylvania, M.S., Electrical Engineering, 1975
Electrical Engineering & Economics, CMU, B.S., 1974

CIIDRC Panelist: Robert B. Morton, Esq.

Lawyer/ Arbitrator

Law office of Robert B. Morton, Dallas, TEX, USA

Practice Areas

Intellectual Property Law, Commercial Law, Corporate Law, Competition Law, Conflict Law, Contract Law, Defamation Law, Employment Law, Foreign Investment Law, General Civil Law, Government Relations Law, Insurance law, Leaky Condo Disputes, Multi-Party Disputes, Negligence Law, Online Dispute Resolution Law, Partnership Disputes, Personal Injury Law, Person Injury Law - Motor Vehicle, Products Liability Law, Professional Disputes -Negligence, Real Estate Law, Sale of Goods Law, School Law, Education Law, University Disputes, Sports Law, Trade Law, Trademark Law, Estate Law -Wills, Estate Law - Trusts

Professional Experience

Attorney-at-Law (now semi-Retired) formerly engaged in complex civil litigation and Trial and Appeals Court Practice, on behalf of both plaintiffs/claimants and defendants/respondents. Admitted to practice in the State and Federal Courts of Illinois (1982-2008); and admitted practice before the U.S. Court of Appeals for the Seventh Circuit and the U.S. Supreme Court Bar, (1983-2008). Formerly, served as Assistant Attorney General for the State of Illinois, and more recently serving in Law Enforcement as a part-time sworn Police Officer. Also, formerly licensed as Real Estate Broker in State of Illinois (1997-2008).

25+ Years of Litigation experience in Trial and Appeals Practice in state and federal courts, and as a certified National/International Commercial Arbitrator.

Litigation and Dispute Resolution Experience includes the following areas: Contracts; Injunctions and TRO's; Securities and Investments; Finance and Trade; Real Estate; Corporations; Partnerships; Intellectual Property rights -- including Trade Secrets, Trademarks, Copyrights and Non-Compete Agreements; Probate/Estate/Will/Trust Contests; Labor and Employment Law -- including Discrimination, Civil Rights, Wrongful Discharge; Negligence, Personal Injury and Insurance Coverage disputes -- including Automobile Accidents, Product Liability, Malpractice, Construction & Design Defects; Consumer Rights, Creditor, Fraud, RICO; and Class Actions.

Arbitration Experience

Sir Ian has been a commercial arbitrator for over 13 years, including appointments as Chai by ICC on 7 occasions, by PCA on one occasion and for an ad hoc BIT dispute on one occasion. He was appointed by ICC and by BCICAC as sole arbitrator on one occasion each. Sir Ian receives numerous appointments in domestic arbitrations in New Zealand as sole arbitrator or chair of panel.

Sir Ian is an appointee of the New Zealand Government with the ICSID Panel of arbitrators. He was appointed as Chair of an ad hoc arbitral panel in a BIT dispute between a European investor and an Asian nation.

Professional Activities

Robert Morton is a highly experienced commercial Arbitrator, presided in more than 100++ Arbitration hearings, and has been accredited by these national & international ADR Organizations (past and present):

- ICC International Court of Arbitration/US Council for International Business (USCIB) – list of approved International Commercial Arbitrators
- International Bureau of the Permanent Court of Arbitration (PCA) – list of approved Arbitrators

- Hong Kong International Arbitration Centre (HKIAC) - approved International Arbitrator panelist
- Indonesian National Board of Arbitration (BANI) – approved International Arbitrator panelist
- Kuala Lumpur Regional Centre for Arbitration (KLRCA) - approved International Arbitrator panelist
- Beijing Arbitration Commission – Panel of International Commercial Arbitrators
- China International Economic and Trade Arbitration Commission (CIETAC) - approved International Commercial Arbitrator
- British Columbia International Commercial Arbitration Center (BCICAC) - approved International Commercial Arbitrator panelist
- World Intellectual Property Organization (WIPO) - approved Int'l Intellectual Property Arbitrator
- Arbitration Center of Mexico – registered International Commercial Arbitrator Panelist
- Vienna International Arbitral Centre (VIAC) - approved List of Arbitrator Practitioners
- The Cairo Regional Centre for International Commercial Arbitration (CRCICA)
- The Association of Arbitrators of Southern Africa – approved Panel member
- Asian Domain Name Dispute Resolution Centre (ADNDRC)
- American Arbitration Association – certified commercial Arbitrator
- ADR Systems – approved Commercial and Employment Arbitrator
- Mauritius Chamber of Commerce and Industry Permanent Court of Arbitration - panelist
- NASD Arbitrator Training Lecturer – Former invited Speaker at National Arbitrator Skills Training Conference on presiding as Arbitrator/Chair in cases involving Emergency Interim Injunctions, Trade Secrets and Non-Compete Agreements
- National Future's Association- certified public Arbitrator
- New York Stock Exchange - certified (public) Arbitrator
- Chicago Board Options Exchange- certified (public) Arbitrator
- Cook County Court Mandatory Arbitration Program- certified Arbitrator and Chairman
- Illinois State Board of Education - certified Hearing Officer for tenured Teacher dismissal cases

Professional and Other Activities

Arbitrator Training Lecturer - Former invited Speaker at N.A.S.D. National Arbitrator Skills Training Conference - Topic: presiding as Arbitrator in cases involving Injunctions, Trade Secrets, and non-compete agreements.

Honours

- Judicial Candidate in 2002 Elections for Circuit Court Judge of the 19th Judicial Circuit (Lake & McHenry Counties, IL.). Rated "Well-Qualified" for Circuit Judge by Supreme Court Blue-Ribbon Judicial Screening Committee.
- Licensed as Attorney in State of Illinois (1982-2008), U.S. District Court for N.D. IL. (Trial Bar), U.S. Court of Appeals for Seventh Circuit, and admitted to the Bar of the U.S. Supreme Court.
- Law Enforcement experience – former part-time sworn Police Officer – northern Illinois suburbs
- Licensed Real Estate Broker in State of Illinois (1997 - 2008)

Academic Qualifications

B.A., Political Science, University of Michigan, 1978- Summa Cum Laude and Phi Beta Kappa
J.D., Harvard Law School, 1982

CIIDRC Panelist: Robert M. Smith, Esq.

Mediator/Arbitrator

Robert M. Smith, Esq., San Francisco, California, USA.

Practice Areas

Intellectual Property Law, Banking, Accounting, Financial Services, Commercial, Corporate, Company Law, Competition Law, Conflicts of Law, Construction Law, Consumer, Vendor, Contract Law, Defamation, Employment, Entertainment, Environmental, Fine Arts, Performing Arts, Foreign Investment, General Civil, Government, Health Care and Life Science, Hospitality Industry, Human Rights, Information, Technology, Insurance, International, Multi-party, Negligence, Organizational Change, Partnership, Shareholders Rights, Pensions, Benefits, Personal Injury, Privacy, Information Access, Products Liability, Professional Negligence, Professional, Organization, Publishing, Printing, Real Estate, Commercial Development, Strata, Residential Property Assessment, Royalties, Sale of Goods, School, Education, University, Small Business, Trade, Transportation, Technology, Trademark, Wills, Estates, Family Trust, Workplace.

Professional Experience

Robert M. Smith, Esq., has more than 20 years of commercial litigation and trial experience. He was responsible for overseas litigation worldwide at Bank of America. Subsequently, he had his own commercial litigation firm representing three dozen financial institutions. Prior to law school, Mr. Smith was a correspondent in the Washington Bureau of the New York *Times*.

Mr. Smith is a Barrister (Inner Temple, Lincoln's Inn) in the UK. He is admitted to the Bars of California, New York, and the District of Columbia. He is fluent in French and German, and speaks intermediate Spanish.

Mr. Smith has commercial law experience that includes such matters as: high-tech lending, sexual harassment, computer license disputes, project finance, international letters of credit, construction disputes, insurance coverage, and personal injury.

Arbitration Experience

Robert M. Smith has been an arbitrator and mediator for more than 20 years. He has mediated hundreds of complex matters in a wide range of subject areas and in many jurisdictions. He was Director of Mediation at CEDR (Centre for Effective Dispute Resolution) in London, as well as a Registered Mediator and Chartered Arbitrator in the UK. He has lectured on ADR widely—at the Law Faculty of Oxford University, the United Nations in Turin, Nairobi, Warsaw, Dublin, Singapore, and Amsterdam. He is the author of *ADR for Financial Institutions* (West Group, 2d ed. 1998, 1200 pp.).

Mr. Smith has completed more than 400 hours of mediation/arbitration training and teaching, including:

- Practicum for Experienced Mediators, CDR Associates, Boulder, Colorado, 09/1994, 32 hours
- Mediation Seminar, Stanford Law School, Palo Alto, California, 06/1994, 20 hours
- Mediation Training, American Academy of Attorney-Mediators, Oakland, California, 01/1993, 15 hours
- Mediation Training, American Arbitration Association, San Francisco, California, 01/1993, 15 hours
- Mediation & ADR Training, National Institute for Trial Advocacy, Denver, Colorado, 09/1992, 24 hours

Mr. Smith's mediation style depends on the wishes of the parties and counsel, and his sense of what is appropriate and likely to be effective.

Mr. Smith has more than 250 references from law firms and corporate and government law departments on five continents. For more representative matters, expanded biography, references and testimonials, please see www.robertmsmith.com

Professional and Other Activities

Mr. Smith serves, or has served, as a mediator or arbitrator on the following panels:

- UN's World Intellectual Property Organization in Geneva, Switzerland
- the World Bank
- London Court of International Arbitration
- Arbitration Subcommittee to the U.S. Council for International Business
- Centre de Médiation et d'Arbitrage de Paris (CMAP) - Médiateur Agréé
- Center for Public Resources, Panel of Distinguished Neutrals

Mr. Smith has been elected a Fellow of:

- the American College of Civil Trial Mediators
- the Hong Kong Institute of Arbitrators
- the International Academy of Mediators

Academic Qualifications

JD, Yale Law School (Board of Editors, *Yale Law Journal*)

MS in Journalism with High Honors, Columbia University

MA in International Affairs, Columbia University

Diploma Sobresaliente, Centro de Estudios de Español (Barcelona)

Fulbright Scholar, University of Tübingen (Germany)

AB with Honors, Harvard College

CIIDRC Panelist: Robert J. C. Deane

Partner

Law office of Borden Ladner Gervais LLP, Vancouver, British Columbia, Canada

Practice Areas

Robert Deane is a partner with Borden Ladner Gervais LLP, based in Vancouver, Canada. He is the National Leader of the Firm's International Trade and Arbitration Group, and a member of the Partnership Board, the Firm's governing body. He also serves as the Co-National Leader of the Privacy and Data Security Group and as the Vancouver Regional Leader of the Advertising, Marketing and Sponsorship Law Group. Robert practises international and domestic commercial arbitration, commercial litigation, privacy law, intellectual property litigation and advertising/competition law. He is ranked nationally and internationally as a leading lawyer in these areas.

Robert has experience in all levels of court, including the Supreme Court of Canada, and in numerous significant international commercial arbitration proceedings in North America, Asia and Europe under the LCIA Rules, the ICC Rules, the ICSID (Additional Facility) Rules, the American Arbitration Association's International Arbitration Rules, the Arbitration Rules of the Arbitration Institute of the Stockholm Chamber of Commerce, the Domestic and International Arbitration Rules of the British Columbia International Commercial Arbitration Centre, and the National Arbitration Rules of the ADR Institute of Canada, among others.

Prior to joining BLG, Robert was a law clerk to the Honourable Madam Justice Beverley McLachlin, Supreme Court of Canada (now the Rt. Honourable Beverley McLachlin, PC, Chief Justice of Canada).

Arbitration Experience

Mr. Deane has been involved in numerous significant arbitration proceedings throughout North America, Asia and Europe.

Mr. Deane represented the United Mexican States in *NAFTA* Chapter Eleven arbitral proceedings and related court proceedings before the Supreme Court of British Columbia, the Ontario Superior Court of Justice, the Court of Appeal for Ontario and the Supreme Court of Canada (*Metalclad Corp. v. United Mexican States*; *Feldman v. United Mexican States*; *Bayview Irrigation District v. United Mexican States*; *Corn Products International Inc. v. United Mexican States*; *Cargill Inc. v. United Mexican States*). Mr. Deane also appeared for the United Mexican States in *Waste Management Inc. v. United Mexican States*, and has provided advice on numerous other *NAFTA* Chapter Eleven and other investment treaty arbitral proceedings.

Mr. Deane's arbitration practice has also provided him with opportunities to work with the *LCIA Rules*, the *ICSID (Additional Facility) Rules*, the *ICC Arbitration Rules*, the American Arbitration Association's *International Arbitration Rules (ICDR)*, the *Arbitration Rules* of the Arbitration Institute of the Stockholm Chamber of Commerce, the *Domestic and International Arbitration Rules* of the British Columbia International Commercial Arbitration Centre, and the *National Arbitration Rules* of the ADR Institute of Canada, among others.

Professional Activities

- Recognized as the 2017 "Vancouver International Arbitration Lawyer of the Year" by *The Best Lawyers in Canada*®.
- Recognized in the 2016 edition (and since 2011) of *Chambers Global — The World's Leading Lawyers for Business* (Dispute Resolution — British Columbia, Dispute Resolution — Arbitration).
- Recognized in the 2016 edition of *Who's Who Legal: Arbitration 2016*.
- Recognized in the 2017 and 2016 editions of *Chambers Canada — Canada's Leading Lawyers for Business* (Dispute Resolution: British Columbia, Dispute Resolution: Arbitration).

- Selected by peers for inclusion in the 2017 edition (and since 2012) of *The Best Lawyers in Canada*® (Advertising and Marketing Law, Class Action Litigation, Corporate and Commercial Litigation, International Arbitration, and Privacy & Data Security Law).
- Recognized in the 2016 and 2015 editions of the *Legal 500 Canada* (International Trade).
- Recognized in the 2016 and 2015 editions of *Benchmark Canada — The Definitive Guide to Canada's Leading Litigation Firms & Attorneys* as a "Local Litigation Star: British Columbia" and a "Litigation Star: Arbitration, Commercial, Competition, Intellectual Property".
- Member, Executive Committee, ICC Canada, 2011-present
- Past Regional Representative for North America (Canada), Young International Arbitration Group — London Court of International Arbitration
- Member: Young Canadian Arbitration Practitioners, 2010-present; Toronto Commercial Arbitration Society, 2010-present; Western Canada Commercial Arbitration Society, 2010-present
- Former Chair, Editorial Board, Working Group on Best Practices for Electronic Document Discovery and Production in Canada (Sedona Canada)
- Member, Advisory Board, The Institute for Transnational Arbitration, 2009-present

Academic Qualifications

LLB, University of Victoria, 1998 (Law Society of BC Gold Medallist)

BA, Simon Fraser University, 1995

British Columbia, 2000

CIIDRC Panelist: Robert A. Fashler

Counsel

Law office of Vanguard Intellectual Property LLP, Vancouver, British Columbia, Canada

Practice Areas

Aviation Law, Copyright Law, Intellectual Property Law, Life Science Law, Mining Industry, Technology Industry, Trade-mark Law.

Professional Experience

Rob Fashler, FCI Arb., is counsel in the Vancouver office of Vanguard IP LLP, practising in the fields of intellectual property and technology law.

Rob has been practising law since 1980 and has been a Canadian trademark agent since 1984. Rob has deep experience with intangible property and technology. This includes the establishment and structuring of proprietary rights, the commercialization of intangible assets, the enforcement of rights, and dispute resolution on a local, national and international basis.

Rob has significant experience in various industry sectors, including, e-business, software, computer equipment, beauty and cosmetics, automotive, aviation, mining, forestry, telecommunications, clean technology, education, government, food, finance, alcoholic beverages, life sciences, retailing, and consumer products.

Rob has unique capabilities in arbitrating and mediating disputes involving IP and technology. He is an arbitrator and mediator with the Chartered Institute of Arbitrators, the World Intellectual Property Organization, the British Columbia International Commercial Arbitration Centre, Resolution Canada, and the National Arbitration Forum. Rob has served on numerous panels determining domain name disputes under the Uniform Domain Name Dispute Resolution Policy (UDRP) of the Internet Corporation for Assigned Names and Numbers (ICANN), and the Domain Name Dispute Resolution Policy (CDRP) of the Canadian Internet Registration Authority (CIRA).

Arbitration Experience

On the dispute side, Rob Fashler has represented the successful parties in numerous challenging disputes.

On the commercial side, Mr. Fashler has extensive experience in drafting and negotiating a wide variety of IP/IT contracts. He also acts as the chief intellectual property counsel on asset acquisitions and financings.

He is frequently called on by clients to provide high-level strategic advice that encompasses a variety of key issues, such as the design of international ownership and licensing structures.

Professional Activities

- Member of British Columbia International Commercial Arbitration Centre
- Member of Chartered Institute of Arbitrators
- Member of World Intellectual Property Organization (WIPO)
- Member of International Trademark Association
- Member of National Arbitration Forum
- Member of Resolution Canada

Rob Fashler has been an adjunct professor with Osgoode Hall Law School serving as the British Columbia Regional Director and a local instructor for Osgoode Hall's LL.M. in E-Business Program.

Recognition:

Canadian Who's Who, 2010

Best Lawyers in Canada 2010, Information Technology Law, Intellectual Property Law and Technology Law
Lexpert, Technology, Computer and Information Technology Law

Academic Qualifications

McGill University, B.A., 1976

University of British Columbia, LL.B., 1980

CIIDRC Panelist: Craig R. Chiasson

Counsel

Law office of [Borden Ladner Gervais LLP](#), Vancouver, British Columbia, Canada

ADR Certified Designation: C. Arb

Practice Areas

Intellectual Property Law, Banking Law, Company Law, Competition Law, Conflict Law, Construction Law, Contract Law, Financial Services, Fine Art Law, General Civil Law, Information Technology Industry, International Law, Investment Treaty, Multi-Party Disputes, Partnership Disputes, Product Liability Law, Resource Industry, Sale of Goods Law, Securities Law, Shareholder Disputes, Shareholder Rights, Trade Law

Professional Experience

Craig has acted as counsel in international commercial arbitrations and in investor-state arbitrations under bilateral investment treaties and other multilateral investment treaties, for both respondent States and claimant investors.

His international commercial arbitration experience (past and present) includes, representing:

- A Canadian pharmaceutical development company in an ICC arbitration
- An English marine equipment company in an ICC arbitration
- A Canadian mining company in an UNCITRAL arbitration
- A Portuguese cement company in an ICC arbitration
- A US satellite manufacturer in an ICC arbitration and ad hoc proceedings
- A Korean shipbuilding company in an ICC arbitration
- A French nuclear power plant contractor
- A major international financial institution in an ICC arbitration
- An Albanian mobile telephone company
- A Russian energy company in an ICC arbitration
- A Canadian software company in two international arbitrations under the BCICAC rules
- A Greek financial institution in a dispute relating to the purchase of a foreign financial institution

His investment treaty experience includes advising:

- An European State on issues arising out of an investor's claims for breach of the Energy Charter Treaty relating to the revocation of power-generation concessions
- An African State on issues arising out of an investor's claims for breach of a bilateral investment treaty relating mining rights
- An international energy company on issues arising out of its claims for breach of relevant bilateral investment treaties in relation to its assets in a South American State
- An international energy company on issues arising out of its claims for breach of relevant bilateral investment treaties in relation to its assets in a CIS State

Craig has also acted as tribunal secretary to Jan Paulsson in *Pantechniki S.A. Contractors & Engineers v. Republic of Albania* (ICSID Case No ARB/07/21) and in an ICC case to Noah Rubins relating to the dismantling, transportation and reconstruction of a steel plant.

He has appeared as counsel in ICC, UNCITRAL, ICSID, SCC, BCICAC and ad hoc arbitration proceedings and in the Appeal, Supreme, and Provincial Courts of British Columbia

Professional Activities

- Member of the Roster of Arbitrators of the British Columbia International Commercial Arbitration Centre (BCICAC)
- Member of International Chamber of Commerce (ICC) Canada's Arbitration Committee, including as a member of its list of arbitrators
- Advisory Board Member of the International Arbitration Law Project of the Uniform Law Conference of Canada
- Member of the International Council for Commercial Arbitration (ICCA)
- Member of the London Court of International Arbitration
- Advisory Board Member of the Institute for Transnational Arbitration
- Member of the International, Canadian and Vancouver Bar Associations
- Contributor to International Law Office on issues of international arbitration

Academic Qualifications

Qualified Solicitor of England and Wales, 2011

Qualified Barrister and Solicitor of the Law Society of BC, 2002

University of Alberta, LLB, 2001

University of British Columbia, BEd, 1995

University of British Columbia, BA, 1992

CIIDRC Panelist: Anton M.S. Melnyk, Q.C., C. ARB

Partner

Law office of Melnyk Law, Edmonton, Alberta, Canada

Practice Areas

Aboriginal Issues, Aviation, accounting, banking, financial services, Commercial, Corporate, Company Law, Contract Law, Employment, General Civil, Human Rights, Intellectual Property, Online Dispute Resolution, Partnership, Shareholders Rights and Disputes, Real Estate, Commercial Development, Strata, Small Business, Sport, Tax, Transportation, Wills, Estates, Family Trusts

Professional Experience

Principal of Melnyk & Company, Barristers and Solicitors.

- Over 40 years practice in a wide range of law, including commercial, corporate, tax, labour, and administrative law.
- Appeared before the Alberta Trial and Appeal Courts, Tax Court and Federal Court of Canada Acted as Counsel to the Classification Appeal Board, Public Service Appeal Board, Occupational Health & Safety Council, the Alberta Labour Relations Board and Environmental Council of Alberta.
- Acted as Vice-Chairperson of the Alberta Board of Industrial Relations.
- Acted as Chairperson in numerous labour, commercial, landlord-tenant, automobile and electrical industry arbitrations.
- Taught labour law, arbitration law, and tax law in the Law and Business Administration Faculties of the University of Alberta.

Arbitration Experience

Appointed Queen's Counsel 1981 and Awarded the Chartered Arbitrator designation 1990. Arbitral and ADR appointments include:

- Grievance Arbitration Roster under the Labour Relations Code of Alberta (1994 -)
- Arbitrator under the Canadian Motor Vehicle Arbitration Plan (1994 - 2008)
- Sahtu Arbitration Panel (1995 -)
- Arbitrator under the Western Grain Transition Payments Program (1995)
- Part IV of the Canada Transportation Act Arbitrations (1998 -)
- Domestic Canada Panel of the BCICAC (1998 -)
- IDA - Alberta Securities Dispute Resolution Panel (2000 - 2009)
- Province of Alberta Bid Protest Roster (2001 - 2009)
- Referee and Adjudicator under the Canada Labour Code (2002 -)
- Gwich'in Arbitration Panel (2005 -)
- Automobile Insurance Arbitrators Roster - Alberta (2005 -)
- CIRA Domain Name Resolution Panel of the BCICAC (2006 -)
- Arbitration Panel of the Sport Dispute Resolution Centre of Canada (2007 - 2010)

Professional and Other Activities

- Alberta Arbitration & Mediation Society
- ADR Institute of Canada
- Canadian Bar Association - Member of National and Provincial Councils (2000 - 2010)
- Canadian Tax Foundation
- Selected Publications (for full list, please contact [Melnyk & Company](#)):
 - Ch. 3 Tax Law - Principles of Farm Law for Alberta Farmers, University of Alberta (1974)
 - Taxation of a Shareholder - TAX 2 - Canadian Bar Association, Intermediate Course on The Income Tax Act (1975)

Academic Qualifications

Harvard Law School, LL.M., 1963

University of Alberta - LL.B., Silver Medalist, 1962

University of Alberta, B.A., 1961

CIIDRC Panelist: Barry C. Effler, LL.B., LL.M., C. Arb.

Lawyer

Office of Barry C. Effler, Winnipeg, Manitoba, Canada

Practice Areas

Intellectual Property Law, Commercial Law, Construction Dispute Law, Contract Law, Corporate Law, International Law, Labour Law, Real Estate Law, Treaty Land Entitlement Claims

Professional Experience

Currently, Mr. Effler is employed with the Province of Manitoba. Previously, as a lawyer in private practice, Mr. Effler practiced commercial/corporate, franchise and international contract law.

He is a Past President and national director of the ADR Institute of Canada, Inc., formerly known as the Arbitration and Mediation Institute of Canada and the Canadian Foundation for Dispute Resolution.

Barry Effler is a Past Chair, National ADR section Canadian Bar Association.

His past business experience includes serving as Chief Operating Officer of two corporate groups in the security industry and franchising business and as Executive Vice President of a software developer.

Dispute Resolution Experience and Training

Arbitration

- He is a Chartered Arbitrator designated by the ADR Institute of Canada in 1996, a lecturer in arbitration law, contract, real estate and evidence law, and instructed the Arbitration and Mediation Institute of Manitoba arbitration training program for over 10 years
- Mr. Effler has conducted arbitrations in a wide range of areas since 1996
- Appointed as a Chartered Arbitrator (Fellow) by the ADR Institute of Canada in 2008

Mediation

- He is practicing commercial and labour mediator and was approved by the Law Society of Saskatchewan to practise as mediator in 1992
- Barry Effler is a past Member of Training Advisory Group for Mediation Services of Manitoba- organised training and training standards for volunteer mediators in court annexed victim offender mediation and community dispute mediation.

Professional and Other Activities

Among Mr. Effler's activities with the ADR Institute of Canada, he was:

- Past Chair, National Arbitration Rules drafting committee
- Past Chair, National Commercial Mediation Rules revision committee
- Drafted the General Operating By-law and the Discipline Procedures By-law
- Committee Member, National Chartered Mediator designation standards
- Committee Member, National Chartered Mediator designation accreditation

Areas of competence include:

- Conducting arbitrations and mediations
- Neutral fact finding

Academic Qualifications

Bachelor of Laws, (LL.B.), 1983 Master of Laws, (LL.M.), 2011

CIIDRC Panelist: Claude Freeman, LL.M. (ADR)

Mediator/Arbitrator

Office of Claude Freeman, Toronto, ON and Montreal, QC, Canada

ADR Certified Designation: C. Med, C. Arb

Additional Language: Fluently Bilingual

Practice Areas

Intellectual Property Law , Corporate Law, Employment Law, Insurance Law, Multi-Party Disputes, Personal Injury Law, Aviation Law

Professional Experience

Fluently bilingual, Claude's academic background includes studies in both Business Administration and Aviation Sciences (Commercial Pilot) and Dispute Resolution Law.

Combined with over 30 years of solid business experience, he is an accomplished mediator and arbitrator, with 20 years of full-time civil/commercial mediation, arbitration and fact-finding practice, including matters of employment/workplace, finance, accounting, intellectual property, code of conduct reviews, mergers and acquisitions, contract issues, insurance, and transportation. Claude has been appointed to several prominent mediation and arbitration rosters, and one of his arbitration decisions has been published in the 2007 Canadian Patent Reporter. His practice has included review/adjudication/appeals of several hundred disability/injury/insurance matters, and is approved as a workplace specialist for the Federal Government. He is also an approved arbitrator by the Province of Québec to conduct arbitrations under the New Home Warranty Plan. He is also very familiar with GAAP (Generally Accepted Accounting Principles).

Claude has authored and published close to 30 papers, articles, and media events on Dispute Resolution, and has taught/co-taught a number of courses and seminars, and has mentored several new mediators to the profession.

Arbitration Experience

Claude initially trained as a Mediator and Arbitrator with the Quebec National and International Commercial Arbitration Centre, and has earned a Masters Degree in Dispute Resolution Law, and his designations as Chartered Mediator and Chartered Arbitrator.

Mediation Rosters

- Roster Mediator, Ontario Mandatory Mediation Program - Toronto/Ottawa/Windsor
- Member of Walkerton Mediator Roster
- Federal Department of Justice – Resolution Neutral
- General Insurance Ombudservice
- Canadian Human Rights Commission
- Canadian Portfolio Management Association of Canada
- Office of the Independent Police Review Director (OIPRD)
- Ombudservice Life & Health Insurance (OLHI)

Arbitration Rosters

- Canadian Internet Registration Authority
- KPMG – Ontario/Quebec Workplace Arbitrator Panel
- Financial Services Company Dispute Roster
- Canadian Human Rights Commission

- Canadian Portfolio Management Association of Canada
- Canadian Transportation Agency
- Major Insurance Company Misrepresentation Dispute Arbitrator
- American Commercial Dispute Resolution Centre
- ADR Chambers
- Tribunal Appointment: Appointment by Governor-in-Council/Privy Council as member of the Federal Transportation Appeals Tribunal, 9/03
- CRA – Independent Third Party Reviewer (Workplace).

Professional Activities

- ADR Institute of Ontario and Canada
- ADR Institute Chartered Arbitrator/Mediator Designations Approval Committee
- Ontario French Lawyers Association (A.J.E.F.O.)
- Quebec National and International Commercial Arbitration Centre (Q.N.I.C.A.C.)
- American Arbitration Association (A.A.A.)
- Quebec Mediation and Arbitration Institute (I.M.A.Q.)

CIIDRC Panelist: Henrique, Duarte G.

Lawyer, Arbitrator, Consultant

Law office of BCH Lawyers, Lisbon, Portugal

Language (s): Portuguese, English, Spanish, French

Practice Areas

Intellectual Property Law, Commercial Law, Corporate Law, Competition Law, Contract Law, Entertainment Law, Fine Arts Law, Performing Arts Law, Information Technology Law, International Law, Online Dispute Resolution Law, Partnership Disputes, Sale of Goods Law, Technology Law, Trademark Law.

Professional Experience

- 2013 – (present) – Member of the Portuguese Panel of Arbitrators of the International Film and Television Alliance
- 2013 – (present) – Arbitrator at “Arbitrare – Arbitration Centre” (Lisbon, Portugal): ARBITRARE is a Portuguese Institutionalized arbitration Centre, legally able to resolve disputes over industrial property (trademarks and patents), “.PT” Domain names, trade names and corporate names as well as compulsory arbitration to resolve disputes over generic drugs (www.arbitrare.pt).
- 1990 – (present) – Lawyer
- 1988 – 1990 – Trainee and Lawyer at Jardim, Sampaio, Magalhães e Silva e Associados
- Lawyer, Arbitrator and Legal consultant, with vast experience on Litigation and Arbitration, IT Law, IP Law, Copyright Law, Corporate Law, Commercial Law and Civil Law.
 - As lawyer has experience with major Portuguese IT / IP companies, insurance companies and others, dealing with corporate and commercial law, IT / IP law, litigation and arbitration.
 - As arbitrator and lawyer at arbitration procedures has experience with domestic and international arbitration on Copyright Law, IP Law, Contracts Law and Corporate Law, both institutionalized and *ad hoc* arbitration.

Professional Activities

- Professional License nº 8830L – Portuguese Bar Association (since 1990)
- Member of “APA” Portuguese Arbitration Association
- Member of the London Court of International Association European Users’ Council
- Member of International Bar Association
- Member of the ICCA - International Council for Commercial Arbitration
- Member of the International Arbitration Institute – Paris
- Member of ASA - Swiss Arbitration Association

Academic Qualifications

Advanced PIDA Training – International Commercial Arbitration – ICC Paris (Oct. 2013)
Graduate in International Trade Law (Contracts and International Arbitration) - 2004-2005
Graduate in Accounting, Financial Analysis and Business Assessment at “Universidade Nova de Lisboa” - 1998

CIIDRC Panelist: Jerry Yulin Zhang

Lawyer

Law office of Beijing Linli Law Office, Beijing, China

Practice Areas

Intellectual Property Law, Commercial Law, Corporate Law, Contract Law, Fine Art Law, Arbitration Law, Foreign Investment Law, International Law, Trademark Law.

Professional Experience

Jerry Yulin Zhang has many years of experience in international intellectual property law, corporate/commercial and dispute resolution, particularly in Chinese law and its application in cross border investment and economic activities. In the area of intellectual property, Mr Zhang has advised clients in intellectual property applications, IP dispute resolution, administrative enforcement procedure, copyright and trademark litigations and unfair competition matters, top-level domain names, domain names in .hk and .cn domains and their dispute resolution, and strategies for protection of intellectual property overseas. In dispute resolution, Mr Zhang has acted as counsel in prosecuting complaints, claims or acting on the defense/counterclaim in various foreign related cases.

As arbitrator, he has accepted many appointments as sole arbitrator, co-arbitrator or presiding arbitrator or panelist in handling international arbitration or domain name matters with China International Economic and Trade Arbitration Commission (CIETAC) or Hong Kong International Arbitration Centre (HKIAC). In investment law area, Mr. Zhang is familiar with direct investment, project financing, construction contracts, corporate mergers and acquisition and general corporate and commercial law, including general commercial project contract review, risk control, compliance and international taxation avoidance matters etc.

Dispute Resolution Experience and Training

Jerry Yulin Zhang has acted as arbitrator in nearly one hundred arbitration cases either as a co-arbitrator, sole arbitrator or presiding arbitrator. The arbitration cases include many types of disputes, including sale of goods, joint venture disputes, disputes arising from real estate development contracts, licensing agreements, distributorship agreements, construction turnkey agreements, advertising agency agreements, hotel management contracts, equity transfer agreements, etc. Most of the disputes involve Chinese companies and other foreign multinational companies. He received mediation training in Stockholm, Sweden and is an Accredited Mediator of the Centre for Effective Dispute Resolution (CEDR) in London.

Professional and Other Activities

- Arbitrator, CIETAC
- MCI Arb, Chartered Institute of Arbitrators
- Listed arbitrator, HKIAC
- Listed arbitrator, Panel of Arbitrators for Intellectual Property Disputes, HKIAC
- Listed Panelist, Domain Name Dispute Resolution Centre of CIETAC and HKIAC
- Arbitrator, Guangzhou Arbitration Commission
- Arbitrator, Chongqing Arbitration Commission

Academic Qualifications

PhD, UBC Law, Canada, 2017

LLM, UBC Law, Canada, 1994

Post-Graduate Certificate, Beijing University, Law School, 1989

Lawyer's Qualification Certificate, 1989

LL.B., Beijing University, Law School, 1987

B.A., Beijing University English Language and Literature Department, 1987

CIIDRC Panelist: Mark McNeill

Partner

Law office of Shearman & Sterling LLP, Paris, France

Additional Language (s): French, Japanese

Practice Areas

Intellectual Property Law, Aviation Law, Bio-Tech Law, Conflicts Law, Construction Law, Contract Law, Foreign Investment Law, Insurance Law, International Law, Resource Industry - Mining, Sale of Goods Law, Technology Law

Professional Experience

Mark McNeill is a partner in Shearman & Sterling's International Arbitration Group in Paris. He has fifteen years of experience representing companies and States in international arbitrations, both ad hoc and institutional, with a focus on intellectual property and technology cases. He has handled disputes in the pharmaceutical, chemical, aviation, nuclear construction, mining and reinsurance industries. Before joining Shearman & Sterling's international arbitration team in Paris in January 2007, Mark McNeill was an Attorney-Adviser in the Office of the Legal Adviser of the U.S. Department of State, where he represented the United States in investor-State arbitrations under the investment chapter of the North American Free Trade Agreement (NAFTA). Prior to that, he was an international arbitration associate in Shearman & Sterling's New York office.

Arbitration Experience

Recent or pending arbitrations in which Mark McNeill has appeared as counsel include the representation of:

- A French-German consortium in an ICC arbitration in Stockholm against a Finnish utility company. The dispute arises from an agreement for the construction of a nuclear power plant in Finland. Finnish law governs and the language of the proceedings is English. Over USD 4.8 billion is at stake.
- Electricité de France (EDF) as Claimant in an UNCITRAL arbitration against the Republic of Hungary. The dispute arises from termination of the Power Purchase Agreements put in place during the privatisation of the electricity sector. The claims are brought under the Energy Charter Treaty and the arbitration is conducted in accordance with UNCITRAL Rules. Hundreds of millions of US dollars are at stake.
- A U.S. corporation in a dispute against the largest Hungarian oil and gas company in relation to a long-term agreement for the production, processing and sales of oil and gas.
- A North American agribusiness company as Respondent in an ICC arbitration initiated by European agribusiness companies. The dispute relates to the parties' rights of use with respect to proprietary biotechnology. French law applies.
- A European pharmaceutical company as Claimant in an ICC arbitration in Paris against three subsidiaries of a global health care company arising out of a license agreement. French law applies.
- Three European chemical companies in a series of ICC arbitrations in Paris, Geneva and London against the European subsidiaries of a large North American chemical concern. The disputes arise from a joint venture agreement formed to manufacture a product used for the production of nylon. French law applies.
- A European aviation company as Claimant in an ICC arbitration in Geneva against a North American parts supplier. The dispute arose out of an agreement for the supply of airplane components. French law applied and the language of the proceedings was English. The matter was settled at an advanced stage of the procedure.
- The majority shareholders in former Yukos Oil Company as Claimants in a series of three arbitrations against the Russian Federation in relation to the expropriation of their investment in the company. The claims are brought under the Energy Charter Treaty, a multilateral convention governing trade and

investment in the energy sector, and compensation is being sought for an amount in excess of USD 114 billion. This matter is the largest arbitration ever in terms of amounts at stake. The arbitrations are conducted in accordance with the UNCITRAL Arbitration Rules and are administered by the Permanent Court of Arbitration (PCA) in The Hague. In an Interim Award of November 30, 2009, the Arbitral Tribunal decided that it has jurisdiction over the dispute and that the claims are admissible.

- The United States in several arbitrations under Chapter Eleven of the NAFTA, including Methanex Corp. v. United States of America (USD 970 million claim challenging California's regulations banning a gasoline additive); Glamis Gold Ltd. v. United States of America (USD 50 million claim concerning federal and state actions taken with respect to the claimant's mining claims); In re Consolidated Softwood Lumber Proceedings (consolidated claims for USD 500 million challenging U.S. antidumping and countervailing duty measures); Canfor Corp. v. United States of America (claims challenging softwood lumber duties that were consolidated); Tembec Inc. v. United States of America (same); and Terminal Forest Products Ltd. v. United States of America (same).
- A North American reinsurance intermediary as both a Respondent and a Claimant in multiple ad hoc arbitrations in New York and New Jersey against many international insurance companies. The dispute concerned liability of various parties with respect to obligations arising out of a complex international reinsurance pool arrangement. An award was rendered in favor of our client in the lead case. Other cases were thereafter settled on confidential terms.

Professional and Other Activities

- Fellow, Chartered Institute of Arbitrators (CIArb)
- Panel of Distinguished Neutrals, CPR Institute for Dispute Resolution
- Adjunct Professor, International Investment Law and Arbitration, American University Washington College of Law (2006)
- American Bar Association (ABA), Section of International Law: International Investment and Development Committee (Co-Chair, 2011-13; Vice Chair, 2008-10); International Arbitration Committee (Vice Chair, 2008-09); Programs Committee (Vice Chair 2006-08)
- Fellow, American Bar Foundation (ABF)
- Advisory Board Member, Institute for Transnational Arbitration (ITA)
- Member, American Society of International Law (ASIL)
- Member, London Court of International Arbitration (LCIA)
- Member, International Arbitration Institute (IAI)
- Member, International Bar Association (IBA)
- Member, Federal Bar Council Inn of Court, Southern District of New York (2001-02)
- Editor-in-Chief, Journal of International Law & Politics, NYU School of Law (1997-98)

Academic Qualifications

New York University School of Law, J.D., 1998

The Johns Hopkins University, School of Advanced International Studies, M.A., 1995

Colgate University, B.A., 1989

CIIDRC Panelist: Melvyn J. Simburg

Partner

Law office of Simburg Ketter Sheppard & Purdy LLP, Seattle, WA, USA

ADR Certified Designation: C. Arb & C. Med

Practice Areas

Intellectual Property Law, Accounting Law, Banking Law, Commercial Law, Contract Law, Corporate Law, Entertainment Law, Financial Services, Fine Art Law, Fine Art Law, Information Technology Industry, International Law, Multi-Party Disputes, Partnership Disputes, Performing Arts Industry, Printing Industry, Publishing Industry, Royalties Law, Sale of Goods Law, Small Business Law, Trade Law, Trademark Law

Professional Experience

Mr. Simburg has been an attorney since 1972 and an ADR neutral since 1980. Mr. Simburg is a lawyer's lawyer. He helps businesses as an imaginative problem-solver and resourceful litigator. Mel Simburg has particular experience in the areas of international distribution, copyright and trademark protection, web contracts, technology and rights licensing and foreign investment. Because of his excellent communication skills and business litigation background, he is frequently asked to serve as an arbitrator or mediator. Mel Simburg is a member of the Large Complex Case Panel and the Commercial and Intellectual Property panels for the American Arbitration Association and serves on arbitration panels for ICDR, FINRA and other organizations as well.

Arbitration Experience

Mr. Simburg is a member of the Large Complex Case Panel and the Commercial and Intellectual Property panels for the American Arbitration Association and serves on arbitration panels for ICDR, FINRA and other organizations as well.

He serves as arbitrator or mediator in a variety of business-related disputes, many of which involve cross-border, multi-cultural and/or intellectual property matters. He has resolved a significant number of franchise, licensing and distribution disputes. He has served as a neutral in computer system installations involving up to several million dollars. Internet-related disputes have involved such matters as banking, copy right infringement, trademark infringement, trade dress issues, domain names.

Mr. Simburg has participated in over thirty ADR training sessions in the last 10 years.

Professional and Other Activities

Mr. Simburg serves on State and ABA committees and chairs seminars and symposia here and abroad. He has served as a volunteer attorney for Washington Lawyers for the Arts, Seattle Public Theatre, Seward Park Art Studio and the Faces for Life Project of the Puget Sound Blood and Tissue Center. He was lead counsel for the firm's representation of the "Best of the USSR Software and Technology Show" held in connection with the 1990 Good Will Games.

Mel Simburg has authored or co-authored several articles and presented at seminars in his areas of special experience. Topics include Use of a Foreign Sales Corporation, Protection of Trademarks, Trade Names and Trade Secrets, Copyright Protection for Foreign Works, Intellectual Property on the Internet and Internet Privacy Policies as well as arbitration and mediation topics. He is the author of the section Proof of Foreign Law for the "Washington State Civil Procedure Deskbook" and is Editor of the ABA's annual International Intellectual Property Year in Review.

Academic Qualifications

Columbia University School of Law, J.D., 1972

Columbia University School of International & Public Affairs, M.I.A., 1972

University of California-Berkeley, B.A.(Citation in Macroeconomics), B.A., 1968

CIIDRC Panelist: Michael Erdle

FCI Arb, C. Arb, C. Med

Practical Resolutions Inc., Toronto, Ontario, Canada

ADR Certified Designation: FCI Arb, C. Arb, C. Med

Practice Areas

Intellectual Property Law, Commercial Law - Corporate, Contract Law, Entertainment Law, Fine Arts Law, Information Technology Law, International Law, Partnership Law, Professional Disputes –Negligence, Publishing Industry, Sale of Goods Law, Small Business Law, Technology Law, Trademark Law.

Professional Experience

Michael Erdle co-founded Practical Resolutions Inc. in 2011, to help parties resolve business and commercial disputes in an efficient, cost-effective way, through facilitated negotiation, mediation and arbitration. Michael is one of Canada's most experienced and qualified commercial dispute resolution professionals. He has more than 25 years' experience as a commercial lawyer, specializing in technology and intellectual property. Michael has negotiated countless agreements and assisted clients in resolving a wide variety of commercial disputes.

He is a trained and experienced facilitator, mediator and arbitrator.

Since 2005, Michael has successfully mediated resolutions in shareholder and joint venture matters, computer software development and implementation projects, copyright, trademark, patent and trade secret disputes. He has acted as sole arbitrator in cases involving ownership of intellectual property, software licensing, system implementation, and other commercial and contract issues. He has acted as mediator/arbitrator in several matters.

Michael is a director of the ADR Institute of Ontario and the ADR Institute of Canada. He is a past president of the Intellectual Property Institute of Canada, a past director of the Canadian IT Law Association and a past chair of the Toronto Computer Lawyers Group. Michael has written and spoken on many current issues in technology and intellectual property law, including: dispute resolution; software development and licensing; electronic commerce; domain names; and outsourcing. He has lectured at Osgoode Hall Law School and McGill University. He currently teaches a course in "Powerful Negotiation Skills" at University of Toronto School of Continuing Studies.

Arbitration Experience

- Advanced Mediation Workshop, World Intellectual Property Organization Arbitration and Mediation Center, Geneva, Switzerland
- Advanced Mediation Course, Stitt Feld Handy & University of Windsor Law School, Toronto, Ontario
- International Commercial Arbitration (Accelerated Path to Fellowship), Chartered Institute of Arbitrators
- Intensive IP Arbitration Course, Canadian Bar Association & ADR Institute of Canada
- Alternative Dispute Resolution, Osgoode Hall Law School, Toronto, Ontario

Professional Activities

- 2015 Best Lawyers in Canada® – Alternative Dispute Resolution, Information Technology Law, Technology Law
- Canadian Legal Lexpert® Directory – Leading Practitioner, Computer & IT Law
- Lexpert / American Lawyer Guide to the Leading Lawyers in Canada – Technology Transactions
- IAM 250: The World's Leading Patent and Technology Licensing Lawyers
- Who's Who Legal Canada – Internet & E-Commerce
- The International Who's Who of Internet, e-Commerce & Data Protection Lawyers

Academic Qualifications

Osgoode Hall Law School, LLB, 1986

Carleton University, Bachelor of Journalism, 1978

CIIDRC Panelist: Peter Day

Principal

Law office of Mercer Island Arbitration Chambers International, LLC, Mercer Island, WA.

Practice Areas

Intellectual Property Law, Aviation, Contract Law, Commercial, Corporate, Construction, Engineering, Real Estate, Assets Sales, Securities

Professional Experience

Peter R. Day's wide-ranging experience as a business lawyer, trial lawyer, corporate executive and university educator make him well-suited to serve as a neutral in nearly any alternative dispute resolution setting. He has a broad background as a lawyer with over 35 years of practice, ranging from trial practice and litigation management to a wide-ranging corporate practice, with significant experience in intellectual property, international business, construction, aircraft finance, real estate, and asset sales.

After graduate studies in law in Germany and in business administration as a Fulbright scholar in France, he joined the legal department of The Boeing Company, where he enjoyed a 25-year career which included assignments as Chief Counsel for two division legal departments. In his role as Chief Counsel for two divisions of The Boeing Company, a substantial part of his responsibility was cost-effective and prompt dispute resolution, using negotiation, informal means of alternative dispute resolution, and formal mediation, arbitration or litigation when necessary. Concurrently, he set up and managed fully integrated in-house and outside counsel claims teams in the successful defense of over \$100 million in construction claims at minimum cost, many of which were resolved through arbitration.

Peter Day is reasonably fluent in both German and French and has negotiated business transactions in both languages.

After living and doing business on three continents, he has an understanding of the interplay of different legal systems and cultures in international business, a management perspective of business disputes and a very pragmatic approach to dispute resolution.

Upon graduation from law school, Peter R. Day served as a Marine Corps trial lawyer in Vietnam and Japan, then as Chief Prosecutor and Court-martial judge at Camp Pendleton, California. Following release from active duty, he joined the Office of the District Attorney of San Mateo County, California, where he tried 22 jury trials.

Arbitration Experience

- Chartered Institute of Arbitrators, Diploma Course in International Commercial Arbitration, Oxford, England, 2005.
- International Chamber of Commerce, Master Class for Arbitrators, Paris 2010.
- PIDA Mock Arbitration under ICC Rules (French language), Paris, 2006.
- World Intellectual Property Organization, Arbitration Workshop, Geneva, 2006.
- American Arbitration Association/ICDR Symposium in Advanced Case Management Issues, New York, 2010.
- Chairing an Arbitral Panel, Seattle, 2010.
- Arbitrator II: *Advanced Case Management Issues*, Miami, 2006.
- Arbitrator I: *Fundamentals of the Arbitration Process*, San Francisco, 2005.
- Using ADR to Resolve Intellectual Property Disputes, Seattle, 2005 – 2006.
- 40-Hour Mediator Skills Training for Court-Based Settlement Programs, Seattle, 2005.
- Washington College of Law, American University, How to Handle a Bilateral Investment Treaty Arbitration, Washington, D.C., 2009.
- FINRA/New York Stock Exchange, Dispute Resolution Chairperson Training, 2008.

- Arbitrator Training, San Francisco, 2006.
- Construction Disputes Resolution Services, Construction Arbitration and Dispute Resolution Board Training, Albuquerque, 2007.

Professional Activities

Peter Day has taught trial practice to lawyers for 10 years with the National Institute for Trial Advocacy at the San Diego and Seattle programs, and has also taught both MBA and undergraduate courses in business law and international law at the Seattle University Albers School of Business and Economics.

Arbitration Panels

- International Chamber of Commerce
- World Intellectual Property Organization
- International Centre for Dispute Resolution
- London Court of International Arbitration
- Chinese European Arbitration Centre

- American Arbitration Association National Roster of Neutrals
- FINRA (formerly NYSE & NASD)
- Institute for Conflict Management
- Construction Dispute Resolution Services, LLC
- National Arbitration Forum

Academic Qualifications

University of Auckland, B.A. LL.B., 1958
University of Auckland, LL.D., (Hon), 1999
Chancellor University of Auckland, 1991-1999
Fellow AMINZ 1989
Fellow Chartered Institute of Arbitrators

CIIDRC Panelist: R. John Rogers C. Arb & C. Med

Principal

Law office of R. John Rogers & Associates, Vancouver, British Columbia, Canada

Practice Areas

Intellectual Property Law, Accounting Law, Banking Law, Bio-Tech Industry, Commercial Law, Company Law, Contract Law, Corporate Law, Employment Law, Financial Services, Health Law, Information Technology Industry, Life Science Law, Mining Industry, Online Dispute Resolution Law, Partnership Disputes, Partnership Disputes, Professional Negligence Law, Professional Organizational Law, Public Utilities Industry, Sale of Goods Law, Shareholder Disputes, Shareholder Rights, Small Business Law, Tax Law, Technology Industry, Trademark Law

Professional Experience

Mr. Rogers is a Senior Professional with a unique combination of over 45 years of entrepreneurial, financial, legal and operational experience in the high technology, financial and legal industries. Special expertise in commercializing technology and in acquiring, financing, and building technology businesses.

In the approximately 18 years prior to restricting his practice to third party administrative law, Mr. Rogers' legal practice consisted of an extremely active M&A and corporate finance practice, acting for clients acquiring and financing businesses; and acting for underwriters and issuers working in jurisdictions throughout North America, Mexico, South America and Europe.

Arbitration Experience

Mr. Rogers founded and is the senior partner of R. John Rogers & Associates, a firm focused on providing mediation and arbitration services in the areas of securities and corporate finance, information technology, and healthcare and biotechnology.

With over 18 years of experience as an arbitrator and chair of administrative hearings, Mr. Rogers has acted as both panel chair and as sole arbitrator in matters ranging from the interpretation of joint venture agreements among public mining companies, to the resolution of disputes among shareholders in private companies, to the application of intellectual property agreements.

His training includes:

- The Conduct of Arbitration Proceedings course of the BC **1995**
- Arbitration and Mediation Institute
- Advanced Commercial Mediation certificate from the Continuing Legal **1996**
- Education Society of BC

Professional and Other Activities

As Chair of Investment Industry Regulatory Organization of Canada disciplinary panels, Mr. Rogers has written numerous decisions on behalf of the panels on which he has served. These decisions are published at [IIROC](#).

Mr. Rogers has served on both three member panels and acted as a single panelist both reviewing and authoring panel decisions as part of the Canadian Internet Registration Authority Domain Dispute Resolution Program. These decisions are published at [CIRA](#).

Mr. Rogers is appointed as a Hearing Delegate by the General Manager of the British Columbia Liquor Control and Licensing Branch pursuant to section 5 of the British Columbia *Liquor Control and Licensing Act* for the purpose of hearing on behalf of the General Manager enforcement matters referred to him by the Liquor Control and Licensing Branch. These decisions are published at

<http://www2.gov.bc.ca/gov/content/employment-business/business/liquor-regulation-licensing/compliance-enforcement/enforcement-hearing-search>.

Mr. Rogers is appointed as an arbitrator under the Canada-British Columbia Production Insurance Program administered by the Business Risk Management Branch of the British Columbia Ministry of Agriculture pursuant to the *Insurance for Crops Act* of British Columbia. These decisions are not published.

As a British Columbia International Commercial Arbitration Centre former Trustee, Mr. Rogers actively participated in the drafting of the BCICAC Domestic Commercial Arbitration Rules.

- Accredited as a Chartered Arbitrator by the ADR Institute of Canada;
- Accredited for both arbitration and mediation on the National Commercial Panel of the ADR Institute of Canada Inc.;
- Accredited for the panel of arbitrators and mediators by the World Intellectual Property Organization, Geneva, Switzerland.

Mr. Rogers has published articles and engaged in numerous presentations in his areas of expertise relating to the investment and technology industries. His articles have appeared in the Advocate, the magazine published by the Law Society of British Columbia, in the Monitor, the magazine published by the British Columbia Technology Industries Association, and in Retail Connections, the magazine published by Shelfspace, the organization representing retail entrepreneurs in British Columbia and Alberta.

Professional Activities

- **Chairman of the New Zealand National Committee of the ICC International Court of Arbitration (Sept. 2016 - present).** Responsible for proposing arbitrators to the ICC Court in Paris where the latter is called upon to appoint an arbitrator under Article 13(3), and for recommending new Court Members for appointment by the ICC World Council.
- **Alternate Member of the ICC International Court of Arbitration, Paris (June 2014 – June 2017).** Decides the appointment of arbitrators and their awardable fees; conducts Article 33 (ICC Arbitration Rules 2012) scrutiny reviews and approvals of final arbitral awards.
- **Chartered Arbitrator of the Chartered Institute of Arbitrators, London (Since 2006).** "Chartered" status is the highest level of membership in this global qualifications body.
- **Faculty member of the Chartered Institute of Arbitrators, London.** Regularly instructs the Institute's Diploma Course in International Commercial Arbitration.
- **Member of the New Zealand Markets Disciplinary Tribunal (July 2013 – April 2017).** Appointed by the New Zealand Government to serve on this independent disciplinary body, which conducts hearings to determine and impose penalties for financial market misconduct under the rules of the New Zealand Stock Market.

Sir Ian is on the Panels of various arbitral institutions including AAA, SIAC, ACICA, BCICAC, KLRAC and AGRAP.

His many professional appointments include: Past-President and Fellow of the Arbitrators' & Mediators' Institute of New Zealand, a Fellow of the Chartered Institute of Arbitrators (UK). He was Chairman of the Banking Ombudsman Commission of New Zealand for 13 years. Sir Ian is a door tenant at Essex Court Chambers, London.

He has delivered papers at numerous conferences and written articles on a wide variety of legal topics. In 2006 and 2009, he was a visiting scholar at Wolfson College, University of Cambridge.

Academic Qualifications

University of British Columbia, B.A., 1965

University of Toronto, LL.B., 1968

The Canadian Institute of Chartered Business Valuators, Course on Valuation I, Valuation II and Taxation in Business Valuation, 1987-1989

CIIDRC Panelist: Richard C. Levin, Esq.

Senior Partner

Law office of Akin Gump Strauss Hauer & Feld LLP, Dallas, Texas, USA

ADR Certified Designation: FCI Arb

Additional Language (s): French (work and read)

Practice Areas

Intellectual Property Law, Corporate Law, Company Law, Competition Law, Conflict Law, Contract Law, Defamation Law, Entertainment Law, Environmental Law, Fine Art Law, Foreign Investment Law, General Civil Law, Health Care Law, Hospitality Law, Human Rights Law, Information Technology Law, International Law, Mining Industry, Multi-Party Disputes, Partnership Disputes, Sports Law, Tourism Law, Trade Law. Transportation Law, Technology Industry.

Professional Experience

Richard's practice is directed to international arbitration disputes. He has served as counsel and arbitrator in numerous disputes under the AAA, ICC, ICDR, and ICSID rules. His primary areas of expertise are antitrust, competition, IP, joint ventures, and construction, with industry expertise in energy, chemical, retail, real estate, arts, and sports. He has also handled in the competition area major M&A deals, having led the negotiations and antitrust analyses of international joint ventures and acquisitions, and antitrust compliance issues as well.

Arbitration Experience

Richard is a member of the International Arbitration Institute, the Association Suisse De L'Arbitrage, International Council for Commercial Arbitration, and other organizations relating to international arbitration, as well as the Arbitration Commission of the International Court of Arbitration (ICC), and a member of the former Task Force on Arbitrating Competition Law Issues and the Task Force on Reducing Time and Expense in Complex Arbitrations.

He has been awarded as a Fellow of the Chartered Institute of Arbitrators and has been named to the Panel of International Arbitrators for the International Centre for Dispute Resolution, AAA, and ICC. He is also a member of the Center for American and International Law's List of Energy Arbitrators and a member of the American Arbitration Association Roster of Neutrals, as well as the LCIA database of arbitrators in London and several other institutions throughout the world, including WIPO (World Intellectual Property Organization), KLRCA (Kuala Lumpur), CRCICA (Cairo), VIAC (Vienna) and the Arbitration Center at the Institute of Modern Arbitration (Moscow). Richard has also been named to the Tech List at the SVAMC (Silicon Valley), a peer vetted selection of "the world's leading technology neutrals," and is profiled on the Global Arbitration Review Arbitrator Research Tool (GAR ART).

Richard has been a member of three person tribunals and acted as sole arbitrator in a number of disputes at the ICDR, ICC, and AAA. He has extensive training through courses sponsored by the AAA, ICDR, ICC and other institutions. As counsel, he has been at the cutting edge in many cases he has handled, including one of the first Chapter 11 NAFTA disputes under ICSID rules and one of the first arbitrations of antitrust/competition issues under ICC rules.

He has substantial pro bono experience representing children with learning disabilities in their legal issues with their schools. He is a member of COPAA (Parents, Attorneys, and Advocates).

Professional and Other Activities

International Bar Association and other organisations. See <http://www.richardlevinarbitration.com>

Academic Qualifications

Richard received his B.A. from Tulane University in 1967 and his J.D. in 1970 from Georgetown University, where he was a member of the law journal Law and Policy in International Business. Following law school, he clerked for the Honorable John C. Godbold, U.S. Court of Appeals for the 5th Circuit. After his clerkship, he was an associate at Sullivan & Cromwell in New York City where he practiced in the Litigation Section. He is a member of the Texas Bar and the Dallas Bar Association.

CIIDRC Panelist: Thomas Manson, Q.C., C. Arb, C. Med

Lawyer/Arbitrator

Beijing, China and Vancouver, Canada

Practice Areas

Intellectual Property Law, Commercial Law, Contract Law, Corporate Law, Environmental Law - Cost Recovery Disputes, Environmental Law - Partnership Disputes, Environmental Law - Remediation, Governance Dispute Law, Public Utilities Industry, Resource Industry - Energy, Resource Industry - Fisheries, Resource Industry - Forestry, Resource Industry - Gas, Resource Industry - Oil, Shareholder Rights, Shareholder Disputes, Societies Law

Professional Experience

Thomas Manson, QC is a Vancouver lawyer and arbitrator. He is currently working in Beijing, PRC, as a Foreign Expert at Peking University, while continuing legal and arbitration matters.

Mr. Manson was called to the Bar in 1981. His law practice includes dispute resolution in connection with commercial, corporate, and environmental disputes.

He has acted as sole arbitrator and as a member of an arbitration panel in commercial, environmental, and other disputes.

Arbitration Experience

Lawyer (1981 – Present)

Arbitrator (1995-present)

Member/Panelist of the British Columbia International Commercial Arbitration Centre (1997 – present),

Member/Panelist of the British Columbia Arbitration and Mediation Institute (2007 – present),

Panelist of the CIETAC, Xi'an Arbitration Commission, Chongqing Arbitration Commission (2012- present)

Arbitrator of the Fourth Committee of the Chongqing (China) Arbitration Commission (2013- present)

Professional and Other Activities

Director of the British Columbia Arbitration and Mediation Institute (2010 – 2013)

Vice President of the British Columbia Arbitration and Mediation Institute (2011 – 2013)

Chair – “Securities Litigation” Courses, 2000 and 2005, Continuing Legal Education Society of B.C.

Course Lecturer – CLE, Canadian Securities Institute, BC Compliance Officers’ Forum, Association of Canadian Compliance Professionals, Canadian Institute, Insight, BCAMI, and Client Seminars

Author/Contributor - Numerous papers for CLEBC; CLE’s *Supreme Court Chambers Orders*, 2005, 2007, 2010, 2012 and 2013 (in progress) Updates; *CSA Insider Trading Task Force Report*, 2003

Tom has travelled extensively and given lectures in China on Canadian legal and regulatory matters at Shandong University (Weihai), Harbin Institute of Technology (Weihai), Heilongjiang University (Haerbin), Nanjing University School of Law (Nanjing), China University of Political Science and Law (Beijing), HIT School of Law (Haerbin), the Law School of Shandong University (Jinan), University of International Business & Economics (Beijing), Central University of Finance and Economics (Beijing), China International Economic and Trade Arbitration Commission (CIETAC, Beijing), the Centre for Financial Regulation and Economic Development, Chinese University of Hong Kong, School of Law of Sun Yat-Sen University (Guǎngzhōu), and Law School of Central University of Finance and Economics (Běijīng).

Academic Qualifications

LLB., University of Victoria, 1980

M.A. University of London (School of Oriental & African Studies), 1977

B.A., University of British Columbia, 1976

CIIDRC Panelist: Tina Cicchetti

Arbitrator

Law office of Cicchetti Arbitration Law Corporation, Vancouver, British Columbia, Canada

Practice Areas

Intellectual Property Law, Construction Law, Contract Law, Foreign Investment Law, General Civil Law, International Expropriation Law, International Law, Mining Industry, Partnership Disputes, Resource Industry, Transportation Law

Professional Experience

Tina Cicchetti is a leading arbitration practitioner based in Vancouver, Canada. As of 1 September 2017, Tina practices as an independent Resident Neutral at Vancouver Arbitration Chambers (VAC). She has served as sole arbitrator and tribunal chair in *ad hoc* and institutional arbitrations. Tina also has extensive experience as counsel in commercial and investment treaty arbitrations.

Before joining VAC, Tina was a partner of Fasken, a Global Arbitration Review top 100 firm (GAR 100) in 2016 and 2017. Tina has more than 15 years of experience in the resolution of complex commercial disputes. From the beginning of her career, her focus has been on arbitration as a means of commercial dispute resolution. She is regularly asked to speak on the topics of arbitration and alternative dispute resolution, and has authored several articles on the subject. Since 2012 Tina has been a member of the Editorial Board of the Commercial Litigation and Arbitration Review.

Arbitration Experience

From 2003 to 2011, Tina taught international commercial disputes as an Adjunct Professor at the UBC Faculty of Law. Tina has been involved in more than 15 International arbitration matters and been appointed as sole arbitrator and chair in disputes under the International Chamber of Commerce (ICC) Rules. She also has advised on matters under other arbitration rules including the, American Arbitration Association (AAA), International Centre for Dispute Resolution (ICDR), Japan Commercial Arbitration Association (JCAA), Swiss Rules, London Court of International Arbitration (LCIA), United Nations Commission on International Trade Law (UNCITRAL), the International Centre for Settlement of Investment Disputes (ICSID) and the British Columbia International Commercial Arbitration Centre (BCICAC).

Professional Activities

- Chambers Global 2017 for Dispute Resolution: Arbitration
- The Best Lawyers ® 2018 Vancouver International Arbitration "Lawyer of the Year"
- Who's Who Legal Future Leaders – Arbitration 2017 - 2018
- Who's Who Legal: Arbitration 2016 - 2018
- The Best Lawyers ® in Canada 2017 for International Arbitration
- Canadian Legal Lexpert ® Directory 2014- 2016 consistently recommended for International Commercial Arbitration
- Lexpert® Guide to the Leading US-Canada Cross-Border Litigation Lawyers 2014 - 2015 for International Commercial Arbitration
- Expert Guides Rising Star 2015
- Lexpert®: Canada's Leading Litigators 2014
- Named as a "litigation star" for arbitration in Canada by Benchmark Canada, 2013-2014
- Vice Chair, International Arbitration Committee of the Canadian Chamber of Commerce (ICC Canada)
- ICDR/AAA Panel Member

- Board Member, Western Canada Commercial Arbitration Society (WCCAS) (formerly WCART)
- Adjunct Professor, International Commercial Disputes, Faculty of Law, The University of British Columbia (2003 - 2011)
- Advisory Board Member, Young Canadian Arbitration Practitioners
- NAFTA 2022 Advisory Committee
- Canadian Bar Association

Academic Qualifications

- LLB, University of British Columbia – 2000
- BBA (Hons.), Simon Fraser University - 1996

CIIDRC Panelist: David Wotherspoon

Partner

Law office of [Fasken Martineau DuMoulin LLP](#), Vancouver, British Columbia, Canada

Practice Areas

Intellectual Property, Technology, Trademark, Defamation700

Professional Experience

David Wotherspoon, partner, is a member of the firm's Commercial Litigation and National Technology & Intellectual Property (IP) Groups. He is a commercial litigator whose practice is primarily in the areas of intellectual property, technology and defamation. David has assisted clients in all corresponding facets: counterfeiting, advertising disputes, and software & product development disputes.

His prior experience as a news photographer led to his curiosity in media issues. It transferred into his legal career as he pursued matters of defamation and media issues, such as publication bans.

To date, David has provided advice and expertise in more than 100 defamation matters. Many of David's cases have involved protecting businesses that have been targeted in a way that requires intense and swift action and often injunctions to safeguard clients' rights.

David continually delivers extraordinary success in this particular area of his practice. For more than a decade, David has also been involved in technology disputes – typically more complex transactions that include meticulous contract and document reviews, and careful but aggressive pursuit of clients' rights.

No matter what legal role David assumes for his clients, he always applies a business-oriented approach. David finds a business solution first, bearing in mind that the best result may ultimately include litigation. It was this tactical approach that helped pioneer the firm's own Litigation Management protocol – a systematized tool that not only provides clients with guidelines, options, plans for anticipated outcomes, calculated strategies and effective solutions, but uniquely engages them so that they are actively co-piloting the process to satisfaction.

Arbitration Experience

David is shifting his practice more towards representing clients as counsel and acting as an arbitrator (specifically in domain name disputes), and counsel in arbitrations involving IP and technology.

- Arbitrator of .ca domain name disputes for the past 10 years
- Counsel in .ca and .com domain name disputes since UDRP implementation
- Recently began as arbitrator in technology disputes
- Counsel in a number of technology arbitrations for the past 10 years

Professional and Other Activities

"The Arbitration Tribunal and Equitable Relief: An Update from the British Columbia Court of Appeal" (The Advocate, May 2009)

Electronic Evidence and E-Discovery (Butterworths: Toronto, 2010)

Academic Qualifications

Simon Fraser University, B.A. (Hons), 1986

University of British Columbia, M.A., 1988

University of British Columbia, LL.B., 1991