

SEPTEMBER 2022 NEWS AND EVENTS



CI Arb
evolving to resolve
North America Branch

Dear Members,

Back to School! While Fall and Labor Day are the traditional indicators that summer and school are starting to get into full swing, it is also a reminder that summer vacation is over. Now would be a great time to consider a personal commitment to a continuing education program sponsored by NAB or presented by its members to invigorate our commitment to training and education. This month's newsletter features a number of regional presentations. In addition, consider nominating someone for the Accelerated Route to Fellowship. Details are below.

Read about the latest arbitration case from the U.S. Court of Appeals for the Ninth Circuit, *Jones Day v. Orrick, Herrington & Sutcliffe*. The Opinion of the Court is [here](#).

Finally, a hearty congratulations to our six featured members this month for their accomplishments and featured profiles in our newsletter. Happy Labor Day everyone!



Steven J. Cologne FCI Arb
NAB Newsletter Editor

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

Upcoming Events & Featured Programs



The September "Ask the Arbitrator" event "*People at Work – A Construction Arbitrator's Tale*" will be an interview with **Albert Bates, Jr. FCI Arb** moderated by NAB Board Member **Christopher Campbell**, on Wednesday, **September 21** at 1:00 p.m. EDT/10:00 a.m. PDT. "Ask the Arbitrator" will present hour-long sessions of light-hearted conversations with

seasoned international arbitrators that are not only fun, but also substantive, with a focus on how to break into the field of international arbitration. Register for the September webinar [here](#).

Several events are happening in Atlanta from **September 12–14** as part of the 11th Annual AtlIAS Conference and are detailed on the Atlanta International Arbitration Society's website <http://arbitrateatlanta.org/11th-annual-atlas-conference/>. There will be three days of events, opening with a young practitioners' panel (co-branded with the ICC YAAF and the AtlIAS YPG) followed by four discussion session panels, a happy hour, and a speaker's dinner on **September 12**. The next day, **September 13**, will be a full *GAR Live* program, and the final day, **September 14**, will be a morning panel discussion on Sports Arbitration. NAB is a cooperating entity with *GAR Live Atlanta* on **September 13**. Receive a 10% discount on the *GAR Live Atlanta* programming when you use the code **SUPPORTINGORGS**.

Join NAB Members and Members of Other Branches in Miami at the first ever Americas Conference, October 7, 9:00 a.m. to 5:15 p.m. Eastern. REGISTRATION AND FULL DETAILS: [CIArb - CIArb Americas Conference](#). *Early bird rates until September 5 at 23:59 GMT +1): in-person: £80 (member), £45 (student) or £120 (non-member) or virtually £35 (member), £15 (student), or £50 (non-member); Full rates afterwards until October 3 at 17:00 GMT +1: in-person: £100 (member), £50 (student) £150 (non-member), or virtually: £45 (member), £15 (student) £80 (non-member). 10% discount for in-person registration if you register first for the Miami in-person portion of CIArb's Mediation Symposium. CIArb's Mediation Symposium also has a hub in Miami (virtual and in-person) the prior day (October 6).* That event is fully described at the following link with its other days, locations, and registration: [CIArb - Mediation Symposium 2022](#).

NAB and CPR Dispute Resolution Services LLC (CPR) are presenting a two-day Accelerated Route to Fellowship (International Arbitration) Assessment (ARF) course on **October 7** (8:30 a.m. to 5:00 p.m. ET) and **October 8** (9:00 a.m. to 5:00 p.m. ET) at the offices of Williams & Connolly in Washington DC. The ARF is designed for practitioners with substantial experience in the field of dispute resolution, typically those with at least 10 years' experience in complex litigation and/or ADR. The cost is \$2,250 (a \$300 discount is available for current members of NAB or CPR). Full details and registration are [here](#).

NAB's Capacity Sharing Program (CSP) is back! CSP promotes domestic and international arbitration through education and networking programs with the University of Miami School of Law as an educational partner. CIArb–CSP 2022 (again hosted with the Brazil Branch) is hybrid. We are pleased to return to different cities in Brazil for CIArb–CSP 2022 with a hybrid format, which will enable us to reach even more ADR and arbitration practitioners and academicians. Brazil has had substantial ADR promotion in recent decades, but some areas in Central Northeast and Northern Brazil may lag behind. CIArb–CSP 2022 will be in **João Pessoa on August 27 (in-person only) and virtually and in-person in Goiania and Manaus from October 10–14, 2022**, just before the Sao Paulo Arbitration Week. This exciting program will cover a range of topics related to arbitration, with a faculty composed of leading figures in the field of international and Brazilian arbitration. **Watch for registration and details on NAB social media and the NAB website.**

NAB is a cooperating entity entitling NAB members to discounted registration for these events of the DR Section of the ABA: Ombuds Day (**October 13**, Learn more and register [here](#) using *discount code* **CE1050**), Mediation Week Celebration (**October 19**), and the **19th Annual Advanced Mediation and Advocacy Skills Institute** (**December 1–3**, Learn more and register [here](#) using *discount code* **CEMED22**). Claim your discount by following these steps when registering: (1) on the registration page, select the cooperating entity to which you belong from the drop-down menu; and (2) use the appropriate discount code for the particular program when registering.

The October "Ask the Arbitrator" event will be Wednesday, **October 19**, at 1:00 p.m. EDT/10:00 a.m. PDT: "How I Got My Start," an interview with Arbitrator **Jean Kalicki** moderated by **Blanca del Carmen Martinez Mendoza**, Secretary of NAB. Register for the October webinar [here](#).

SAVE THE DATES – April 14–16, 2023, for the NAB Members Retreat in Santa Fe, New Mexico

NAB will hold a Members' Retreat in Santa Fe, New Mexico from **Friday, April 14 – Sunday, April 16, 2023**. The event will take place at the Inn and Spa at Loretto near the Plaza in Santa Fe. Full details are still being planned and will be announced by the Fall of 2022. It will be a chance to meet and network with other NAB members and enjoy the culture and sights of Santa Fe, New Mexico. There will also be some educational opportunities. **PLAN ON BEING IN SANTA FE TO ATTEND APRIL 14–16, 2023!**



Ava Borrasso, NAB's Vice Chair/Membership, has achieved Chartered Arbitrator (C.Arb) status. Congratulations Ava!

Rose Rameau FCI Arb, **Effie Silva FCI Arb**, **Kirsten Teo MCI Arb**, and **Bryan Branon ACI Arb** will be speaking at the Americas Conference in Miami on **October 7**.

M. Cristina Cárdenas FCI Arb has been named the NAB representative to the Americas Conference Organizing Committee which was headed by **Kirsten Teo MCI Arb** and **Bryan Branon ACI Arb**.

Mauricio Gomm FCI Arb and **Rose Rameau FCI Arb** are NAB's Co-Chairs for the Capacity Sharing Program held this year in Brazil. Read about it in this newsletter and on the NAB website.

Charles Woode MCI Arb will be speaking at the African Arbitration Association's conference in Accra, Ghana, in November on the topic "Interplay between Arbitration And Litigation: The Important Role Played By Domestic Courts In Safeguarding Disputing Parties' Choice To Resort To Arbitration."

Negotiation Simplified by **Jim Reiman FCI Arb** is now available as an audio book for download or streaming on [Amazon.com](https://www.amazon.com), [Audible](https://www.audible.com) and [iTunes](https://www.apple.com/itunes).

You can now invite non-members who might be interested to sign up for the newsletter at [CI Arb North American Branch Newsletter](#).

Featured Members. This month's Featured Members are: **Alden L. Atkins**, **Mark A. Cymrot**, **Judith Meyer**, **Peter Neumann**, **Les Schiefelbein**, and **Thomas P. Valenti**. Learn about them below and on the homepage of NAB's website [NAB Website](#).



Alden L. Atkins (Washington, D.C.)

Alden is an advocate and arbitrator of complex commercial disputes with more than three decades of experience in international arbitrations, domestic arbitrations and federal and state courts in the United States. He is a partner in Vinson & Elkins L.L.P. in its Washington, DC office. His wide-ranging experience includes competition, class actions, contract, fiduciary duty, intellectual property, products liability, regulatory and statutory matters in the airline, auto parts, chemical, electric generation, energy, finance, government contracts,

LNG, pipeline, project finance, technology and railroad industries, among others. He is a Fellow in the Chartered Institute of Arbitrators, and a member of the CPR Energy Panel, the AAA and the ICDR. He has published a book chapter about arbitrating project finance disputes, and many other articles about arbitration issues. He is an adjunct professor at the American University Washington College of Law and co-teaches a class on Damages in International Arbitration. More information can be found at <https://www.velaw.com/people/alden-l-atkins/>.



Mark A. Cymrot (Washington, D.C.)

Mark is the leader of the BakerHostetler LLP's International Arbitration and Litigation team, co-leader of the International Asset Tracing and Recovery team, and first-chair arbitration and litigation counsel and arbitrator on complex international commercial and financial disputes. He is a Fellow of the Chartered Institute of Arbitrators, on the Advisory Board to the CPR President, an advisor to Restatement (Fourth) of Foreign Relations Law, and a member of the ICDR, AAA and CPR arbitration panels. He is ranked in Chambers Global, Chambers USA, Legal 500 and The Best Lawyers in America© and listed in Who's Who in America. He is the author of *Squeezing Silver: Peru's Trial Against Nelson Bunker Hunt* and 30 other publications. He was Special Litigation Counsel, Civil Division, U.S. Justice Department. See more at markcymrot.com.



Judith Meyer (Philadelphia, PA & Ketchum, ID)

Judith is a Fellow in the CCA [www.ccarbitrators.org]; a Distinguished Neutral in the IAM [www.iamed.org]; and a member of the National Academy of Distinguished Neutrals. She taught negotiation, mediation and arbitration at Cornell Law School. She won the 2016 Pennsylvania Bar Association award for Excellence in ADR. She serves as a JPT for the Philadelphia Commerce Court. She was a Referee in the Reliance Insurance Liquidation. She has arbitrated more than 1000 commercial claims involving partnership and corporate dissolution, shareholder oppression, contract breach and disputes in the insurance, pharmaceutical, construction, franchise, financial and medical services industries. She writes and lectures frequently on all topics ADR.



Peter Neumann (Los Angeles, CA)

Peter brings over 25 years of international corporate and business law experience to his practice as an international arbitrator and mediator. He has practiced law in Greater China for over 20 years, honing Chinese language and cross-cultural skills essential to effectively and efficiently resolving complex cross-border disputes. His expertise encompasses M&A, FDI, corporate law and governance, PE/VC, compliance and international trade and procurement in the general manufacturing, technology, chemicals, software, and hospitality industries. Peter is a panel arbitrator of the HKIAC (List), KCAB International, SHIAC, CIETAC, SCIA, HIAC, FINRA, and LACBA ACMAS, and is the CIArb NAB Los Angeles Chapter Chair. He is an Adjunct Professor of Law at the Pepperdine Caruso School of Law, Straus Institute for Dispute Resolution, and an Adjunct Research Fellow at the Arbitration Institute of CUPL in China. Peter was previously Shanghai office Managing Partner of international law firms and Asia Pacific GC of a Fortune 500 chemicals company.



Les Schiefelbein (San Francisco, CA)

Les is an internationally recognized Arbitrator and Mediator with 35 years of industry and government experience in international and domestic legal and business matters as Vice President and Deputy General Counsel at Lockheed Martin and as an Air Force Judge Advocate Reserve (Colonel). Les has handled over 400 cases in his career and is recognized for expertise in aerospace, aviation, national security

and technology matters. Les is a founding member and Vice-Chair of the Board of Directors of the Silicon Valley Arbitration and Mediation Center. He serves on the Panel of Arbitrators of global and domestic dispute resolution centers. He is a Fellow of the Chartered Institute of Arbitrators and the College of Commercial Arbitrators and a USA Subcommittee Member for the Equal Representation in Arbitration Pledge. Les's endowment to the Sandra Day O'Connor College of Law at Arizona State University established the Schiefelbein Global Dispute Resolution Program which features a dispute resolution conference and scholarships for law students to prepare for careers in global dispute resolution. See <http://schiefelbeingdr.com/>



Thomas P. Valenti (Chicago, IL)

Tom is an attorney, mediator, arbitrator, facilitator, and trainer. He practices in all aspects of Dispute Resolution. Tom has an interest in understanding the issues raised with cross-cultural disputes. He has travelled extensively to train and teach courses in Negotiation, Mediation and Arbitration. He helps people and companies resolve their disputes and has complete online capability. He serves domestically and internationally on numerous Mediation and Arbitration panels.

News About Members

The newsletter has expanded to report news about Members. If you have something to report, please email that information to newsletter@ciarbnab.com. **To ensure the newsletter goes out the first business day of each month, it is requested that information for the October 2022 newsletter be submitted by September 15, 2022.**

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

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Get involved with one (or more) of the NAB Committees. Communications (and its social media subcommittee), Programs, and Training would definitely appreciate help. Contact information is on the website or email communications@ciarbnab.com to get directed to the right person(s).

Young Members should become part of the young members group (YMG). If you are not on the YMG's membership roster, contact Imad Khan at lkhan@winston.com.

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

Finally, don't forget to join, if you have not, the [NAB LinkedIn Group](#). **This group is open to all who may be interested in ADR (not limited to NAB members)**. If you have friends who ought to join, let them know about it. There are currently over 280 members, mostly NAB members. There, you can post questions, articles, and anything that might be of interest to members and comment on our monthly "What Do You Think?" feature about ADR.



STEVEN J. COLOGNE
FCI Arb

NAB Newsletter Editor
and Board Member



DAVID E. SHARP
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NAB Vice Chair /
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JULIA SULLIVAN
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