



11th ANNUAL CONFERENCE IN MIAMI – ICDR

AGENDA

SEPTEMBER 11, 2013

08:00 Golf Activity at Biltmore Club House

16:30 - 17:00 Registration

16:50 - 17:00 Welcome

Steven K. Andersen, ICDR, Salt Lake City

Adrián Magallanes, Von Wobeser y Sierra, Mexico City

17:00 - 19:00 ICDR Y&I Program

Tertulias Arbitrator Disclosures, Deliberations & Dissents

Arbitrators may find themselves in ethical situations that require thoughtful and practical actions and reactions, which is the subject of this year's popular tertulia round table discussions. Conference attendees will split into smaller groups so that each attendee can share perspectives. Summaries from each group will be compiled and shared the following day so that attendees can benefit from all the discussions.

Reporters

Stephen P. Anway, Squire Sanders, New York

Jennifer Gorskie, Chaffetz Lindsey, New York

Moderators

Anderson Berry, Jones Day, San Francisco

Adriana Braghetta, LO Baptista, Schmidt, Valois, Miranda, Ferreira, Agel, São Paulo

Georgina Fabian, The International Business Law Group, Chicago

Salvador Fonseca-González, Baker & McKenzie, Mexico City

Mauricio Gomm Santos, Gomm & Smith P.A., Miami

Angus M. Gunn, Borden Ladner Gervais, Vancouver

Samaa Haridi, Weil, Gotshal & Manges, New York

David Lederman, Goodmans, Toronto

Adrián Magallanes, Von Wobeser y Sierra, Mexico City

Giovanna Micheli, ICDR, New York

Elsa Ortega, Ortega & Gómez Ruano, Mexico City

Cesar A. Guimarães Pereira, Justen, Pereira Oliveira & Talamini Advogados, Curitiba

19:30 Reception



SEPTEMBER 12, 2013

08:00 - 8:45 Registration & Continental Breakfast

08:45 Welcome Remarks

Richard W. Naimark, ICDR, New York

8:55 - 10:10 Session I

Corporate Counsel in International Mediation:

Finding Solutions with Different Paradigms

As mediation gains in popularity around the world, differences in awareness, acceptability and practice styles abound in almost every market. Companies that want to enjoy the many benefits of mediation must learn to reconcile the differences in language, legal tradition, customs and cultures. Counsel and mediation experts explore strategies and techniques to help bridge these cultural challenges.

Moderator

Daniel E. González, Hogan Lovells, Miami

Faculty

Maite de Alba de Gandiaga, Microsoft, Mexico City

Thomas J. Brewer, Arbitrator, Mediator and Dispute Resolution Neutral, Seattle

Alberto F. Ravell, ConocoPhillips, Houston

ICDR Representative

Steven K. Andersen, ICDR, Salt Lake City

10:10 - 10:30 Break

10:30 - 12:00 Session II

Corporate Counsel Advocacy in International Arbitration:

Working towards a Fair and Economical Process

The successes and failures of an international arbitration process are attributable to the strategy, approach and philosophies of the companies that manage them. Corporate counsel can help by taking a more active role in the international arbitration process. The faculty of corporate counsel will explore ideas and practices employed in the oversight and management of their own arbitrations to help ensure the best possible outcome, pointing out pertinent considerations to address at each step of the process to maximize efficiency, economy and predictability.

Moderator

R. Doak Bishop, King & Spalding, Houston

Faculty



Kristin Furnish, ICA, Mexico City

John H. Rooney, Jr., John H. Rooney, Jr., P.A., Miami

Lester W. Schiefelbein, Jr. Attorney, Arbitrator, Mediator, Consultant, Executive, Los Gatos, USA

Tom Sikora, ExxonMobil, Houston

ICDR Representative

Luis M. Martinez, ICDR, New York

12:00 - 13:30 Lunch and Tertulias Report

Tertulia reporters will share insights, summaries and trends learned from the round table discussion sessions from the conference's opening day.

Moderator

Timothy J. Tyler, Vinson & Elkins, Houston

Reporters

Stephen P. Anway, Squire Sanders, New York

Jennifer Gorskie, Chaffetz Lindsey, New York

14:00 - 15:15 Session III

Mock ICDR Preliminary Hearing:

Advanced Case Management Issues and Practices in International Arbitration

The ICDR preliminary hearing or conference is a critical procedural step in determining every aspect of the arbitration. Faculty will explore the importance of identifying a variety of threshold issues and problems which, if not dealt with early on, can significantly impede the efficiency and fairness of the arbitration process--and the techniques to use to effectively address them.

Moderator

Aníbal Sabater, Norton Rose Fulbright, New York

Faculty

Grant Hanessian, Baker & McKenzie, New York

John Fellas, Hughes Hubbard & Reed, New York

ICDR Representative

Thomas M. Ventrone, ICDR, New York

15:15 - 15:45 Ice Cream Break

15:45 - 17:00 Session IV

Managing Difficult Evidence Problems in International Arbitration:



The ICDR Guidelines for Arbitrators Concerning the Exchange of Information

There is a wide range of acceptable options in dealing with the presentation of evidence in international arbitration. In order to help arbitrators and advocates deal with the broadening range of practices, this session includes discussion of the ICDR Guidelines as a tool to help narrow the field and addresses questions such as how experts can best be integrated into the process.

Moderator

Burton A. Landy, Akerman Senterfitt, Miami

Faculty

Cedric C. Chao, DLA Piper, San Francisco

Glenn P. Hendrix, Arnall Golden Gregory, Atlanta

Glenn Sheets, Stout Risius Ross, New York

ICDR Representative

Thomas M. Ventrone, ICDR, New York

17:00 - 17:30 Session V: ICDR RULES ADVANCES

The last rules modifications created by the ICDR--a pioneering emergency interim relief mechanism and document-exchange guidelines--have been widely accepted, discussed and even adopted by other prominent arbitral institutions around the world.

Part I: ICDR International Arbitration Rules

The ICDR will provide an update of pending changes to the ICDR rules that will take effect in 2014. Contemplated changes include joinder, consolidation, document exchange, party representation, arbitrator appointment, arbitrator availability and hearings.

Part II will be presented on September 13 at 8:00 AM.

ICDR Representative

Richard W. Naimark, ICDR, New York

18:30 Reception & Dinner

SEPTEMBER 13, 2013

7:00 - 8:00 Continental Breakfast

8:00 - 9:00 Session V: ICDR RULES ADVANCES

Part II: Canadian Arbitration Rules, energyarbitratorlist.icdr.org, Expedited Procedures, Last Best Offer Procedures

In addition to the changes to the standard ICDR Arbitration rules, the ICDR also is working on a variety of other new rules initiatives and offerings. This group of experts will discuss the creation and philosophy of each initiative listed above.

Moderator & Reporter



Luis Enrique Graham, Hogan Lovells, Mexico City: Expedited Procedures

Reporters

Kevin O’Gorman, Norton Rose Fulbright, Houston: energyarbitratorlist.icdr.org

J. Brian Casey, Bay Street Chambers, Toronto: Canadian Arbitration Rules

Wendy Kennedy Venoit, McElroy, Deutsch, Mulvaney & Carpenter, Hartford: Last Best Offer Procedures

9:00 - 11:00 Session VI

Rapid-Fire Debate & Vote:

International Dispute Resolution Issues in North America

An exciting and quick-moving session covering key legal and practice questions pertaining to each jurisdiction listed herein. In rapid succession, experts will answer and debate questions on relevant topics, all under tight time frames managed by the moderator. All conference attendees will vote and instantaneously see the results on each question just debated by the experts.

Moderator

Ann Ryan Robertson, Locke Lord, Houston

Faculty

J. Brian Casey, Bay Street Chambers, Toronto

Cecilia Flores, Haynes and Boone, Mexico City

Judith Ann Freedberg, University of Miami School of Law, Coral Gables, FL

Dominique Gibbens, Fasken Martineau DuMoulin, Montreal

Mark Kantor, Independent Arbitrator, Washington D.C.

Robert C. O’Brien, Arent Fox, Los Angeles

Claudia T. Salomon, Latham & Watkins, New York

ICDR Representative

Steven K. Andersen, ICDR, Salt Lake City

11:00 - 11:30 Break

11:30 - 13:30 Session VII

Rapid-Fire Debate & Vote:

International Dispute Resolution Issues in Latin America

An exciting and quick-moving session covering key legal and practice questions pertaining to each jurisdiction listed herein. In rapid succession, experts will answer and debate questions on relevant topics, all under tight time frames managed by the moderator. All conference attendees will vote and instantaneously see the results on each question just debated by the experts.



Moderator

Jose Astigarraga, Astigarraga Davis, Miami

Faculty

Tarcísio Araújo Kroetz, Hapner & Kroetz, Curitiba

Adriana Braghetta, LO Baptista, Schmidt, Valois, Miranda, Ferreira, Agel, São Paulo

Federico Godoy, Beretta Godoy, Buenos Aires

Enrique Gomez-Pinzon, Holland & Knight, Bogotá

Andres A. Mezgravis, Mezgravis & Asociados, Caracas

Alfredo Skinner-Klée, Arenales & Skinner-Klée, Guatemala City

Carlos A. Soto, Estudio Muñiz, Ramirez, Perez-Taiman & Olaya, Lima

Mercedes Tarrazón, Dispute Resolution Professional, Barcelona

ICDR Representative

Luis M. Martinez, ICDR, New York

13:30 Concluding Remarks

Steven K. Andersen, ICDR, Salt Lake City