



lunchseminar

Ethical Standards in **Investment Arbitration**: Challenges in Practice

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Speakers	Prof. Catherine A. Rogers , Penn State Law and Queen Mary, University of London Yves Derains , Founding Partner, Derains & Gharavi, Paris Ignacio Torterola , Of Counsel, Foley Hoag, Washington D.C.
Introduction	Rukia Baruti , Managing Director, Africa International Legal Awareness (AILA), London
Moderator	Manuel A. Gomez , Associate Professor, Florida International University, Miami
Date and Time	9 April 2014, Wednesday 12:00 p.m. – 2:30 p.m. (A Sandwich lunch will be served from 12:00 p.m. – 12:55 p.m.)
Venue	American Arbitration Association, 100 SE 2nd Street, Suite 2300, Miami, FL 33131

seminaroutline

The lack of an international code of conduct to regulate the practice of counsel before an international arbitral tribunal continues to underline the need for procedural reform in order to introduce ethical standards of conduct for counsel appearing before such tribunals. This seminar will look at the need for ethical standards in investment arbitration; how tribunals have dealt with unacceptable conduct by counsel appearing before them; the challenges investment tribunals face; and the penalization of counsel's conduct.

AbouttheSpeakers

Catherine A Rogers is a Professor of Law at Penn State Law, and the Professor of Regulation, Ethics and the Rule of Law at Queen Mary, University of London, where she co-directs an institute on regulation and ethics. She writes on issues of ethics in international arbitration and the globalization of the legal profession. Among other professional appointments, Professor Rogers is a Reporter for the American Law Institute's new *Restatement of the U.S. Law (Third) of International Commercial Arbitration*, a member of the Court of Arbitration for the Jerusalem Arbitration Centre, a member of the Board of Directors of the International Judicial Academy, and co-chair, together with William W. "Rusty" Park, of the ICCA-Queen Mary Task Force on Third-Party Funding in International Arbitration. She is also working to found the International Arbitrator Information Project, an informational resource to increase equal access to information and accountability in the arbitrator selection process.

Yves Derains is founding partner of Derains & Gharavi, Paris. He is ranked as ‘*Senior Statesman*’ and presented as a ‘*virtuoso arbitration figure with vast and varied experience*’ in Chambers Latin America 2012. He is praised in the European edition for his outstanding reputation as an arbitrator, but similarly for his appearance as counsel. He is co-author of *A Guide to the ICC Rules of Arbitration, 2nd Edition, with Eric Schwartz, Kluwer Law International, 2005*. He regularly conducts arbitrations in English, French, Italian, Portuguese and Spanish. A former Chairman of the Comité Français de l’Arbitrage, Yves Derains is the current President of the ICC Institute for World Business Law as well as the President of the Jerusalem Arbitration Centre. He is on the arbitrators’ lists of numerous arbitration institutions and speaks at conferences all over the world.

Ignacio Torterola is an International Counsel with Foley Hoag’s International Arbitration and Litigation Department in Washington, D.C. Ignacio has extensive experience advising and representing States before international arbitral tribunals and litigation proceedings relating to both commercial disputes and the application of international investment treaties. He represented Argentina in more than 25 five of some of the largest arbitration cases initiated against Argentina as the consequence of the financial and social crisis in 2002. Ignacio got LLM degrees from Cornell University and University of Pisa (Italy) and he is a former career diplomat who represented Argentina before ICSID and the WTO. He frequently teaches at conferences and seminars about international arbitration and public international law.

ProgramAgenda

12.00 Sandwich Lunch

12.55 Welcome

Rukia Baruti, Managing Director, Africa International Legal Awareness (AILA)

Ethical Standards in Investment Arbitration: Challenges in Practice

Moderator

Manuel A Gomez, Associate Professor of Law, Florida International University

13.00 Ethical Standards in Investment Arbitration

Prof. Catherine Rogers, Penn State and Queen Mary, University of London

13.20 Arbitrators’ Challenges in enforcing ethical standards

Yves Derains, Founding Partner, Derains & Gharavi, Paris

13.40 Penalization of Counsel’s Conduct

Ignacio Torterola, Of Counsel, Foley Hoag, Washington D.C.

14.00 Questions/Discussion

14.30 Networking/End of Seminar