

Current Issues in ICC Arbitration:

What You Need to Know to Enhance Your International Practice

Under the auspices of the **International Court of Arbitration®**

Date**Wednesday 15 November 2006****Venue****The Cornell Club – New York**

6 East 44th Street, New York, N.Y. 10017, United States

Objective

The skillful practice of ICC arbitration comes from an awareness and understanding of the procedure. This conference offers a rare opportunity for current and future users of ICC arbitration to learn more from those directly involved, including past and present members of the ICC International Court of Arbitration and its Secretariat. The speakers will draw on their first-hand and long-standing experience to offer enlightening reflections on issues facing arbitration practitioners today.

Participants

The topics covered will be of interest to practicing lawyers, corporate counsel, arbitrators, mediators, academics, ADR experts and users, and business persons who wish to learn more about ICC arbitration.

International Court of Arbitration®

Since its creation in 1923, the ICC International Court of Arbitration has handled over 14,000 cases. The worldwide scope of its activity was again evidenced in 2005 with over 500 cases filed involving 1,422 parties from 117 countries and independent territories. The Court itself is characterized by its broad representation, comprising members from 88 countries with diverse legal backgrounds. Over the years, ICC has developed a range of other dispute resolution rules, in addition to arbitration, and now offers a comprehensive package of dispute resolution services to meet the needs and challenges of international commerce today.

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Program

Wednesday 15 November 2006

MORNING

8:00 – 9:00

Registration

The Cornell Club – New York

6 East 44th Street, New York, N.Y. 10017, United States

9:00 – 9:15

Welcome and Introduction

■ **Pierre Tercier**

Chairman, ICC International Court of Arbitration

■ **Josefa Sicard-Mirabal**

Director, Arbitration and ADR, North America, ICC International Court of Arbitration

9:15 – 9:45

New Developments in ICC Arbitration Practice

Each year the International Court of Arbitration faces novel and challenging procedural issues in connection with the application of the ICC Rules of Arbitration to individual cases. This session will provide an up-to-the-minute look at recent noteworthy procedural issues and report on current developments in the Court's practices.

■ **Pierre Tercier**

Chairman, ICC International Court of Arbitration

■ **Anne Marie Whitesell**

Secretary General, ICC International Court of Arbitration

9:45 – 10:05

Questions and Answers

10:05 – 10:35

ICC Practice Relating to the Appointment, Confirmation, Challenge and Replacement of Arbitrators

The International Court of Arbitration decides on the appointment, confirmation, challenge and replacement of arbitrators. This panel will discuss recent issues that have come before the Court when making such decisions. It will also look at ethical considerations that arbitrators need to take into account in this area.

■ **Gerald Aksen**

Retired Partner, Thelen Reid & Priest LLP, New York; former Vice-Chairman, ICC International Court of Arbitration

■ **Loretta Malintoppi**

Of Counsel, Eversheds Frere Cholmeley, Paris; Alternate Member for Italy, ICC International Court of Arbitration

10:35 – 10:55

Questions and Answers

10:55 – 11:10

Coffee Break

11:10 – 11:40

Understanding and Controlling the Cost of ICC Arbitration

ICC arbitration costs are based on the amount in dispute, not on arbitrators' hourly rates. What does that mean for parties? How much does an ICC arbitration really cost? What options are available to a claimant if a respondent fails to pay its share of the costs? Are there ways to contain the costs of an ICC arbitration? These are some of the questions this panel will address.

■ **Robert H. Smit**

Partner, Simpson Thacher & Bartlett LLP, New York; Member for the United States, ICC International Court of Arbitration

■ **Eduardo Silva Romero**

Partner, Dechert LLP, Paris; former Deputy Secretary General, ICC International Court of Arbitration

11:40 – 12:00

Questions and Answers

12:00 – 2:00

Lunch

Program

(continued)

AFTERNOON

2:00 – 2:30

Recent Illustrations of the Scrutiny of Arbitral Awards

A unique feature of ICC arbitration is the scrutiny that all draft awards undergo before being approved, so as to enhance their quality and enforceability. This panel will describe the scrutiny process and provide recent examples of the Court's review of draft awards.

■ **Anne Marie Whitesell**

Secretary General, ICC International Court of Arbitration

■ **Eric A. Schwartz**

Partner, Freshfields Bruckhaus Deringer, Paris; Alternate Member for the United States, ICC International Court of Arbitration

2:30 – 2:50

Questions and Answers

2:50 – 3:10

Coffee Break

3:10 – 3:40

Current Issues in Enforcing Arbitration Agreements and Confirming Arbitral Awards

A key advantage of international arbitration is the widespread enforceability of agreements to arbitrate and the awards resulting from the arbitral process. This panel will discuss recent enforcement decisions around the world and, in an interactive exchange with participants, attempt to assess their impact on the future of international arbitration.

■ **Louis B. Kimmelman**

Partner, O'Melveny & Myers LLP, New York; Chair, USCIB Arbitration Committee

■ **Lorraine M. Brennan**

Partner, Kilpatrick Stockton LLP, New York; former Director, Arbitration & ADR, North America, ICC International Court of Arbitration

3:40 – 4:00

Questions and Answers

4:00 – 4:15

Closing

■ **Pierre Tercier**

Chairman, ICC International Court of Arbitration

■ **Nancy M. Thevenin**

Deputy Director, Arbitration & ADR, North America, ICC International Court of Arbitration

4:15 – 6:00

Reception

Logistical Note

Working
language

English

How to
register

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Registration will be confirmed upon receipt of the registration form and contribution to costs.

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to costs

Before Wednesday 11 October 2006

- 370 US\$ "early-bird" special – applies to all participants

After Wednesday 11 October 2006

- 420 US\$ for ICC and USCIB members
- 470 US\$ for non-members

The contribution to costs covers all conference activities, the lunch, coffee breaks and the reception.

CLE Credit



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