



# The empty chair – arbitrating against absent respondents

Friday, 31 May 2013, Hotel Kempinski, Geneva

## About the Seminar

This joint ASA Below 40 / ICDR Y&I Seminar is open to arbitration practitioners up to approximately forty years of age. It will be divided into three sessions. Each of them will be introduced by short presentations of about ten to fifteen minutes, followed by an interactive discussion amongst the participants. Each session will be led by a moderator. All the participants are encouraged to share their experience.

Dress code is casual.

## Programme

**Special Guest: Anne Véronique Schlaepfer, Schellenberg Wittmer, Geneva**

10:00 Registration: Hotel Kempinski, Geneva

10:30 Welcome: *Andrea Meier, Noradèle Radjai, Andrew Pullen (Co-chairs, ASA Below 40); Alexandra Johnson (Global Advisory Board member, ICDR Y&I)*

10:45 **First Session: Practical issues when dealing with an absent respondent**

Managing the process: notice of the proceedings, appointing the tribunal, non-payment of advances, fixing the procedure, managing the hearing  
*Nils Schmidt-Ahrendts, Hanefeld, Hamburg*

Latecomers and quitters: devices to persuade non-participating respondents to engage with the arbitration and dealing with withdrawing respondents  
*Diana Akikol, Lenz & Staehelin, Geneva*

Moderator:  
Florian Mohs,  
Pestalozzi, Zurich

12:15 Lunch

13:45 **Second Session: Finding the truth without the respondent**

The claimant's perspective: what issues do you ask the tribunal to decide; how open should you be about points against you; what evidence do you offer to prove your case?  
*Simone Stebler, Bär & Karrer, Zurich*

The arbitrators' perspective: how far should you go to test the case; when and where do you call for further evidence or conduct independent research?  
*Marie Béard, Clifford Chance, London*

Moderator:  
Matthew Secomb,  
White & Case, Paris

15:15 Coffee break

15:45 **Third Session: Crunch time - legal standards and practical issues on enforcement of the award**

Tactics and practical issues when enforcing the award  
*Luca Beffa, Baker & McKenzie, Geneva*

The law: arguments available to the respondent  
*Laura Halonen, Lalive, Geneva*

Moderator:  
Maxi Scherer,  
WilmerHale, London

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17:15 Closing Remarks – *Andrea Meier, Noradèle Radjai, Andrew Pullen (Co-chairs, ASA Below 40); Alexandra Johnson (Global Advisory Board member, ICDR Y&I)*

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17:30 Pre-Dinner Drinks

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19:15 Dinner: (Entrecote Couronnée)

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ASA below 40 / ICDR Y&I

Seminar/31 May 2013

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**Kindly register as soon as possible, but at the latest by 10 May 2013.**

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Given Name:

Family Name:

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Firm/Company:

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Address:

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Telephone:

E-Mail:

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Special Dietary Requirements:

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- CHF 310: Seminar Fee (includes: seminar fee and lunch)  
 CHF 80: Dinner
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Payable by bank transfer to ASA Account: UBS AG account no. 292-10560.120.0,  
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Ref.: "[Name]/31 May 2013"

For payment by credit card, please enquire at [info@arbitration-ch.org](mailto:info@arbitration-ch.org)

Registration is confirmed upon receipt of payment

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## Registration Form