



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

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

17:30 Pre-Dinner Drinks

19:15 Dinner: (Entrecôte Couronnée)

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

Given Name:

Family Name:

Firm/Company:

Address:

Telephone:

E-Mail:

Special Dietary Requirements:

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- CHF 310: Seminar Fee (includes: seminar fee and lunch)
 CHF 80: Dinner

Payable by bank transfer to ASA Account: UBS AG account no. 292-10560.120.0,
IBAN CH52 0029 2292 1056 0120 0

Ref.: "[Name]/31 May 2013"

For payment by credit card, please enquire at info@arbitration-ch.org

Registration is confirmed upon receipt of payment

Please return to:

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