

COLUMBIA ARBITRATION DAY 2025

JANUARY 30, 2025

CAD DAY 1
(CLS Students, Alumni and Panelists Only)

PANEL 1: ARBITRATION AND OUTER SPACE

Jerome Green Hall 102

4:20 PM–5:35 PM

In the 20th century, outer space activities were mainly led by states or multi-state actors, but private entities now play a growing role in space-related industries. With increased activities, disputes—ranging from commercial to investment claims—arise from harmful interference, physical collisions and overlapping orbits.

These cases have become increasingly frequent. These disputes often involve parties from various jurisdictions, sensitive technologies, and technical complexities. As a result, international arbitration has become a key mechanism for resolving space disputes.

The panel will be moderated by **Sebastián Incháustegui**, Columbia Law School, J.D. CAD Chair. Featuring:

- **Caroline S. Richard**, Partner at Freshfields (**Washington D.C.**)
- **Daniel Reich**, Partner at Paul, Weiss, Rifkind, Wharton & Garrison (**New York**)
- **Eric Ives**, Senior Counsel at the United States Department of Commerce (**Washington D.C.**)
- **Jonathan C. Hamilton**, Global Co-Chair of International Arbitration at Paul Hastings (**Washington D.C.**)

COLUMBIA ARBITRATION DAY 2025

JANUARY 30, 2025

CAD DAY 1

(CLS Students, Alumni and Panelists Only)

PANEL 2: ALL ROADS LEAD TO ARBITRATION

Jerome Green Hall 102

5:45 PM–7:00 PM

The panel will explore how arbitration serves as a unifying mechanism for resolving disputes in an interconnected global landscape. Panelists will share their paths to government service, discuss their roles in shaping investment policy, and reflect on the opportunities and challenges of working in this dynamic space. They will provide insights into their countries' experiences with investor-state dispute settlement, including thoughts on its successes and areas for improvement, while addressing the ongoing discourse on reform and aspirations for its future.

The panel will be moderated by **Kabir Duggal**, Adjunct Professor of Law at Columbia Law School and Senior Arbitration Advisor at Arnold & Porter (**New York**). Featuring:

- **Jaroslav Kundra**, Head of International Arbitration and Investment Protection at the Ministry of Finance (**Czech Republic**)
- **Juan José Quintana Aranguren**, Ambassador, Deputy Permanent Representative of Colombia to the UN (**Colombia**)
- **Samira Sulejmanovic**, Head of the Department for Bilateral Trade Relations in the Ministry of Foreign Trade and Economic Relations (**Bosnia and Herzegovina**)
- **Young Shin Um**, Senior Deputy Director at the International Dispute Settlement Division of the Ministry of Justice (**Korea**)

COLUMBIA ARBITRATION DAY 2025

JANUARY 31, 2025

CAD DAY 2

PANEL 1: ARBITRATION IN CONFLICT ZONES

The Italian Academy

9:00 AM–10:30 AM

This panel will examine the potential of arbitration as a crucial mechanism to address the gaps left by dysfunctional or inaccessible courts in regions affected by geopolitical instability. It will explore the impact of conflicts on investment and commercial arbitration proceedings and the unique challenges of enforcing arbitral awards in such contexts, including under the New York Convention and the ICSID Convention.

Key questions include: How can arbitration adapt to resolve disputes effectively in conflict zones? What issues are most prevalent in disputes arising in conflict-affected jurisdictions? What strategies can parties employ to enforce awards against entities in such jurisdictions? Is arbitration a viable alternative in conflict-ridden regions, or does it become another casualty of the challenges surrounding pre- and post-arbitration procedures?

The panel will be moderated by **Rahim Mooloo**, Partner at Gibson Dunn and Lecturer at Columbia Law School. Featuring:

- **Guled Yusuf**, Partner at A&O Shearman (**London**)
- **Felipe Nazar**, Partner at Pérez-Llorca (**New York**)
- **Eric Ives**, Senior Counsel at the United States Department of Commerce (**Washington D.C.**)
- **Caline Mouawad**, Partner at Chaffetz Lindsey (**New York**)

COLUMBIA ARBITRATION DAY 2025

JANUARY 31, 2025

CAD DAY 2

PANEL 2: ARBITRATION IN LATIN AMERICA

The Italian Academy

10:45 AM–12:15 PM

Amid political transitions and legislative reforms in Latin America, this panel examines how arbitration continues to ensure access to justice and protect commercial relationships. Speakers will explore evolving arbitration frameworks, institutional adaptations, and enforcement mechanisms in the face of changes like Argentina's economic reforms, Mexico's judicial transformation, and Brazil's absence from ICSID. The discussion will highlight contrasting approaches, with some countries embracing arbitration post-reforms and others, like Costa Rica and Guyana, positioning themselves as arbitration hubs.

Panelists will address how arbitration provides stability in commercial relationships and navigate the region's complexities, including modernization efforts and varying national approaches to investment arbitration.

The panel will be moderated by **Paris Aboro**, special counsel at Covington & Burling (New York), Lecturer in Law at Columbia. Featuring:

- **Ari Mckinnon**, Partner at Cleary Gottlieb (**New York**)
- **Adrián Magallanes**, Partner at Von Wobeser y Sierra, S.C. (**Mexico City**)
- **Laura Sinisterra**, Partner at Debevoise & Plimpton (**New York**)
- **Mélida Hodgson**, Partner at Arnold & Porter (**New York**)

COLUMBIA ARBITRATION DAY 2025

JANUARY 31, 2025

CAD DAY 2

PANEL 3: CHALLENGES TO ARBITRATORS: ENHANCING OR WEAKENING THE ARBITRATION SYSTEM

The Italian Academy

1:30 PM–3:00 PM

This panel examines how the evolving landscape of arbitrator challenges impacts the integrity and effectiveness of the arbitration system. The panel will explore the delicate balance between safeguarding arbitral integrity and preventing tactical delays, analyzing how increasing disclosure requirements, emerging grounds for challenges in the ESG era, and technological advancements affect the arbitration process. Distinguished practitioners and scholars will discuss recent developments in arbitrator challenges, institutional approaches to managing these challenges, and their implications for the future of arbitration practice.

Panelists will address how arbitration provides stability in commercial relationships and navigate the region's complexities, including modernization efforts and varying national approaches to investment arbitration.

The panel will be moderated by **Prof. Robert Smit**, Adjunct Professor at Columbia. Featuring:

- **Amal Bouchenak**, Partner, Latin America Group Herbert Smith Freehills (New York)
- **Miriam K. Harwood**, Partner Chair, International Arbitration, Katten. (New York)
- **Santiago Escobar**, Partner at Asali (México City)
- **Timothy G. Nelson**, Partner, International Litigation and Arbitration at Skadden (New York)

COLUMBIA ARBITRATION DAY 2025

JANUARY 31, 2025

CAD DAY 2

PANEL 4: ISDS REFORM

The Italian Academy

3:15 PM–4:30 PM

This panel will bring together government representatives to discuss the future of Investor-State Dispute Settlement (ISDS). Key topics include the system's ability to address human rights and environmental concerns, the reforms underway in treaty negotiations, the effectiveness of the introduction of an Investment Court, and the cultural competence of arbitral tribunals. Featuring:

- **Jaroslav Kundra**, Head of International Arbitration and Investment Protection at the Ministry of Finance (**Czech Republic**)
- **Juan José Quintana Aranguren**, Ambassador, Deputy Permanent Representative of Colombia to the UN (**Colombia**)
- **Samira Sulejmanovic**, Head of the Department for Bilateral Trade Relations in the Ministry of Foreign Trade and Economic Relations (**Bosnia and Herzegovina**)
- **Young Shin Um**, Senior Deputy Director at the International Dispute Settlement Division of the Ministry of Justice (**Korea**)

COLUMBIA ARBITRATION DAY 2025

JANUARY 31, 2025

CAD DAY 2

FIRESIDE CHAT: THE RESILIENCE OF INTERNATIONAL ARBITRATION

The Italian Academy

4:30 PM–5:45 PM

International arbitration, long celebrated as the cornerstone of cross-border dispute resolution, faces unprecedented challenges in an increasingly complex global landscape. In a frank conversation with two of the world's leading practitioners, the speakers will discuss the challenges faced by the field, and the way forward.

George A. Bermann, Professor at Columbia Law School, will explore the enduring strength and adaptability of international arbitration in this insightful fireside chat with **Martina Polasek**, Secretary-General of ICSID, and **Claus von Wobeser**, renowned arbitrator and thought leader in the field. This discussion will delve into the challenges and innovations shaping arbitration today. The session will also include a Q&A segment, allowing attendees to engage with these distinguished experts and gain deeper insights into the future of international dispute resolution.