

# ARMESTO & ASOCIADOS

ÁRBITROS

## **JUAN FERNÁNDEZ-ARMESTO**

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Juan Fernández-Armesto is a professional arbitrator. He has been President of the Spanish Securities and Exchange Commission (CNMV) (1996-2000), partner of Uría Menéndez (1983-1996) and Chaired Professor of Commercial Law (1988-2009).

### **Experience as Arbitrator**

Since 2001 Juan Fernández-Armesto has acted as chairman, co-arbitrator and sole arbitrator in more than 170 proceedings, including investment, commercial and construction arbitrations. A list with a detailed description of each case is attached.

### **Commercial and Construction Arbitrations**

Juan Fernández-Armesto has acted as arbitrator in more than 125 commercial arbitrations, involving a very wide array of disputes affecting sales of enterprises (misrepresentations, adjustment of price, accounting issues), shareholders' agreements and joint venture contracts, agency and distributorship agreements, finance and banking agreements, gas pricing and other commercial contracts.

He has also been designated arbitrator in various construction disputes relating to dams, power plants, oil and gas pipelines, turnkey plant construction agreements and other infrastructure projects.

The commercial and construction arbitrations in which he participated include more than 80 cases administered by the ICC, plus cases administered by AAA, LCIA, VIAC, DIAC and *ad hoc* procedures under UNCITRAL Rules.

### **Investment Arbitrations**

Juan Fernández-Armesto has also been active in investment arbitration, where he has been designated as arbitrator in more than 50 procedures (35 as chairman of Tribunals or Annulment Committees, four times as arbitrator designated by the claimant, three times as arbitrator designated by the respondent and once as member of an Annulment Committee). Published decisions in these procedures can be found at [www.jfarmesto.com](http://www.jfarmesto.com)

### **Public Appointments**

In October 1996 Juan F.-Armesto was designated by the Spanish government Chairman of the Spanish Securities and Exchange Commission (CNMV), an institution modelled on the



American SEC, and with equivalent powers. As Chairman of the CNMV he chaired more than 200 disciplinary proceedings in matters relating to the securities markets.

In 2011 he was designated Vice-President of the Joint Board of Appeal of the European Supervisory Authorities (ESMA, EBA and EIOPA), the body which reviews the decisions of such Authorities.

### **Professional and Academic Experience**

Between 1983 and 1996, Juan F.-Armesto was partner of the law firm Uría Menéndez. In 1993 he became the head of the litigation and arbitration area of the firm and acted as counsel in more than 40 domestic and international arbitrations.

In 1978 he started to teach commercial law as Assistant Professor at Comillas University - ICADE in Madrid. He was designated Chaired Professor of such University in 1988 and continued teaching until 2009.

### **Curriculum Vitae**

Spanish national, born in New York in 1953, he lived for 10 years in Germany, obtained the *Abitur* at the German School in Madrid (1972), and then received Degrees in Law (ICADE, Madrid, 1977) and in Business Administration (ICADE, Madrid, 1978) and an *Iuris Doctor* (Universidad Autónoma de Madrid, 1983 *summa cum laude*).

Bilingual: Spanish-German; English; Portuguese and working knowledge of French.

### **Panels and Professional Associations**

Member of the Panel of Arbitrators of ICSID, designated by the Kingdom of Spain.

Member of the Court of the LCIA and of DIAC.

Chairman, Club Español del Arbitraje (2017- ).

Member of the ICCA Governing Board (2017- ).

Vice-Chairman, IBA Arbitration Committee (2008-2009).

### **Publications and Conferences**

Juan F.-Armesto has published two books, various chapters in collective publications, numerous articles and participated as speaker in more than two hundred public events.

A full list of his articles and the text of many of them can be seen in the “Publications and Conferences” area of [www.jfarmesto.com](http://www.jfarmesto.com)



**LIST OF ARBITRATIONS IN WHICH JUAN FERNÁNDEZ-ARMESTO  
HAS PARTICIPATED AS ARBITRATOR SINCE 2001**

**A) Commercial Arbitrations**

**2001**

1. **Portuguese Buyer vs. French Seller**, sole arbitrator, ICC, sale of machinery, Portuguese law, English language, (2001).
2. **Spanish Company vs. two Spanish Companies**, sole arbitrator, Corte de Arbitraje de Madrid, contract claim, Spanish law and language, (2001).
3. **German Investor vs. Spanish Company and Spanish Individuals**, co-arbitrator, ICC, joint venture agreement, Spanish law and language, (2001).
4. **Austrian Seller vs. Spanish Buyer**, co-arbitrator, ICC, sale of machinery for wind energy, Spanish law, English language, (2001).
5. **Spanish Company vs. German Company**, co-arbitrator, ICC, turnkey construction contract, Spanish law and language, (2001).

**2002**

6. **Cuban Companies vs. Mexican Bank**, co-arbitrator, ICC, financial transaction, Mexican law, Spanish language, (2002).
7. **French Hotel Chain vs. Spanish Owner**, co-arbitrator, Corte de Arbitraje de Madrid, hotel management agreement, Spanish law and language, (2002).

**2003**

8. **Canadian Company vs. Bolivian State Agency**, chairman, UNCITRAL, construction agreement, Bolivian law, Spanish and English languages, (2003).
9. **Omani Owner vs. Spanish Hotel Company**, co-arbitrator, UNCITRAL, two hotel management agreements, Omani/Sharia law, English language, (2003).
10. **Dutch Company vs. Spanish Distributor**, co-arbitrator, ICC, distribution contract, Spanish law, English language, (2003).
11. **Spanish Investor vs. Bolivian Company**, co-arbitrator, ICC, joint venture agreement, Bolivian law, Spanish language, (2003).



12. **Mexican Producer vs. US Distributor**, co-arbitrator, AAA, distribution agreement, law of California, English language, (2003).
13. **Spanish Company vs. Spanish Company**, co-arbitrator, Corte de Arbitraje de Madrid, breach of joint venture agreement, competition law, Spanish law and language, (2003).
14. **Spanish Construction Company vs. Spanish Owner**, co-arbitrator, *ad hoc*, construction agreement, Spanish law and language, (2003).
15. **Subsidiary of Italian Company vs. Spanish Company**, co-arbitrator, ICC, gas distribution agreement, English language, (2003).

#### **2004**

16. **Private Equity Investors vs. Seller**, co-arbitrator, *ad hoc*, share purchase agreement, Spanish law and language, (2004).
17. **Luxembourg Bank Holding vs. Central European Republic**, chairman, ICC, dispute arising from privatization of a bank, Austrian law, English language, (2004).
18. **Spanish Real Estate Company vs. Spanish Construction Company**, co-arbitrator, Corte de Arbitraje de Madrid, construction agreement, Spanish law and language, (2004).
19. **Spanish Seller vs. United Kingdom Buyer**, sole arbitrator, CIMA, share purchase agreement, Spanish law and language, (2004).
20. **Brazilian Subsidiary of US Company vs. Brazilian Company**, chairman, ICC, breach of shareholders' agreement, Brazilian law, English language, (2004).
21. **Private Equity Investors vs. Spanish Seller**, co-arbitrator, Corte de Arbitraje de Madrid, share purchase agreement, Spanish law and language, (2004).

#### **2005**

22. **Spanish Sellers vs. Spanish Subsidiary of Italian Buyer**, chairman, ICC, share purchase agreement, Spanish law and language, (2005).
23. **US Company vs. Spanish Company**, co-arbitrator, ICC, joint venture agreement, Spanish law, English language, (2005).
24. **International Construction Consortium vs. Colombian State-Owned Company**, chairman, ICC, construction agreement, Colombian law, Spanish language, (2005).
25. **Mexican Subsidiary of US Company vs. Mexican State-Owned Company**, chairman, ICC, construction agreement, Mexican law, Spanish language, (2005).
26. **Chilean Company vs. German Supplier**, co-arbitrator, ICC, plant construction agreement, English language, (2005).



27. **Argentinean Company vs. International Supplier**, chairman, ICC, construction agreement, English language, (2005).
28. **German Airplane Leasing Company vs. Mexican Lessor**, chairman, ICC, aircraft lease agreements, German law, English language, (2005).
29. **Spanish Insurance Company vs. UK Insurance Company**, co-arbitrator, Corte de Arbitraje de Madrid, sale of insurance company, Spanish law and language, (2005).
30. **Spanish Buyer vs. German Supplier**, co-arbitrator, ICC, machinery supply agreement, Spanish law and language, (2005).
31. **Spanish Seller vs. Spanish Buyer**, co-arbitrator, LCIA, share purchase Agreement, Spanish law, English language, (2005).
32. **Spanish Company vs. Spanish Gas Supplier**, co-arbitrator, *ad hoc*, gas distribution agreement, determination of gas price, Spanish law and language, (2005).
33. **Spanish Subsidiary of Italian Financial Company vs. Spanish Seller**, co-arbitrator, *ad hoc*, share purchase agreement, Spanish law and language, (2005).

#### **2006**

34. **Spanish Subsidiary of Portuguese Company vs. Spanish Subsidiary of Swedish Company**, co-arbitrator, ICC, share purchase agreement, Spanish law and language, (2006).
35. **Spanish Company vs. Spanish Utility**, co-arbitrator, Corte de Arbitraje de Madrid, electricity distribution agreement, Spanish law and language, (2006).
36. **British Company vs. State-Owned Company**, chairman, ICC, construction agreement, expropriation, Iranian law / Sharia law, English language, (2006).
37. **Luxembourg Company vs. Dutch Company**, co-arbitrator, ICC, share purchase agreement, Spanish law, English language, (2006).
38. **Spanish lawyer vs. Spanish law firm**, chairman, *ad hoc*, partnership agreement, Spanish law and language, (2006).

#### **2007**

39. **Spanish Construction Company vs. Spanish Subsidiary of Italian Company**, chairman, Corte de Arbitraje de Madrid, construction agreement, Spanish law and language, (2007).
40. **Spanish Listed Company vs. International Insurance Company**, co-arbitrator, *ad hoc*, insurance claim, Spanish law and language, (2007).



41. **Gibraltar Company vs. Spanish Football Club**, co-arbitrator, ICC, joint venture agreement, Spanish law and language, (2007).
42. **Spanish Company vs. French Insurance Company**, sole arbitrator, CIMA, insurance claim, Spanish law and language, (2007).
43. **American Utility vs. Agency of Central American State**, co-arbitrator, UNCITRAL, distribution of energy, law of El Salvador, English language, (2007).
44. **Argentinean Company vs. German Company and Argentinean Subsidiary of German Company**, chairman, ICC, joint venture agreement, extraordinary legislation, Argentinean law, Spanish language, (2007).

#### **2008**

45. **German Buyer vs. Spanish Sellers**, co-arbitrator, ICC, share purchase agreement, Spanish law, English language, (2008).
46. **Dutch Subsidiary of Portuguese Company vs. Portuguese Listed Company**, chairman, ICC, share purchase agreement, Portuguese law and language, (2008).
47. **Uruguayan Association vs. Financial Company**, chairman, ICC, sale of investment funds, Uruguayan law, Spanish language, (2008).
48. **Brazilian Buyer vs. Brazilian and US Sellers**, chairman, ICC, share purchase agreement, Brazilian law, Portuguese language, (2008).
49. **Spanish Sellers vs. Norwegian Buyer**, co-arbitrator, Tribunal Arbitral de Barcelona, share purchase agreement, Spanish law and language, (2008).
50. **Spanish Buyer vs. Spanish / UK Listed Company**, co-arbitrator, ICC, share purchase agreement, Spanish law and language, (2008).
51. **Spanish Sellers vs. Spanish Utility**, co-arbitrator, CIMA, sale of wind farm, Spanish law and language, (2008).
52. **Spanish Seller vs. Spanish Buyer**, sole arbitrator, Corte Española de Arbitraje, share purchase agreement, Spanish law and language, (2008).
53. **French Listed Company vs. Spanish Shipping Company**, co-arbitrator, ICC, share purchase agreement in the shipping sector, Spanish law, English language, (2008).
54. **Spanish Sellers vs. Spanish Buyer**, co-arbitrator, *ad hoc*, share purchase agreement, Spanish law and language, (2008).



## **2009**

55. **Indian Buyer vs. Spanish Sellers**, chairman, LCIA, share purchase agreement in the construction sector, Spanish law, English language, (2009).
56. **Spanish Sellers vs. Spanish Buyer**, co-arbitrator, Corte de Arbitraje de Madrid, share purchase agreement, Spanish law and language, (2009).
57. **Spanish Subsidiary of Private Equity Fund vs. Sister Company of the same Private Equity Fund**, adjudicator, *ad hoc*, termination of joint venture, Spanish law, English language, (2009).
58. **Spanish Buyers vs. German and Spanish Sellers**, co-arbitrator, ICC, share purchase agreement in the leasing sector, Spanish law, English language, (2009).
59. **Argentinean Company vs. French Company**, chairman, ICC, machinery supply agreement, French and Argentinean law, English language, (2009).
60. **Dutch Subsidiary of Mexican Company vs. Austrian Company**, co-arbitrator, ICC, share purchase agreement in the construction sector, Austrian law, English language, (2009).
61. **Spanish Listed Utility vs. Spanish Subsidiary of German Listed Company**, co-arbitrator, *ad hoc*, termination of joint venture agreement in the electricity sector, Spanish law and language, (2009).

## **2010**

62. **Spanish Listed Financial Institution vs. Spanish Financial Institution**, chairman, Corte de Arbitraje de Madrid, joint venture agreement, Spanish law and language, (2010).
63. **State-Owned Corporation vs. Sovereign State of the EU**, chairman, ICC, purchase agreement in the defence sector, English language, (2010).
64. **Peruvian Company vs. American Company**, co-arbitrator, Corte de Arbitraje de Madrid, shareholders' agreement in the life insurance sector, *amiable compositeur*, Spanish language, (2010).
65. **Spanish Listed Construction Company vs. Spanish Construction Company**, chairman, Corte de Arbitraje de Madrid, construction and development agreements, Spanish law and language, (2010).
66. **Spanish Company vs. two Spanish Companies and one Belgian Company**, co-arbitrator, ICC, real estate contracts, Spanish law, English language, (2010).



## **2011**

67. **Greek Company vs. French Company**, chairman, ICC, pharmaceutical contract, French law, English language, (2011).
68. **Dutch Gas Company vs. German Gas Buyer**, chairman, UNCITRAL, gas supply agreement, Dutch law, German language, (2011).
69. **Spanish Companies vs. Spanish Bank**, chairman, Corte de Arbitraje de Madrid, financial derivatives contracts, Spanish law and language, (2011).
70. **British Company vs. Spanish Company**, co-arbitrator, ICC, supply agreement, Spanish law, language to be determined, (2011).
71. **Belgian Company vs. German Company**, chairman, ICC, supply agreement, German law, English language, (2011).
72. **Guatemalan Company vs. German Company**, chairman, ICC, agency agreement, law to be determined, English language, (2011).
73. **Spanish Company vs. Spanish Company**, co-arbitrator, Corte de Arbitraje de Madrid, share purchase agreement, Spanish law and language, (2011).
74. **Polish Company vs. two Russian Companies**, co-arbitrator, UNCITRAL, gas supply agreement, law to be determined, English language, (2011).
75. **Romanian Company vs. Italian Company and Dutch holding**, co-arbitrator, ICC, privatization agreements, Romanian law, English language, (2011).

## **2012**

76. **Spanish Company vs. Spanish Company**, chairman, CIMA, construction and development agreement, Spanish law and language, (2012).
77. **Spanish Company vs. Spanish Bank**, chairman, Corte de Arbitraje de Madrid, financial derivatives contract, Spanish law and language, (2012).
78. **Two United Arab Emirates Companies vs. United Arab Emirates Company**, chairman, DIAC, construction and development agreements, Dubai and UAE laws, English language, (2012).
79. **Brazilian Company vs. Brazilian Company**, chairman, ICC, supply agreement, Brazilian law, Portuguese language, (2012).
80. **Middle Eastern Pipeline Operator vs. Middle Eastern Gas Producer and Middle Eastern Buyer of Gas**, chairman, ICC, gas supply and purchase agreement, English law and language, (2012).





81. **Spanish Bank vs. Spanish Company**, sole arbitrator, *ad hoc*, financial derivatives contract, Spanish law and language, (2012).
82. **Bolivian Company vs. Mexican Company and its Mexican parent Company**, chairman, IACAC, shareholders agreement, Bolivian law, Spanish language, (2012).
83. **Ecuadorian Company vs. Ecuadorian Public Company**, chairman, ICC, public service concession agreement, Ecuadorian law, Spanish language, (2012).
84. **Finnish Company vs. EU State**, co-arbitrator, UNCITRAL, transfer of technology and *know-how* in connection with the manufacture of armored vehicles, law of the Respondent State, English language, (2012).
85. **Portuguese Subcontractor vs. Portuguese Contractor**, co-arbitrator, ICC, construction agreement, Portuguese law, English language, (2012).

### **2013**

86. **Eastern European Distributor vs. Spanish Automobile Company**, co-arbitrator, VIAC, distributorship agreement, Spanish law, English language, (2013).
87. **Spanish Bottled Water Company vs. Spanish Bank**, chairman, Corte de Arbitraje de Madrid, financial derivatives contract, Spanish law and language, (2013).
88. **Spanish Insurance Company vs. Spanish Banks**, co-arbitrator, CIMA, insurance joint venture agreement, Spanish law and language, (2013).
89. **Angolan Company vs. US Group**, co-arbitrator, ICC, service agreement in the oil industry, Angolan law, English language, (2013).
90. **Foreign Investor vs. Public Entity of a Central American Republic**, chairman, ICC, joint venture in the electricity market, Spanish language, (2013).
91. **Spanish Gas Producer vs. Italian Gas Producer**, co-arbitrator, ICC, shareholders agreement, Spanish law, English language, (2013).
92. **Investors in the Electrical Market vs. Public Entity of an American Republic**, co-arbitrator, ICC, investment in the electric sector, Spanish language, (2013).
93. **Private Companies vs. European Republic**, chairman, ICC, privatization in the ship building sector, English language, (2013).

### **2014**

94. **Spanish Company vs. Portuguese Company**, chairman, Corte de Arbitraje de Madrid, sale in the solar energy sector, Spanish law and language, (2014).



95. **Iberian Law Firm vs. Partner**, chairman, Corte de Arbitraje de Madrid, dispute arising out of by-laws, Spanish law and language, (2014).
96. **Brazilian Company, Chilean Company and Spanish Company vs. Peruvian Company**, co-arbitrator, ICC, dispute arising out of shareholders' agreement under Peruvian law, Spanish language, (2014).
97. **European Companies vs. European State-Owned Entities and European Companies**, chairman, UNCITRAL Rules, share purchase agreement in the aluminium sector, English language, (2014).
98. **Swiss Bank vs. Dutch Bank**, chairman, ICC, sale and purchase in the banking sector, Dutch law, English language, (2014).
99. **International Oil Company vs. South American National Oil Company**, chairman, CIAC, adjustment of contractual royalties, Spanish language, (2014).
100. **State Owned Oil and Gas Company vs. Agency of a State**, chairman, ICC, concession agreement, Portuguese language, (2014).
101. **European Republic vs. Private Companies**, chairman, ICC, privatization in the ship building sector, English language, (2014).

### **2015**

102. **Sterling Merchant Finance Ltd. vs. Government of the Republic of Cape Verde**, sole arbitrator, UNCITRAL, PCA, services agreement, English language, (2015).
103. **Western European Gas Company vs. Eastern European Gas Company**, co-arbitrator, ICC, price revision under gas sale and purchase agreement, Swiss law, English language, (2015).
104. **Peruvian Company vs. Peruvian and Colombian Companies**, chairman, ICC, turnkey construction contract, Peruvian law, Spanish language, (2015).
105. **International Construction Company vs. Central American Public Agency**, chairman, ICC, construction contract, law of Central American Republic, Spanish language, (2015).
106. **Ecuadorian Sellers vs. Buyer and Related Companies (Spanish and Ecuadorian)**, chairman, ICC, share purchase agreement, Ecuadorian law, Spanish language, (2015).
107. **Mexican Consortium vs. Mexican State-Owned Corporation**, chairman, ICC, public service construction agreement, Mexican law, Spanish language, (2015).
108. **PT Ventures, SGPS, S.A. (Portugal) vs. República de Cabo Verde (Cabo Verde) vs. Cabo Verde Telecom, S.A. (Cabo Verde)**, chairman, ICC, shareholders' agreement, Portuguese language, (2015).



109. **Spanish Company vs. Dutch Company et al.**, co-arbitrator, ICC, share purchase agreement, Spanish law, English language, (2015).

#### **2016**

110. **Spanish Company and Colombian Company vs. Colombian Consortium, two Korean Companies and a Spanish Company**, co-arbitrator (chairman: J. Jiménez Gutiérrez; co-arbitrator: F. de Vivero), ICC, construction agreement, Colombian law, Spanish language, (2016).
111. **Auditing Firm (Belgium) vs. Certain Individuals (Italy)**, chairman (co-arbitrators: P. Hollander and L. Lévy), (Administrative Secretary: D. Villanúa), ICC, Belgian law, English language, (2016).
112. **UAE Investor vs. Brazilian Investors**, chairman (co-arbitrators: P. Batista Martins and V. Galíndez), (Administrative Secretary: S. Jalles), ICC, shareholders agreement relating to a major construction project, Brazilian law, English language, (2016).
113. **Mining Company vs. International Supplier**, co-arbitrator (chairman: D. Arias; co-arbitrator: E. Zuleta-Jaramillo), Cámara de Comercio de Lima, construction dispute, Peruvian law, English language, (2016).
114. **Oil Refinery vs. Engineering and Construction Company**, chairman (co-arbitrators: A. Jana and Sir V. Ramsey), (Administrative Secretary: D. Villanúa; Deputy Administrative Secretary: B. McDonnell), ICC, engineering, procurement and construction agreement, law of the State of New York and law of a South American country, English language, (2016).
115. **Latin American Telecom Provider vs. Latin American National Regulatory Authority**, chairman (co-arbitrators: B. Sepúlveda and F. Cantuarias), Centro Internacional de Arbitraje y Mediación (CIAM), domestic arbitration, concession agreement, Spanish language, (2016).

#### **2017**

116. **Lebanese Bank vs. Several Borrowers**, chairman (co-arbitrators: S. Prevezer and T. Baloch), (Administrative Secretary: K. Baptista), LCIA, loan agreement, English law, English language, (2017).
117. **Oil and Gas Company vs. African State-Owned Entity**, chairman (co-arbitrators: E. Damião Gonçalves and J. E. Nunes Pinto), (Administrative Secretary: S. Jalles), UNCITRAL (ICC), production sharing contract, Portuguese language, (2017).
118. **Spanish Temporary Union of Companies vs. Spanish State-Owned Company**, co-arbitrator (chairman: J. Mairata Laviña; co-arbitrator: E. Benito Sancho), Corte Civil y Mercantil de Arbitraje, construction contract, Spanish law, Spanish language, (2017).



119. **Chilean Company v. Chilean and Italian Companies**, chairman (co-arbitrators: D. Arias and C. Conejero), (Administrative Secretary: M. Riofrio), ICC, construction contract, Chilean law, Spanish language, (2017).
120. **Togolese and Luxembourg Companies vs. Dutch and Luxembourg Companies**, co-arbitrator designated by Claimant (chairman: H. Alvarez; co-arbitrator: H. Heilbron), ICC, share purchase agreement, English law, English language, (2017).

### **2018**

121. **Luxembourg Holding Company vs. Luxembourg Holding Company**, chairman (co-arbitrators: A. Hierro and D. Arias), (Administrative Secretary: S. Jalles), ICC, share purchase agreement, Portuguese law, English language. Counsel to Claimant: PLMJ Advogados; Counsel to Respondent: Morais Leitão, Galvão Teles, Soares da Silva & Associados, (2018).
122. **International Construction Company vs. Central American Public Agency**, chairman (co-arbitrators: H. Grigera Naón and J. E. Nunes Pinto), (Administrative Secretary: K. Baptista until August 2018 and M. Riofrio from August 2018), ICC, construction contract, law of Central American Republic, Spanish language. Counsel to Claimant: In-house, Derains & Gharavi; Counsel to Respondent: In-house, (2018).
123. **Private Companies and Individuals vs. Brazilian Entity**, chairman (co-arbitrators: S. K. Chermont de Britto and N. C. da Silva Flores), (Administrative Secretary: S. Jalles), ICC, settlement agreement, Brazilian law, Portuguese language. Counsel to Claimant: Didier, Sodré & Rosa; Shearman & Sterling LLP; Herbert Smith Freehills LLP; In-house. Counsel to Respondent: Tozzini Freire Advogados; Siqueira, Bottrel, Almeida e Silva Advogados; Cleary Gottlieb Steen & Hamilton, (2018).
124. **Spanish Company vs. English Company**, President (co-arbitrators: F. Gómez Pomar and J. A. Caínzos), (Administrative Secretary: P. Varela), CAM, share purchase agreement, Spanish Law, Spanish language. Counsel to Claimant: Cuatrecasas Gonçalves Pereira; Counsel to Respondent: Baker & McKenzie Barcelona, (2018).



**B) Investment Arbitrations and other International Public Law Proceedings**

**2004**

125. **Unisys Corporation vs. Argentine Republic**, chairman, ICSID Case No. ARB/03/27, investment arbitration under BIT, English language, (2004). (Suspended).
126. **SAUR International vs. Argentine Republic**, chairman, ICSID Case No. ARB/04/4, investment arbitration under BIT, Spanish language, (2004).

**2006**

127. **Banco Central do Brasil (Brasil) vs. Banco Central del Uruguay (Uruguay)**, chairman, arbitration between central banks under ALADI Rules, Spanish language, (2006).
128. **Phoenix Action Ltd. vs. The Czech Republic**, co-arbitrator, designated by Respondent, ICSID Case No. ARB/06/5, investment arbitration under BIT, English language, (2006).

**2007**

129. **Mr. Tza Yap Shum vs. Republic of Peru**, co-arbitrator, designated by Respondent, ICSID Case No. ARB/07/6, investment arbitration under BIT, Spanish language, (2007).
130. **Mr. Joseph Charles Lemire vs. Ukraine**, chairman, ICSID Case No. ARB/06/18, investment arbitration under BIT, English language, (2007).
131. **City Oriente Limited vs. Republic of Ecuador and Empresa Estatal Petróleos del Ecuador (Petroecuador)**, chairman, ICSID Case No. ARB/06/21, under investment contract, Spanish language, (2007).
132. **Mr. Vito G. Gallo vs. Government of Canada**, chairman, UNCITRAL, PCA, investment arbitration under NAFTA, English language, (2007).

**2008**

133. **TCW Group, Inc. and Dominican Energy Holdings vs. The Dominican Republic**, co-arbitrator, designated by Respondent, UNCITRAL, investment arbitration under CAFTA, English language, (2008).

**2009**

134. **Nova Scotia Power Incorporated vs. Bolivarian Republic of Venezuela**, chairman, PCA, investment arbitration under BIT, English language, (2009).



135. **Spanish Investor vs. Cuba**, co-arbitrator, designated by Claimant, ICC, investment arbitration under BIT, Spanish language, (2009).
136. **Holcim Limited, Holderfin B.V. and Caricement B.V. vs. Bolivarian Republic of Venezuela**, chairman, ICSID Case No. ARB/09/3, investment arbitration under BIT, English language, (2009).

#### **2010**

137. **Abengoa, S.A. and Cofides, S.A. vs. United Mexican States**, co-arbitrator, designated by Claimant, ICSID Case No. ARB(AF)/09/2, investment arbitration under BIT, Spanish language, (2010).
138. **ATA Construction, Industrial and Trading Company vs. Hashemite Kingdom of Jordan**, Member of Annulment Committee, ICSID Case No. ARB/08/2, English language, (2010).

#### **2011**

139. **Astaldi S.p.A. vs. Republic of Honduras**, President of the Annulment Committee, ICSID Case No. ARB/07/32, Spanish language, (2011).
140. **Flughafen Zürich A.G. and Gestión e Ingeniería IDC S.A. vs. Bolivarian Republic of Venezuela**, chairman, ICSID Case No. ARB/10/19, investment arbitration under BIT, Spanish language, (2011).
141. **Shell Nigeria Ultra Deep Limited (SNUD) vs. Federal Republic of Nigeria**, chairman, ICSID Case No. ARB/07/18, investment arbitration under BIT, English language, (2011).

#### **2012**

142. **OI European Group B.V. vs. Bolivarian Republic of Venezuela**, chairman, ICSID Case No. ARB/11/25, investment arbitration under BIT, Spanish and English languages, (2012).
143. **Netherlands Investor vs. Government of Cuba and Public Cuban Company**, co-arbitrator designated by Claimant, ICC, investment arbitration under BIT, (2012).
144. **Caratube International Oil Company LLP vs. Republic of Kazakhstan**, President of the Annulment Committee, ICSID Case No. ARB/08/12, English language, (2012).
145. **Occidental Petroleum Corporation and Occidental Exploration and Production Company vs. Republic of Ecuador**, President of the Annulment Committee, ICSID Case No. ARB/06/11, English and Spanish languages, (2012).



### **2013**

146. **Rusoro Mining Ltd vs. Bolivarian Republic of Venezuela**, chairman, ICSID Case No. ARB(AF)/12/5, investment arbitration under BIT, English and Spanish languages, (2013).
147. **SV Capital OÜ vs. European Banking Authority**, Vice President of the Joint Board of Appeal of the European Supervisory Authorities, appeal of a decision of EBA under Article 60 (1) of Regulation (EU) No. 1093/2010, English language, (2013).
148. **Tenaris S.A. and Talta – Trading e Marketing Sociedade Unipessoal Lda. vs. Bolivarian Republic of Venezuela**, chairman, ICSID Case No. ARB/12/23, investment arbitration under BIT, English and Spanish languages, (2013).
149. **Global Private Rating Company “Standard Rating” Ltd. vs. European Securities and Markets Authority**, Vice President of the Joint Board of Appeal of the European Supervisory Authorities, appeal of a decision of ESMA under Article 60 (1) of Regulation (EU) N° 1095/2010, English language, (2013).

### **2014**

150. **Edenred S.A. vs. Hungary**, chairman, ICSID Case No. ARB/13/21, investment arbitration under BIT, English language, (2014).
151. **European Company vs. European Republic**, chairman, ICC, investment arbitration under BIT, English language, (2014).
152. **SV Capital OÜ vs. European Banking Authority (EBA)**, II, Vice President of the Joint Board of Appeal of the European Supervisory Authorities, appeal of a decision of EBA under Article 60 (1) of Regulation (EU) No. 1093/2010, English language, (2014).
153. **Investor Protection Europe sprl vs. European Securities and Markets Authority (ESMA)**, Vice President of the Joint Board of Appeal of the European Supervisory Authorities, appeal of a decision of ESMA under Article 60 (1) of Regulation (EU) No. 1095/2010, English language, (2014).
154. **Cyprus Popular Bank Public Co. Ltd. vs. Hellenic Republic**, chairman, ICSID Case No. ARB/14/16, investment arbitration under BIT, English language, (2014).
155. **Highbury International AVV, Compañía Minera de Bajo Caroní AVV, and Ramstein Trading Inc. vs. Bolivarian Republic of Venezuela**, chairman, ICSID Case No. ARB/14/10, investment arbitration under BIT, Spanish language, (2014).



## 2015

156. **Onix Asigurari S.A. vs. European Insurance and Occupational Pensions Authority (EIOPA)**, Vice President of the Joint Board of Appeal of the European Supervisory Authorities, appeal of a decision of EIOPA under Article 60 (1) of Regulation (EU) No. 1094/2010, English language, (2015).
157. **PT Ventures, SGPS, S.A. vs. Republic of Cabo Verde**, chairman, ICSID Case No. ARB/15/12, investment arbitration under BIT, Portuguese language, (2015).
158. **Álvarez y Marín Corporación S.A. and others vs. Republic of Panamá**, chairman, ICSID Case No. ARB/15/14, investment arbitration under BIT and FTA, Spanish language, (2015).

## 2016

159. **Andrus Kluge, Boris Belyaev, Radio Elektroniks OÜ and Timur Dyakov vs. European Banking Authority (EBA)**, Vice President of the Joint Board of Appeal of the European Supervisory Authorities, appeal of a decision of EBA under Article 60 (1) of Regulation (EU) No. 1093/2010, English language, (2016).
160. **Cyprus Investor vs. Eastern European State**, chairman (co-arbitrators: S. Alexandrov and M. Clodfelter), (Assistant to the Tribunal: L. F. Rodríguez), UNCITRAL, investment arbitration under BIT, English language, (2016).
161. **Turkish Investor vs. North African State**, chairman (co-arbitrators: P. Mayer and G. Khairallah), (Administrative Secretary: K. Baptista), ICC, investment arbitration under BIT, English language, (2016).
162. **Lion Mexico Consolidated LoP. vs. United Mexican States**, chairman (co-arbitrators: D. J. A. Cairns and R. Ramírez), (Assistant to the Tribunal: L. F. Rodríguez), ICSID Case No. ARB(AF)/15/2, investment arbitration under NAFTA, English language, (2016).
163. **Glencore International A.G. y C.I. Prodeco S.A. vs. Republic of Colombia**, chairman (co-arbitrators: O. Garibaldi and C. Thomas), (Assistant to the Tribunal: K. Baptista), ICSID Case No. ARB/16/6, investment arbitration under BIT, English language (2016).

## 2017

164. **Central European Company vs. Central European State**, chairman (co-arbitrators: M. Wirth and T. Sójka), (Assistant to the Tribunal: L. F. Rodríguez), UNCITRAL, PCA, BIT-based arbitration, gambling industry, English language, (2017).
165. **FinancialCraft Analytics Sp. z o.o. (formerly named Global Rating Sp. z o.o.) vs. The European Securities and Markets Authority (ESMA)**, Vice President of the Joint Board of Appeal of the European Supervisory Authorities, appeal of a decision of ESMA under Article 60(4) of Regulation (EU) No. 1095/2010, English language, (2017).





166. **Anglo-Adriatic Group Limited vs. Republic of Albania**, chairman (co-arbitrators: G. von Segesser and B. Stern), (Assistant to the Tribunal: L. F. Rodríguez), ICSID Case No. ARB/17/6, investment arbitration under BIT, English language, (2017).
167. **DP World Limited vs. Kingdom of Belgium**, chairman (co-arbitrators: B. Stern and S. Alexandrov), (Administrative Secretary: B. McDonnell), ICSID Case No. ARB/17/21, investment arbitration under BIT, English language, (2017).
168. **Pawlowski AG and Project Sever s.r.o. vs. Czech Republic**, chairman (co-arbitrators: J. Beechey and V. Lowe), (Administrative Secretary: M. Riofrio), ICSID Case No. ARB/17/11, investment arbitration under BIT, English language, (2017).

### 2018

169. **Russian Company vs. Eastern European State**, chairman (co-arbitrators: B. Stern and S. Alexandrov), (Administrative Secretary: B. McDonnell), UNCITRAL, investment arbitration under multilateral treaty, English language. Counsel to Claimant: Baker & McKenzie; Counsel to Respondent: White & Case, (2018).
170. **Gramercy Funds Management LLC and Gramercy Peru Holdings LLC vs. Republic of Peru**; chairman (co-arbitrators: S. Drymer and B. Stern), (Assistant to the Tribunal: L. F. Rodríguez), UNCITRAL administered by ICSID, investment arbitration under TPA USA-Peru; English and Spanish languages. Counsel to Claimant: Debevoise & Plimpton; Rodrigo, Elias & Medrano. Counsel to Respondent: White & Case, (2018).
171. **Edenred S.A. vs. Hungary**, chairman (co-arbitrators: F. Orrego Vicuña (+) / P.-Y. Tschanz and C. von Wobeser), (Administrative Secretary: B. McDonnell), ICSID, revision of investment arbitration award rendered in 2016, English language. Counsel to Applicant: Horváth & Partners DLA Piper; Counsel to Respondent: Hogan Lovells, (2018).
172. **Svenska Handelsbanken, Skandinaviska Enskilda Banken, Swedbank and Nordea vs. The European Securities and Markets Authority (ESMA)**, Vice-President of the Joint Board of Appeal of the European Supervisory Authorities; Counsel to Appellants: i) Svenska Handelsbanken: Roschier; ii) Skandinaviska Enskilda Banken: Allen & Overy; iii) Nordea Bank: Linklaters; iv) Swedbank: Gernandt & Danielsson; Counsel to Respondent: Cleary Gottlieb Steen & Hamilton, (2018).

### 2019

173. **LSG Building Solutions GmbH and others vs. Romania**, chairman, (co-arbitrators: P.M. Dupuy, O. T. Johnson Jr.), (Administrative Secretary: B. McDonnell), ICSID Case No. ARB/18/19, investment arbitration under the Energy Charter Treaty, English language. Counsel to Claimants: King & Spalding LLP; Counsel to Respondent: Curtis, Mallet-Prevost, Colt & Mosle LLP, (2019).

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