#### EFILA Frankfurt -

Kluwer Arbitration 2023-2024 Highlights

Yael Hollander de Groot

25 April 2024





We would like to test your knowledge of Kluwer Arbitration



Quiz time!

Question 1	Answers:
How many books are available on	A. 367
Kluwer	B. 423
Arbitration?	C. 455
	D. 511

Question 1	The correc
How many books	A. 367
are available on	
Kluwer	B. 423
Arbitration?	C. 455

The correct answer is C:

D. 511

Question 2	Answers:
What percentage	A. 83%
of the books	A. 03%
available on	B. 65%
Kluwer	C. 51%
Arbitration are	D. 95%
exclusive to	D. 95%
Wolters Kluwer?	

Question 2	The corr
What percentage	A. 83%
of the books	A. 0370
available on	B. 65%
Kluwer	C. 51%
Arbitration are	D. 95%
exclusive to	D. 9370
Wolters Kluwer?	

#### prrect answer is A:

Question 3	Answers:
How many	A. 38
organizations	/ 50
(institutions and	B. 55
publishers) do	C. 20
we partner with?	D. 40

Question 3	The correct answer is D:
How many	A. 38
organizations	A. 30
(institutions and	B. 55
publishers) do	C. 20
we partner with?	D. 40

Question 4AnsweHow many<br/>authorsA. OveauthorsB. 500contribute toB. 500KluwerC. 1000Arbitration?D. 800

Answers: A. Over 10,000 B. 5000 C. 1000 D. 8000 Question 4 How many authors contribute to Kluwer Arbitration? The correct answer is A: A. Over 10,000 B. 5000 C. 1000 D. 8000

### European Investment Law and Arbitration Review

- The first and only journal specifically dedicated to European investment law and arbitration.
- Pre-eminent source for ongoing coverage of investor-state dispute settlement reforms
- Expert analyses of the impact of EU law on EU and Member States' trade and investment treaties
- Each issue contains:
  - Scholarly articles on recent developments in international investment law;
  - Case notes on proceedings and decisions that affect European investment law and arbitral practice;
  - <sup>o</sup> Book reviews of the latest books and publications in the field; and
  - A Chronicle section summarizing recent developments focusing on European investment law and arbitration.

#### European Investment Law and Arbitration Review

- EILAR is published twice a year and welcomes unpublished, high-quality submissions from practitioners and academics from all parts of the world.
- The Review also runs an annual essay competition to give young scholars and practitioners a platform to publish their works.
- All volumes are available on Kluwer Arbitration; the next issue volume is expected in November.
- EILAR is part of Kluwer Arbitration's growing collection of analysis and case law on Investment Arbitration, confirming Kluwer Arbitration as the one-stop shop for arbitration research.
- EFILA has been established in Brussels as a think-tank to promote the knowledge of all aspects of European and international investment law, including arbitration. This goal aligns with Kluwer Arbitration goal to act as the most comprehensive source of
- <sup>12</sup> information about international arbitration.

#### **Kluwer Arbitration**







#### Platform for Opinion & Debate

Research/Case Strategy Preparation

#### Arbitrator Research

#### Latest Enhancements



Cases & Awards

### Case page & Citation Feature



Homepage > Cases & Awards					
Search by keyword, name, journ	nal etc.			Q S	Search
Search filters Clear all	«	<u>*</u>	9 <i>/</i>	Sort by Date V Display Summary	~
Arbitration Rules	^				
Q Enter arbitration rules name		Found 15,14	0 results		
AAA Commercial Arbitration Rules AAA Commercial Arbitration Rules (2003) AAA Commercial Arbitration Rules (2005) AAA Commercial Arbitration Rules	(214) (4) (2)			Awards Vilnius City Municipality and Benihana of Tokyo, LLC v. Royal New Zealand Yacht Squadron (RNZYS), Testing Data - Wolterskluwer Apr 15/4/2024, 30 April 2024 Rendered: 30 Apr 2024 Source: Public Source Awards	*
Institution	(1)			Case: Vilnius City Municipality and Benihana of Tokyo, LLC v. Royal New Zealand Yacht Squadron (RNZYS)	
Q Enter institution name				Awards	*
<ul> <li>Ad - Hoc (ad hoc)</li> <li>Ad Hoc / The 31st America's Cup Arbitration Panel (ACAP 31) (ACAP 31)</li> <li>Ad Hoc / The 32nd America's Cup Ju (ACJ 32) (ACJ 32)</li> </ul>	iry (45)		Ē	Vilnius City Municipality and Benihana of Tokyo, LLC v. Royal New Zealand Yacht Squadron (RNZYS), Testing Data - Wolterskluwer Apr 15/4/2024, 30 April 2024 Rendered: 30 Apr 2024 Source: Public Source Awards Case: Vilnius City Municipality and Benihana of Tokyo, LLC v. Royal New Zealand Yacht Squadron (RNZYS)	
Δd Hoc / The 33rd Δmerica's Cun Seat of arbitration	(1)				
Applicable treaty/law	~		高	Awards PWNHealth, LLC d/b/a Everly Health Solutions v. Walgreen Co., AAA Case No. 01- 22-0002-4919, 18 March 2024	☆
Language of arbitration	~			Rendered: 18 Mar 2024	
Party	~			Source: Public Source Awards	
Party nationality	~			Case: PWNHealth, LLC d/b/a Everly Health Solutions v. Walgreen Co.	
Arbitrator	~			Awards	_A_
Sector	~		高	Steven Droege and Kwench Detroit LLC v. Kwench Juice Franchising Inc and Christo Gregoris, AAA Case No. 01-23-0004-1987, 8 March 2024	☆
Case type	~			Rendered: 08 Mar 2024	
Case status	~			Source: Public Source Awards	

### Case page & Citation Feature



ICSID Case No. ARB/12/1	Homepage > Cases & Awa	rds > 1	Tethyan Copper Com	npany Pty Limited v. Islamic F	Republic of Pakistan	
Tethyan Copper Company Pty Limited v. Islamic Republic of Pakistan	ICSID Case No. ARB/12/1 Tethyan Copper Con	npany	Pty Limited v	. Islamic Republic o	of Pakistan	
<ul> <li>O6 January 2023</li> <li>Revision Proceeding</li> </ul>	UPDATED 03 MAR 2024	Cited 2	times			
Document text     O6 January 2023	* ⊜ ≪	☆	۲D			
Annulment Proceeding	Case name		Tethyan Coppe	r Company Pty Limited v.	Islamic Republic of Paki	stan
<ul> <li>&gt; 17 September 2020</li> <li>Decision on Stay of Enforcement of the Award.</li> </ul>	Case type		Investment			
> 12 July 2019	Commencement date		12/01/2012			
Arbitral Award	Case status		Concluded			
Decision on Jurisdiction and Liability	Case outcome		Decided in favo	our of Claimant(s)		
> 10 November 2017 Decision on Respondent's Application to Dismiss	Sector		Mining and qua	urrying		
the Claims (With Reasons)	Sub Sector		Mining of meta	l ores		
> 13 December 2012 Decision on Claimant's Request for Provisional	Applicable Arbitration R	ules	ICSID Arbitratio	n Rules (2006)		
Measures	Administering Institution	1	International C	entre for Settlement of I	nvestment Disputes	
	Seat of Arbitration - City		London			
	Seat of Arbitration - Cou	ntry	United Kingdor	n		
	 Applicable treaties/law		Australia - Paki	stan BIT (1998)		
	 Language		English			
	Representatives					
	Full name ↑	Natio	nality	Firm	Role	Me ap
				Axis law Chambers	Counsel	Res
	Abdul Rafay Siddiqui			Office of the Attorney General, Pakistan	Counsel	Res
	Adam Moss			Debevoise & Plimpton LLP	Counsel	Cla

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Status of person

Active

Active

Active

Method of

appointment Respondent(s)

Respondent(s)

Claimant(s)

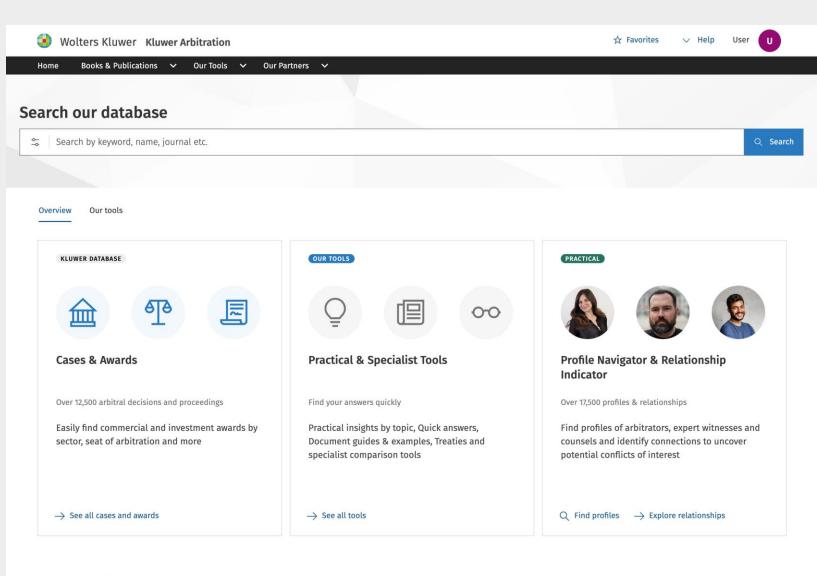
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#### Latest Enhancements



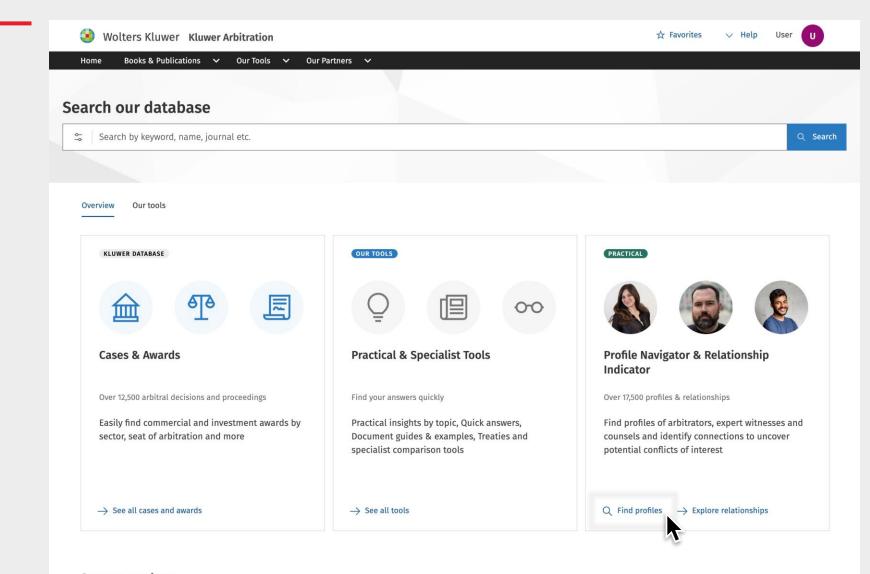
#### Profile Navigator & Relationship Indicator

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#### Stay up to date





#### Stay up to date



# **Profile Navigator**



#### 3 ☆ Favorites 🗸 Help User U Wolters Kluwer Kluwer Arbitration Books & Publications 🗸 Our Tools 🗸 Our Partners 🗸 Home Homepage > Profile Navigator **Profile Navigator** Find arbitrators by name or selected criteria across our 17,986 practitioners and experts. Search for a person by name Q Search Filters Clear all 🛛 🔧 Sort by Most Appointed ð $\downarrow$ ж° $\sim$ Role $\wedge$ Q Enter role Found 17,986 profiles > Arbitrator (7370) ☆ ☆ Counsel (10786) 145 CASES 14 PUBLICATIONS 133 CASES 126 CASES 87 PUBLICATIONS ☆ > Expert witness (2279) **Brigitte Stern** George H. Aldrich Howard M. Holtzmann Languages: Spanish, English, Languages: English, Farsi, Arabic Languages: English, Farsi, Arabic AND OR ^ Nationality French, Russian, Farsi **Q** Enter nationality Afghanistan (4) 120 CASES **3 PUBLICATIONS** ☆ 117 CASES ☆ 116 CASES 61 PUBLICATIONS ☆ African Intellectual Property (2) Organization David Tillet Stanimir A. Alexandrov **Charles N. Brower** African Regional Intellectual Property (1) Languages: English, Spanish, Languages: English Languages: English, Farsi, Organization French, Bulgarian, Russian Spanish, French, Arabic, Dutch, □ Aland Islands (2) German, Russian **Exclude Nationality** AND OR $\sim$ Q Enter exclude nationality ☆ **113 CASES** ☆ **112 CASES 108 CASES** ☆ Afghanistan (4) **Bryan Willis** Graham A. McKenzie Mohammad K. Eshragh Languages: English Languages: English Languages: English, Farsi, Arabic (2) African Intellectual Property Organization African Regional Intellectual Property (1) Organization □ Aland Islands (2) 103 CASES 126 PUBLICATIONS ☆ 99 CASES 40 PUBLICATIONS ☆ 95 CASES 22 PUBLICATIONS \* AND OR $\sim$ Language Karl-Heinz Böckstiegel Jan Paulsson Gabrielle Kaufmann-Kohler Q Enter language Languages: English, Spanish, Languages: English, Farsi, Languages: English, Spanish, French, Chinese French, Spanish, Arabic, Russian Russian, French Afrikaans (6)

## **Profile Navigator**



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>	Arbitrator	(7370)				
•	Counsel	(10786)	145 CASES	14 PUBLICATIONS	☆ 133 CASES	D
>	Expert witness	(2279)		Brigitte Stern		George H. Aldrich
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# **Profile Navigator**



#### 3 ☆ Favorites 🗸 Help User U Wolters Kluwer Kluwer Arbitration Books & Publications 🗸 Our Tools 🗸 Our Partners 🗸 Home Homepage > Profile Navigator **Profile Navigator** Find arbitrators by name or selected criteria across our 17,986 practitioners and experts. Search for a person by name Q Search Filters Clear all 🛛 🔧 Sort by Most Appointed ð $\downarrow$ ж° $\sim$ Role $\wedge$ Q Enter role Found 17,986 profiles > Arbitrator (7370) ☆ ☆ Counsel (10786) 145 CASES 14 PUBLICATIONS 133 CASES 126 CASES 87 PUBLICATIONS > Expert witness (2279) **Brigitte Stern** George H. Aldrich Howard M. Holtzmann Languages: Spanish, English, Languages: English, Farsi, Arabic Languages: English, Farsi, Arabic AND OR ^ Nationality French, Russian, Farsi Q Enter nationality Afghanistan (4) 120 CASES **3 PUBLICATIONS** ☆ 117 CASES ☆ 116 CASES 61 PUBLICATIONS ☆ African Intellectual Property (2) Organization David Tillet Stanimir A. Alexandrov Charles N. Brower African Regional Intellectual Property (1) Languages: English, Spanish, Languages: English Languages: English, Farsi, Organization French, Bulgarian, Russian Spanish, French, Arabic, Dutch, □ Aland Islands (2) German, Russian **Exclude Nationality** AND OR $\sim$ Q Enter exclude nationality ☆ **113 CASES** ☆ **112 CASES 108 CASES** Afghanistan (4) **Bryan Willis** Graham A. McKenzie Mohammad K. Eshragh Languages: English Languages: English Languages: English, Farsi, Arabic (2) African Intellectual Property Organization African Regional Intellectual Property (1) Organization □ Aland Islands (2) 103 CASES 126 PUBLICATIONS ☆ 99 CASES 40 PUBLICATIONS ☆ 95 CASES 22 PUBLICATIONS AND OR $\wedge$ Language Karl-Heinz Böckstiegel Jan Paulsson Gabrielle Kaufmann-Kohler Q Enter language Languages: English, Spanish, Languages: English, Farsi, Languages: English, Spanish, French, Chinese French, Spanish, Arabic, Russian Russian, French Afrikaans (6)

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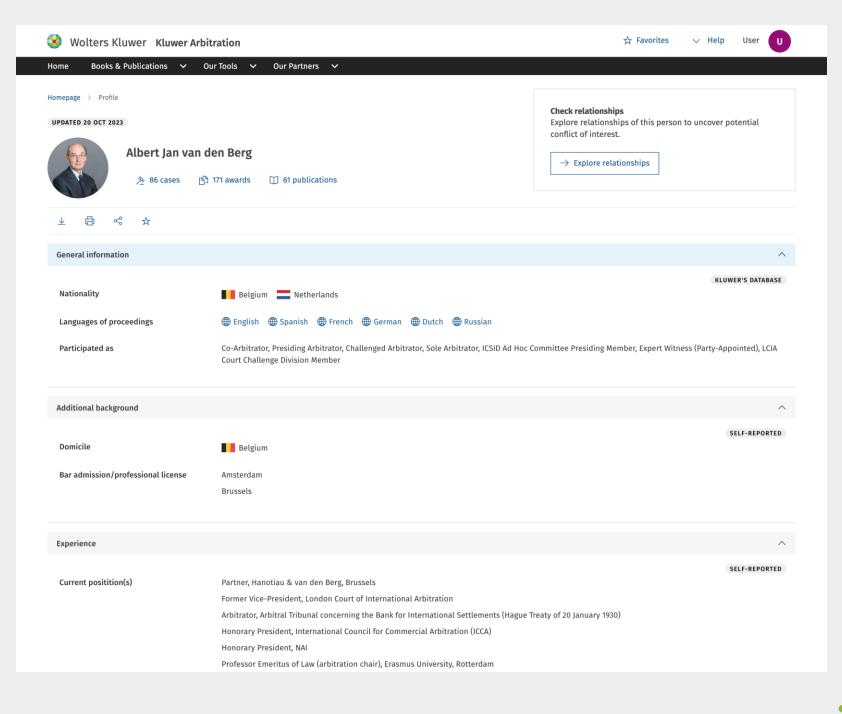
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**Profile Navigator** 





## **Profile Navigator**



Experience		^
	SELF-REPORTED	D
Current positition(s)	Partner, Hanotiau & van den Berg, Brussels	
	Former Vice-President, London Court of International Arbitration	
	Arbitrator, Arbitral Tribunal concerning the Bank for International Settlements (Hague Treaty of 20 January 1930)	
	Honorary President, International Council for Commercial Arbitration (ICCA)	
	Honorary President, NAI	
	Professor Emeritus of Law (arbitration chair), Erasmus University, Rotterdam	
	Visiting Professor, Georgetown University Law Center, Washington DC, University of Miami Law School, and Tsinghua University Law School, Beijing	
	National University of Singapore Faculty of Law,	
Former positition(s)	President, International Council for Commercial Arbitration (ICCA)	
	President, Netherlands Arbitration Institute (NAI)	
	Partner, Freshfields Bruckhaus Deringer, Amsterdam	
	Partner, Stibbe Simont Monahan Duhot, Amsterdam	
	Attorney-at-Law, Law Firm of Salah Hejailan, Riyadh (in association with Clifford-Turner/Van Doorne & Sjollema)	
	Partner, Van Doorne & Sjollema Advocaten, Rotterdam	
	Secretary-General, Netherlands Arbitration Institute	
	, TMC Asser Institute for International and European Law, The Hague, Department: International Commercial Arbitration	
	Private assistant, Professor Pieter Sanders, Schiedam, The Netherlands	
Logal experience (with applicable law)		
Legal experience (with applicable law)		
Arbitrator experience	습 ad hoc 습 AAA 슬 CRCICA 슬 DIAC 슬 ICC 슬 ICDR 슬 ICSID 슬 LCIA 슬 NAFTA 슬 NAI 슬 OHADA 슬 SCC 슬 SIAC 슬 UNCITRAL	
Education		^
	SELF-REPORTED	2
Doctor of Law, Erasmus University, Rotterda	m	
Docteur en droit, University of Aix-en-Prove	nce	
Master of Comparative Jurisprudence, New Y	/ork University Institute of Foreign Law	
Post-doctorate course in Comparative. Euro	pean and International Law, University of Aix-en-Provence Faculty of Law	
Master of Laws, University of Amsterdam Fa		
master of Laws, oniversity of Amsterdam Fa		
Sectors		~

🕼 Water supply; sewerage, waste management and remediation activities 🕼 Human health and social work activities 🕼 Information and communication

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SELF-REPORTED

# **Profile Navigator**



Public administration and defence; compulsory social security 
 Financial and insurance activities 
 Transportation and storage 
 Mining and quarrying
 Agriculture, forestry and fishing 
 Electricity, gas, steam and air conditioning supply (energy) 
 Real estate activities 
 Wholesale and retail trade; repair of motor vehicles and motorcycles
 Construction 
 Manufacturing 
 Professional, scientific and technical activities 
 Arts, entertainment and recreation 
 Accommodation and food service activities 
 PNot specified
 Specialization
 SetEr-REPORTED
 Ausiness law (or commercial law) 
 Business organizations law (or companies law) 
 Contract law 
 Contract law 
 Corporate law (or company law) 
 And a law 
 Sports law

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Il cases 86 Arb	oitrator 🔞 Counsel E	xpert witness	Other 6				
Sectors	<sub>⊮</sub> <sup>≉</sup> See s	subsectors	Applicable rules			Applicable treaties and laws	
Mining and quarry	ing	18 cases	ICSID Arbitration Ru	les (2006)	27 cases	Energy Charter Treaty (1994)	9 0
Electricity, gas, ste (energy)	am and air conditioning supp	oly 17 cases	UNCITRAL Arbitratic	on Rules (1976)	19 cases	North American Free Trade Agreement (NAFT/ 1992)	, 80
Information and c	ommunication	9 cases	ICSID Arbitration Ru	les (1984)	8 cases	Contract	6 0
Transportation an		8 cases	UNCITRAL Arbitratic	on Rules [version uns	pecified] 4 cases	Argentina - United States of America BIT (199	
Real estate activit	-	6 cases	NAI Arbitration Rule	25	4 cases	Dutch Law	4 0
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ases rag columns to reo Date			Case No.	Role	Appointed by	UPDATED 20 OCT 2023 KL Tribunal Composition Stat	JWER'S DAT Y Fi

# **Profile Navigator**



Public administration and defence; compulsory social security 
 Financial and insurance activities 
 Transportation and storage 
 Mining and quarrying
 Agriculture, forestry and fishing 
 Electricity, gas, steam and air conditioning supply (energy) 
 Real estate activities 
 Wholesale and retail trade; repair of motor vehicles and motorcycles
 Construction 
 Manufacturing 
 Professional, scientific and technical activities 
 Arts, entertainment and recreation 
 Accommodation and food service activities 
 Phot specified
 Specialization
 Secondary 
 Susiness law (or commercial law) 
 Business organizations law (or companies law) 
 Contract law 
 Corporate law (or company law) 
 Sports law

cases (86) Arbitrator (80) Counsel	Expert witness	Other 6			R'S DATAB
Sectors $e^{\pi}$	See subsectors	Applicable rules		Applicable treaties and laws	
Mining and quarrying	18 c 🗐 S	ICSID Arbitration Rules (2006)	27 cases	Energy Charter Treaty (1994)	9 cas
Electricity, gas, steam and air conditionin (energy)	g supply 17 cases	UNCITRAL Arbitration Rules (1976)	19 cases	North American Free Trade Agreement (NAFTA, 1992)	8 ca
nformation and communication	9 cases	ICSID Arbitration Rules (1984)	8 cases	Contract	6 ca
Transportation and storage	8 cases	UNCITRAL Arbitration Rules [version unspecified]	4 cases	Argentina - United States of America BIT (1991)	5 ca
Real estate activities	6 cases	NAI Arbitration Rules	4 cases	Dutch Law	4 cas
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rag columns to reor	der them and sort he	aders with arrow io	:on.			UPDATED 20 OCT 2023	KLUWER'S DATA	
Date	Case Type	Institution	Case No.	Role	Appointed by	Tribunal Composition	Status	Ou
07 Apr 2023	Investment	ICSID	Link to source - ICSID	Co-Arbitrator	Respondent(s) - Republic of Albania	Albert Jan van den Berg Co-Arbitrator Stanimir A. Alexandrov Co-Arbitrator Gabrielle Kaufmann-Kohler Presiding Arbitrator	• Pending	

# Profile Navigator



					torage 🕞 Mining and quar		
		am and air conditioning supply					
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Specialization	Sectors	& subsectors			6. <b>-</b>		
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					KLUWER'S DATABASE		
Arbitral insights	Electricity	gas, steam and air conditioning	supply (energy)		17		
	Electricity,	gas, steam and air conditioning s	supply (energy)		16		KLUWER'S DATABA
All cases 86 Arbitrator 80	C [Subsector	not specified]			1		
Sectors	Mining and	d quarrying			18	d laws	
Mining and quarrying	Extraction	of crude petroleum and natural g	726		11	994)	9 case
Electricity, gas, steam and a			gas		2	de Agreemen	t (NAFTA, 8 case
(energy)	Mining of	coal and lignite			2		
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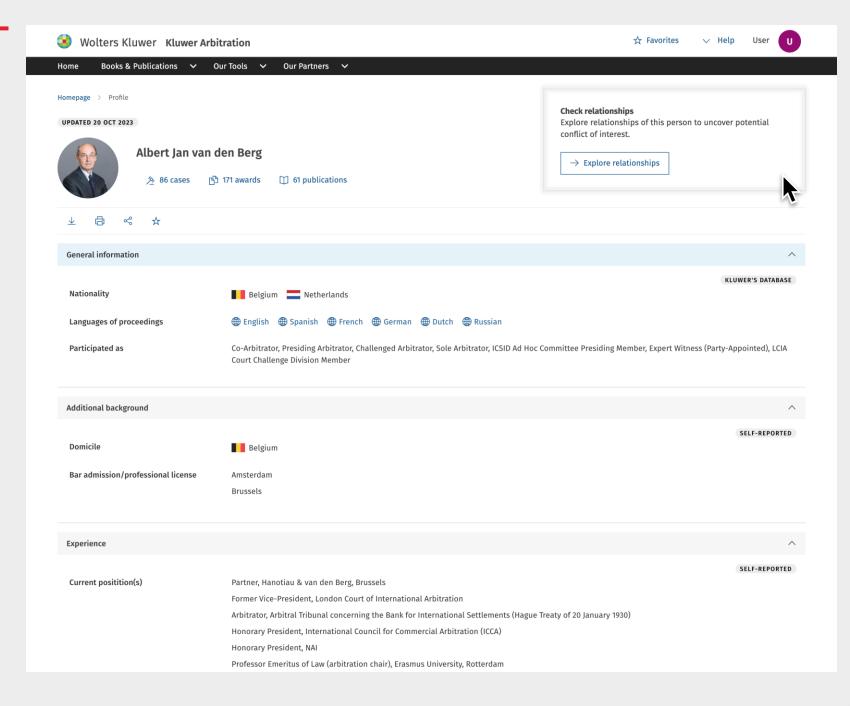
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						Arbitrator	
23 Feb 2023	Interstate	ICSID	Link to source - ICSID	Presiding Arbitrator	Parties - JP Morgan Chase Bank, United Mexican States, AMERRA Capital Management, LLC, AMERRA Agri Fund, LP	Albert Jan van den Berg Presiding Arbitrator Eduardo Siqueiros Twomey Co-Arbitrator Jorge E. Viñuales Co-Arbitrator	• Pending
31 Dec 2022	Investment	PCA	Link to source - PCA	Co-Arbitrator	[Not Specified]	Albert Jan van den Berg Co-Arbitrator Deva Villanúa Presiding Arbitrator Gonzalo Stampa Co-Arbitrator	• Pending
05 Dec 2022	Investment	ICSID	Link to source - ICSID	Co-Arbitrator	Respondent(s) - Republic of Slovenia	Albert Jan van den Berg Co-Arbitrator Charles Poncet Co-Arbitrator	• Pending
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#### Latest Enhancements



Templates & Examples

### Templates & Examples



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#### **Templates & Examples**

Kluwer Arbitration Templates & Examples is an online collection of practical advice, reusable templates, and insightful examples to guide counsel, parties, and arbitrators in each phase of a case. The templates can be edited to suit the circumstances of the case at hand and examples provide illustration from other cases.

All sample documents have been anonymized and tested according to the most current arbitration rules of a particular institution. Where possible, each document has been edited to refer only to the relevant institutional rules, and to the laws of up to three fictitious countries that have been created for this project: Olivaria (Capital City: Salem; Currency: \$O), Elliottopia (Capital City: Charlianna; Currency: \$E), and Neutralistan (Capital City: Portimore, Currency: \$N).

#### General Editor: Dr Katherine Simpson, FCIArb, Arbitrator, Simpson Dispute Resolution

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### Templates & Examples



Homepage > Templates & Examples > ICC Request for Arbitration

#### ICC Request for Arbitration

This page aims to guide readers (whether counsel, parties, or arbitrators) through the typical steps required to create a Request for Arbitration with examples in various formats that can be worked with in order to suit the circumstances of a particular case.

Authors: Dr Katherine Simpson, FCIArb, Arbitrator, Simpson Dispute Resolution and Dr Nathalie M-P Potin, Faculty of Law, Lyon Catholic University Last updated: April 2024

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#### Templates & Examples

In this section you will find customisable templates and pre-filled examples.

- Request for arbitration ICC template A Power of attorney [from Compendium] - ICC example & Request for arbitration - ICC example Request for arbitration [from Compendium] - ICC example Power of attorney - ICC template
- A Power of attorney [redacted] ICC example

#### Guidance

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The Request for Arbitration is the first submission that the Claimant makes in an arbitration. It is the document that sets the entire process into motion. While the ICC does not require any particular form for the Request for Arbitration, it offers instruction for submission through its online case platform, ICC Case Connect.(1)

The Claimant has the freedom to file any style of Request for Arbitration it chooses. The Claimant has full authority to determine the length, level of detail, and style of organization of its Request for Arbitration.(2) The Effective Management of Arbitration: A Guide for In-House Counsel and Other Party Representatives (ICC Effective Management Guide) suggests that the Claimant's choice will depend on circumstances of the case and strategic considerations.(3) A shorter Request for Arbitration may provide only 'temporary saving if the Claimant is ultimately required to supplement such a Request with additional detailed information'.(4) A longer Request for Arbitration should provide the Arbitral Tribunal with a 'full statement of the case', thereby saving the Parties

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#### Gary Born §15.08[A] Notice of Arbitration or Request for

Arbitration through [C] Receipt of Request for Arbitration

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Chapter 2: Introductory Provisions (Articles 1-3)

#### Practical Insights

Formal Validity of the Arbitration Agreement

Practical Insights

Article II(3) of the New York Convention

Practical Insights

Articles II(1) and (2) of the New York Convention

Quick Answers

Quick Answers on Arbitral Institutions -International Court of Arbitration of the

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Contact:

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