

# IV International Arbitration Congress - Costa Rica 2013

*Civil Law and Common Law on International Arbitration*

**February 18<sup>th</sup> and 19<sup>th</sup>**

**Declared Public Interest Event**

**Simultaneous translation English / Spanish**

**Meeting of ICC Young Arbitrators' Forum (ICC-YAF)**

**February 17<sup>th</sup>**

**Location:** Real Intercontinental Hotel

**ORGANIZED BY:**



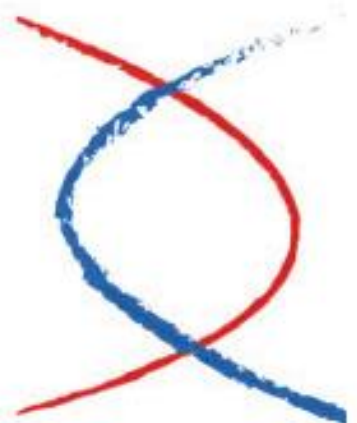
**COSTA RICA**

**International Chamber of Commerce**  
*The world business organization*

**WITH THE INSTITUTIONAL  
SUPPORT OF:**



**INSTITUTO PERUANO DE  
Arbitraje**



## GENERAL INFORMATION



### INTRODUCTION:

International arbitrators live between rules and principles of two legal worlds. That of the Civil Law and the one of Common Law. In this IV International Arbitration Congress we will devote our efforts to the detailed analysis of these two legal cultures from the arbitration's standpoint of view and the practical consequences of the confluence of both systems.

### REGISTRATION AND INFORMATION:

To reserve your space, please fill out and send us the Registration Form downloadable at [www.iccostarica.com](http://www.iccostarica.com) or send us an e-mail.

**Contact:** Yorleny Araya, María Claudia Jiménez

**Telephone:** (506) 2221-0005, Ext. 137 - 138

**E-mail:** [direccionejecutiva@icccostarica.com](mailto:direccionejecutiva@icccostarica.com) / [info@icccostarica.com](mailto:info@icccostarica.com)

### HOTEL RESERVATIONS:

**Contact:** Mr. Gilberto Gondola

**Telephone:** (506) 2208-2100 / **Fax:** (506) 2208-2101

**E-mail:** [gilberto.gondola@R-HR.COM](mailto:gilberto.gondola@R-HR.COM)

**Web:** [www.intercontinental.com](http://www.intercontinental.com)







## PROGRAM:

### SUNDAY FEBRUARY 17<sup>th</sup>: ICC-YAF Encounter

- 13:00** Participants Registration
- 14:00** Opening remarks
- 14:30** 1<sup>st</sup> Panel: Terms of Reference
- 15:45** Coffee Break
- 16:00** 2<sup>nd</sup> Panel: Preliminary hearing as per the new ICC Arbitration Rules
- 17:45** Closing

### MONDAY FEBRUARY 18<sup>th</sup>: IV International Arbitration Congress - Costa Rica 2013

- 8:00** Participants Registration
- 8:30** Opening remarks
- 9:00** International Arbitration, towards a hybrid system arising from two legal traditions: "Common Law" and "Civil Law"  
**PANEL 1: President:** Rodrigo Oreamuno (Costa Rica) **Speakers:** Eduardo Zuleta (Colombia), José María Alonso (Spain), Fernando Mantilla-Serrano (France), John Beechey (England), Pedro J Martínez-Fraga (United States)
- 10:30** Coffee Break
- 11:00** Cultural and Professional differences when planning the procedural strategy and the presentation, organization and handling of memorials and documents  
**PANEL 2: President:** Dyala Jiménez (Chile) **Speakers:** Manuel Garayo (Spain), Christian Leathley (England), Joao Bosco Lee (Brasil), José Tam (Peru)
- 12:30** Lunch
- 14:00** Evidence: similarities and differences between "Civil Law" and "Common Law" proceedings  
**PANEL 3: President:** Salvador Fonseca (Mexico) **Speakers:** Carlos de Los Santos (Spain), Alexis Moure (France), Adrian Simons (Peru), Richard Lorenzo (United States)
- 15:30** Coffee Break
- 16:00** Transnational Commercial Law – Lex Mercatoria and its concept in both traditions. Towards a uniform international arbitration law, UNCITRAL's relevance  
**PANEL 4: President:** José Rosell (Francia) **Speakers:** Ramiro Moreno (Bolivia), Rodrigo Jijón (Ecuador), Alfredo Bullard (Peru)

## TUESDAY FEBRUARY 19<sup>th</sup>: IV International Arbitration Congress - Costa Rica 2013

- 8:00** Participants Registration
- 8:30** ICC's new arbitration by laws, its reforms and reasons behind them  
**PANEL 5: President:** Katherine González (Panama) **Speakers:** Cristian Conejero (Chile), Fabiola Medina (Dominican Republic), Claus von Wobeser (Mexico), Jose Miguel Judice (Portugal)
- 10:00** Coffee Break
- 10:30** Damages and its indemnification under "Civil Law" and "Common Law"  
**PANEL 6: President:** Carlos A. Soto (Peru) **Speakers:** Erik Schäfer (Germany), José Astigarraga (United States), Julio González-Soria (Spain), Francisco González de Cossio (Mexico)
- 12:00** Lunch
- 14:00** Investment Arbitration. Basic differences with commercial international arbitration, interaction between both types of arbitrator  
**PANEL 7: President:** Andrés Mezgravis (Venezuela) **Speakers:** José Daniel Amado (Peru), Marco Schnabl (United States), Doak Bishop (United States), Claudia Frutos Peterson (United States)
- 15:30** Coffee Break
- 16:00** Mock Case  
**PANEL 8: President:** Barry Leon (Canada), **Speakers:** Janet Walker (Canada), Fabien Gélinas (Canada), Konrad W. von Finckenstein (Canada), Robert J.C. Deane (Canada)

## INVESTMENT AND FORMS OF PAYMENT:

### Special Price to participants in Both Events:

- USD \$320 for ICC- Costa Rican Members / USD \$375 General Public

### IV Arbitration Congress:

- USD \$300 for ICC- Costa Rican Members
- USD \$350 General Public

### Meeting ICC- YAF only:

- USD \$40 for ICC- Costa Rican Members
- USD \$50 General Public

- Includes material, WI-FI connection, lunch, coffee breaks and attendance certificate.
- Payment can be made through wire transfer to the US dollars account of the **Asociación Costarricense de la Cámara de Comercio Internacional** (legal ID number 3-002-344590) at the **Banco de Costa Rica**, account number **001-0235804-2**, client account **15201001023580422**. SWIFT for the BCR bank is: **BCRICRSJ**.
- If you pay before December 15<sup>th</sup>, 2012, a 10% discount will be applied to your registration.





WITH THE SUPPORT OF:



PLATINUM SPONSOR:



NATIONAL SPONSORS:



INTERNATIONAL SPONSORS:

KING & SPALDING

Herbert Smith

PÉREZ BUSTAMANTE & PONCE  
ABOGADOS

LEE TAUBE GABARDO  
SOCIEDADE DE ABOGADOS

ASTIGARRAGA DAVIS  
THE POWER OF FOCUS®

ARBITRATION PLACE



BLG  
Borden Ladner Gervais

Hogan  
Lovells

BAKER & MCKENZIE

Simons  
SOLUCIÓN DE CONTROVERSIAS

CUATRECASAS

PLMJ  
SOCIEDADE DE ABOGADOS, RL  
AN PÖRBA, SVAGGA EAL, ÖVERHANTINGSLÖRE  
FÖRENINGEN

Hughes  
Hubbard  
*Critical matters. Critical thinking.*

ESTUDIO  
MUÑIZ  
MUNIZ  
SABREZ  
PÉREZ TAPIAN  
& OLAYA  
Abogados

DJ ARBITRAJE

POBLETE  
&  
CABRERA  
ABOGADOS

JUSTICE PRIVÉE  
et ÉTAT de DROIT  
McGill  
PRIVATE JUSTICE  
and the RULE OF LAW

MEDINA  
& RIZEK  
ABOGADOS

Skadden  
Skadden, Arps, White, Neuberger & Flom LLP  
& Affiliates

JULIO CESAR RIVERA  
ABOGADOS

SHEARMAN & STERLING LLP

GONZALEZ-SORIA  
Abogados-Lawyers

GARRIGUES

OSGOODE  
OSGOODE HALL LAW SCHOOL  
YORK UNIVERSITY

CONCOURS  
d'Arbitrage  
DE PARIS

C | M  
& | P  
Castaldi Mourre & Partners

CURTIS  
Curtis, Miller-Prevoost, Cole & Moore LLP

COHAUSZ & FLORACK  
Patent- und Rechtsanwälte

RODRIGO,  
ELIAS  
& MEDRANO  
ABOGADOS

GCA  
GONZALEZ DE CORTES ABOGADOS S.C

DLA PIPER

MEZGRAVIS & ASOC.

MORENO  
BALDIVIESO  
ESTUDIO DE  
ABOGADOS ATTORNEYS  
AT LAW

C I M A  
CORTE CIVIL Y MERCANTIL  
DE ARBITRAJE

VON WOBESER  
& SIERRA

GÓMEZ-PINZÓN ZULETA

PERLEY-ROBERTSON, HILL & McDOUGALL LLP/s.r.l.

MIRANDA & AMADO  
ABOGADOS

ARNOLD & PORTER LLP