

VIAC – Questionnaire for Arbitrators

1. Name: Luigi Capucci

2. Citizenship: Italian

3. Contact information:

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4. Current position:

Lawyer

5. Education:

Bologna University *summa cum laude*

Liceo Classico Trisi Graziani Lugo

6. Practiced experience in arbitration

- How many arbitrations have you participated in (domestic/international); under which Rules?

4 Under ICC Rules (International)

3 Under Milan Chamber of Arbitration Rules (Domestic)

4 Camera Arbitrale Ravenna Rules (Domestic)

19 *Ad hoc* Arbitration (Italian Law)

- How often have you acted as Chairman?

11

- How often have you acted as Sole Arbitrator?

7

- How often have you acted as Co-Arbitrator?

12

- How often have you acted as Counsel?

21

- How often have you acted in a different function (e.g. Administrative Secretary)?

5 as Administrative Secretary

7. Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others):

"L'arbitrabilità", distribuito ai partecipanti ai corsi organizzati dall'A.I.S.A.;

"Guida all'orientamento professionale post-universitario", Bologna, CLUEB, 1991;

"Gruppo Europeo di Interesse Economico; uno strumento per cooperare in Europa", pubblicato con il contributo del Ministero del Lavoro e della Previdenza Sociale, 1993;

"Il GATT: nuove regole per il commercio mondiale. Sovvenzioni pubbliche e misure compensative", in *Il Commercio Internazionale*, n. 23/1994;

"Il procedimento arbitrale secondo la nuova legge italiana", Atti del Convegno di Catanzaro del 3 novembre 1994;

Voce "Il GEIE" in Trattato Teorico Pratico delle Società, Vol. III Cooperative e consorzi, Milano, 1996;

Voce "Il GEIE" in Trattato Teorico Pratico delle Società, Vol. III Cooperative e consorzi, Milano, 1999;

"La composizione delle liti attraverso INTERNET; una soluzione possibile?", Atti del convegno "Tutela dei consumatori: aspetti giuridici ed economici", Ravenna, 5 novembre 1999;

"Qualification of an Arbitration under Italian Law", Buletin ASA, 1/2001;

"An important change of jurisprudence of the Italian Corte Costituzionale regarding the powers of Arbitral Tribunal to apply to the Court to test the constitutionality of a Law", Bulletin ASA, 1/2002;

"Novità per l'arbitrato in materia societaria", Buletin ASA, 4/2002, pp. 651 ss.

"La conciliazione e la risoluzione di contrasti nella gestione", atti convegno "Il nuovo diritto delle società di capitali e delle società cooperative", Ravenna, 16 ottobre 2003;

"La risoluzione delle controversie in ambito societario", atti del convegno ADR: La gestione stragiudiziale delle liti, Imola, 19 marzo 2004;

"L'arbitrato nella riforma del diritto processuale societario", convegno organizzato dalla delegazione italiana della Corte Europea di Arbitrato, 19 giugno 2004.

"ITC Contractual Joint Venture Model Agreements e la loro utilità per le PMI italiane", in Mercato Globale, 2004;

"I Dispute Resolution Board nei contratti internazionali", in Mercato Globale, 2005;

"I Non – Disclosure Agreement", in Mercato Globale, 2006

La riforma dell'arbitrato in Italia introdotta con il Decreto Legislativo 2 febbraio 2006 n. 40, in ASA Buletin, 2/2006

Voce "La responsabilità dell'arbitro", in Danno e persona, a cura di P. Cendon, 2006, Zanichelli, Bologna;

"Rules for Pre Arbitral Referee, Rules for Expertise e Dispute Board Rules della International Chamber of Commerce e loro impiego negli appalti internazionali", in L'arbitrato negli appalti pubblici, privati internazionali, a cura di C. Vaccà, 2007, ISDACI Giuffrè, Milano;

"Clausole di covendita: Tag-Along, Piggy Back, Drag-Along, Bring-Along", in Newsmercati, 22 marzo, 2007, (<http://www.newsmercati.com/Article?ida=1737&idl=862&idi=25&idu=-1>)

In corso di pubblicazione "Le garanzie", in Negoziazione ed acquisizione di società, ISDACI – Giuffrè.

Componente della segreteria di redazione del Bulletin de l'Association Suisse de l'Arbitrage fino al 2010 e autore di note redazionali in materia di arbitrato internazionale in Italia pubblicate in Bulletin de l'Association Suisse de l'Arbitrage.

8. Membership in arbitral institutions / functions in arbitral institutions/organizations:

Associazione Italiana Arbitrato (AIA); Arbit (Steering Committee)

9. Languages

Mother tongue: Italian

Working languages: English French

10. In which legal systems have you trained?

- Civil Law
- Common Law
- Austrian Law
- Hungarian Law
- Swiss Law
- Czech Law
- Polish Law
- Ukrainian Law
- German Law
- Slovakian Law
- X European Law

Other _____

11. What is your main jurisdiction of practice?

Italy

12. In which jurisdictions are you admitted to the bar?

Italy

13. Special expertise or specializations (please list a maximum of five):

- Antitrust/Unfair competition
- Damages
- Insolvency
- Power plants
- Aviation
- Distribution
- Insurance
- Private Intern. Law
- X Banking & Finance
- Domain name disputes
- Intellect. property (IP)
- Public Intern. Law
- Capital markets
- Employment
- ISDS/ Foreign invest.
- Real estate
- CISG
- Energy
- X Joint ventures
- Shipping
- Civil fraud disputes
- Engineering
- Licensing
- Sports
- X Commercial disp. / transactions State/Public contracts
- Entertainment
- Life sciences
- Commodity market
- Healthcare & Pharmac.
- Maritime arbitration
- Technology
- X Company/Corporate/M&A
- Hotel/Gastro./Tour.
- Media
- Telecommunication
- X Construction
- Inform. technology (IT)
- Mining
- Transport
- Contract law
- Infrastructure
- Natural resources
- Other _____

14. Date of birth: 05.07.1959

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X I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate.

X I hereby consent that the data provided in this questionnaire may be processed for the appointment of arbitrators and published by VIAC. This includes in particular publication on the website of VIAC as well as use in any presentations, etc. This consent may be withdrawn at any time by contacting VIAC at our general contacts, in particular by email addressed to office@viac.eu. The consequence of any such withdrawal will be that my data will no longer be processed by VIAC. For further information, see our privacy statement at <http://www.viac.eu>.

Date

and

Signature