

VIAC – Questionnaire for Arbitrators

1. Name: Jorge I. GONZÁLEZ CARVAJAL

2. Citizenship: Venezuelan

3. Contact information:

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4. Current position:

Principal, Sole Practitioner – González Carvajal Abogados – Law Firm

Professor – Universidad Católica Andrés Bello, Faculty of Law

5. Education:

PhD in Law, National University of Rosario, Argentina. Degree obtained: Doctor of Philosophy in Law. *Summa Cum Laude* (2020).

National University of Rosario, Argentina. Degree obtained: Master in Procedural Law (2015).

Andrés Bello Catholic University - Caracas. Title obtained: Specialist in Procedural Law (2010).

Andrés Bello Catholic University - Caracas (2005), Degree obtained: Lawyer.

6. Practiced experience in arbitration

- How many arbitrations have you participated in (domestic/international); under which Rules? 15 arbitrations. Under, inter alia, ICDR/AAA, ICC, UNCITRAL, LMAA, CACC (Venezuela), CEDCA (Venezuela).
- How often have you acted as Chairman? Two (2) times
- How often have you acted as Sole Arbitrator? Five (5) times
- How often have you acted as Co-Arbitrator? Once (1)
- How often have you acted as Counsel? Eight (8) times
- How often have you acted in a different function (e.g. Administrative Secretary)?

Once as a witness in an *ad hoc* London seated arbitration and once as an expert witness in LMAA arbitration.

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

Extensive experience in handling complex arbitration and litigation covers a range of disputes, including those concerning contractual issues of sales of goods, joint ventures, and construction/engineering projects in both the energy and construction industry, charter party agreements, leases, and agreements to operate refineries, investment in the oil and gas industry and shareholder agreements.

Represented and/or advised parties in over 250 controversies and/or judicial proceedings of diverse nature, complexity, and value, in their prevention and/or resolution in areas of Oil and Gas, Maritime Law, Insurance Law, Civil and Commercial Law, Administrative Law, Tax Law, Agrarian Law.

Participated in Arbitration Moots, as arbitrator in the National Moot of Arbitration of the Arbitration Center of the Caracas Chamber 2019, the FDI Moot Shenzhen 2021, FDI Moot Shenzhen 2022, and FDI Moot 2021, Cross Examination Moot 2021, Willem C. Vis International Commercial Arbitration Moot 2021, FDI Moot2023. As coach led the winning team in the National Moot of Arbitration of the Arbitration Center of the Caracas Chamber 2020.

Best Practices for Arbitrators in Expedited/Fast Track Arbitrations, AAA/ICDR, 21 February 2024. International Commercial Arbitration Law and Practice: A Deep Dive for American Litigators and In-House Counsel, AAA/ICDR, 18-19 January 2024. AAA/ICDR International Arbitration & Mediation Conference. Innovation and International Arbitration, 19 October 2023. Course of Investment Arbitration, April-May 2023, Arbanza School of Arbitration. Course UNCITRAL International Commercial Arbitration, 3 April 2023, United Nations – UNCITRAL. ICDR International Symposia in Advanced Case Management Issues, AAA/ICDR, 14-15 December 2022. AAA How Decision-Making Science Can Make You a Better Arbitrator, AAA, December 2022. Energy Arbitration Preliminary Training and Competition (Pretrac) 2021, African Arbitration Forum (AEA), the Lagos Chamber of Commerce International Arbitration Center (LACIAC), 16, 17 and 20 September 2021. Trainee in the Course Introduction to United Nations Commission on International Trade Law, 19 October 2021, United Nations – UNCITRAL.

Taught courses for 11 years as Professor of Contract Law at the Universidad Católica Andrés Bello, Caracas; Commercial Arbitration and Procedural Law at the Universidad Central de Venezuela; Commercial Arbitration and Legal Reasoning at Universidad Monteávila, Caracas; Mediation and Arbitration at the Escuela de Especialización Judicial in Villahermosa, Tabasco, Mexico.

Between 2006 and 2009, as Judicial Clerk of the Sixth Civil and Commercial Court Judge of Caracas, collaborated in the drafting of almost 400 draft judgments in civil and commercial matters, among them emblematic decisions published in arbitration matters, e.g., Tanning Research Laboratories In. v. Hawaiian Tropic de Venezuela C.A., issued on August 2, 2006, and commented on specialized publications such as Yearbook of Commercial Arbitration, 2008, Vol. 33, 2008, pp. 1228-39, or another important judgment such as the one handed down in the Traher and Hotel Waldorf v. Man Leung Leung, issued on April 2, 2008.

Publications in arbitration

"La conducta procesal de las partes", J.M Bosch Editor, Barcelona-Spain, 2021, ISBN 978-84-124357-4-0.

"The Kompetenz-Kompetenz under Venezuelan Law: An overview", in ICC Institute Newsletter – Issue 19, 2022, International Chamber of Commerce.

"Artículo 9. Lugar del arbitraje" in Comentarios a la Ley de Arbitraje Comercial venezolana, v. I, CIERC – Universidad Montéavila, Caracas, 2022, pp. 593 ss.

"Artículo 25. Kompetenz-Kompetenz" in Comentarios a la Ley de Arbitraje Comercial venezolana, v. II, CIERC – Universidad Montéavila, Caracas, 2022, pp. 965 ss.

"Artículo 26. Medidas cautelares" in Comentarios a la Ley de Arbitraje Comercial venezolana, v. II, CIERC – Universidad Montéavila, Caracas, 2022, pp. 1025 ss.

"Artículo 28. Colaboración de los tribunales ordinarios" in Comentarios a la Ley de Arbitraje Comercial venezolana, v. II, CIERC – Universidad Montéavila, Caracas, 2022, pp. 1097 ss.

"Breach of the arbitration agreement under Venezuelan Law: An overview", in ICC Institute Newsletter – Issue 17, 2021, International Chamber of Commerce.

"Responsabilidad derivada del incumplimiento del acuerdo arbitral", Revista de Medios Alternativos de Resolución de Conflictos (MARC), Magazine of Arbitration Committee of Venezuelan-American Chamber of Commerce and Industry (VenAmCham), 2 ed. 2020. pp. 31 ss.

"Acuerdo de arbitraje y responsabilidad civil", Revista Italo-Española de Derecho Procesal, Marcial Pons, II-2019, ISSN 2605-5244.

"Panorama sobre responsabilidad derivada del incumplimiento del acuerdo de arbitraje", Revista de la Facultad de Derecho, N° 73, Universidad Católica Andrés Bello, Caracas, 2019, pp. 246 ss. ISSN 0255-5328.

"El abuso procesal", Revista Venezolana de Legislación y Jurisprudencia, N° 10, Caracas, 2018, pp. 505 ss. ISSN 2343-5925.

"L'onere della prova nell'abuso del processo: prospettive comparatistiche", in Dialogo tra corti e nuove frontiere della responsabilità. Atti dei II Convegno dei Colloquia dei Studi della Scuola di Giurisprudenza, coord. G. Gioia, M. Bianchini and A. Calegari, Padova, 2017. ISBN 978-8813-358396.

"Notas dispersas sobre la buena fe en el Derecho venezolano, casos paradigmáticos y "nuevas" dimensiones", in Derecho y Sociedad. Revista de la Facultad de Ciencias Jurídicas y Políticas de la Universidad Monteávila, n° 12, november 2016, Caracas, 2016. ISSN 1317-2778.

Conferences in arbitration

"Tácticas de guerrilla y cómo combatirlas", IX Congreso Venezolano de Arbitraje, Asociación Venezolana de Arbitraje, 27 de junio 2023.

"Workshop: Fundamentos Teóricos y Prácticos del Arbitraje", Centro de Especialización Judicial del Tribunal Superior de Justicia del Estado de Tabasco, Villahermosa, Tabasco, México, 23 and 24 August 2022.

"Energías limpias y renovables: arbitraje, retos y oportunidades", Centro de Arbitraje de la Cámara de Caracas – Energy Related Arbitrator Practitioners (Enerap-Ven), Caracas, 20 de octubre de 2022.

"Arbitration, digital era, and access to justice: meaning(s) of access to justice in arbitration and what are the standards to obtain it", Webinar VIII Congreso Venezolano de Arbitraje, Asociación Venezolana de Arbitraje, 18 July 2022.

"Buena fe contractual: perspectiva comparada y usos en tiempo de pandemia y post-pandemia", Universitas, 11 October 2021.

"El contrato de fianza: fianza de anticipo y de fiel cumplimiento", Webinar Temas de Derecho de Garantías, Facultad de Derecho, Universidad Católica Andrés Bello and Academia de Ciencias Políticas y Sociales, 23 July 2020.

"Efectos de la corrupción en el arbitraje", Webinar VI Congreso de Arbitraje de la Asociación Venezolana de Arbitraje, 20 and 21 July 2020, Asociación Venezolana de Arbitraje.

"Del Incumplimiento del Acuerdo Arbitral: Responsabilidad Civil", Online Seminar MARC Magazine of Arbitration Committee of Venezuelan-American Chamber of Commerce and Industry (VenAmCham) and CEDCA, "Arbitration and its Procedure", May 19, 2020.

"Responsabilidad derivada del incumplimiento del acuerdo de arbitraje", Arbitration Committee of Venezuelan-American Chamber of Commerce and Industry (VenAmCham) and CEDCA, february 2020.

"Las medidas cautelares en el arbitraje", Arbitration Courses and Workshops, Arbitration Center of the Caracas-Caracas Chamber of Commerce, Industries and Service. The Chamber of Caracas, Caracas, November 7, 2018.

“Notas dispersas sobre la buena fe en el Derecho venezolano, casos paradigmáticos y “nuevas” dimensiones”. Universidad Monteávila, Caracas, February 3, 2014.

“Reflexiones sobre las tendencias jurisprudenciales sobre conflicto de “jurisdicción” cuando existe acuerdo de sometimiento arbitral”. *XI Venezuelan Congress of Procedural Law*, UCAT-IDPCV, San Cristóbal, April 19-21, 2012.

“Medidas cautelares y arbitraje”. *X Venezuelan Congress of Procedural Law*, UCATIDPCV, San Cristóbal, May 5 -7, 2011.

“Arbitraje en el Transporte Marítimo”, Conference on Maritime, Air, Land and Rail Transport, Maritime University of the Caribbean, Caracas – July 15, 2010.

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

Arbitrator: Panel of arbitrators of the International Centre for Dispute Resolution (ICDR/AAA), British Virgin Island International Arbitration Centre (BVI IAC), Thailand Arbitration Center (THAC), South China International Arbitration Center (SCIA-Hong Kong), Asian International Arbitration Centre (AIAC-Malaysia), Shenzhen Court of International Arbitration (SCIA-China), Mauritius International Arbitration Centre (MIAC-Mauritius), Maldives International Arbitration Centre (MIAC-Maldives), Center for International Investment and Commercial Arbitration (CIICA-Pakistan), Saudi Center of Commercial Arbitration (SCCA-Saudi Arabia), Arbitral Tribunal of Barcelona (TAB-Barcelona), Conciliation and Arbitration Center of the Cali Chamber of Commerce (CCYC– Colombia), Center of Arbitration of Mexico (CAM-México), Mediation Arbitration and Conciliation Center (CEMAC MASC – México), Arbitration Centre of the Caracas Chamber (CACC-Caracas) and the Business Center for Conciliation and Arbitration (CEDCA-VenAmCham-Caracas).

Ordinary member of the Venezuelan Arbitration Association (AVA), International Chamber of Commerce Institute of Law Member, Member of the Asian Academy of International Law (AAIL), Member of the Mexican Academy of Law JV (AMDJV), Founder of the Venezuelan Chapter of Energy Related Arbitration Practitioners (ENERAP), Member of the Lagos Chamber of Commerce International Arbitration Center (LACIAC), Member of the BVI Arbitration Group, Member of ICDR Young & International (Y&I) Group, Ordinary member of the Pan-American Institute of Procedural Law, Master in Procedural Law, Procedural Law Specialist.

9. Languages

Mother tongue: Spanish

Working languages (i.e. languages in which you have both a spoken and written command so that you may conduct arbitral proceedings in this language): English and Italian

In which legal systems have you trained?

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Civil Law | <input type="checkbox"/> Common Law | |
| <input type="checkbox"/> Austrian Law | <input type="checkbox"/> Hungarian Law | <input type="checkbox"/> Swiss Law |
| <input type="checkbox"/> Czech Law | <input type="checkbox"/> Polish Law | <input type="checkbox"/> Ukrainian Law |
| <input type="checkbox"/> German Law | <input type="checkbox"/> Slovakian Law | <input type="checkbox"/> European Law |

Other Venezuelan Law – Mexican Law – Argentinian Law

What is your main jurisdiction of practice?

Venezuela

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

Venezuela

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

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

12. Date of birth:

VIAC offers arbitration practitioners the possibility to present themselves on its website. VIAC reserves the right to publish any presentations submitted and to remove it as the case may be. Parties are free to nominate an arbitrator of their choice and so is the VIAC Board when appointing an arbitrator. These presentations do not constitute recommendations but may assist the parties in choosing an arbitrator willing to conduct proceedings according to the Vienna Rules. The fact that an arbitration practitioner appears on this list, does not authorize this person to use the title "VIAC-arbitrator".

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

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>.

21 February 2024
Date