

VIAC – QUESTIONNAIRE

1. **Name:** Christopher Koch

2. **Date of birth:** May 24, 1958

3. **Citizenship:** Swiss / USA

4. **Contact information:**

Address: Landolt & Koch, 17 rue du Mont-Blanc

Telephone: +41 311 00 55
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E-Mail: Christopher@landoltandkoch.com

5. **Current position:** Partner, Landolt & Koch

6. **Education:**

- New York University, School of Law, (M.C.J.) Master of Comparative Jurisprudence, May 1991
- University of Geneva, Faculty of Law, Licence en Droit (J.D. in Swiss Law), 1985
- Washington University in St. Louis, Missouri, B.A. with honors in Political Science, 1982

7. **Practiced experience in arbitration:**

How many arbitrations have you participated in international? 14
Under which Rules? ICC, LCIA, Swiss Rules
How often have you acted as Chairman? 2
How often have you acted as Sole Arbitrator? 9
How often have you acted as Co-Arbitrator? 3
How often have you acted as Counsel? 9
How often have you acted in a different function (e.g. Administrative Secretary)? none

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

- accredited as Mediator by the Centre for Effective Dispute Resolution (CEDR), 2002

Publications

- **Die Neue Schiedsgerichtsordnung der Internationalen Handelskammer**, RIW, Vol 2, 1999, p. 105
- **The New Irish Arbitration Act of 1998**, ASA Bulletin, Vol. 1, 1999, p.51
- **Can it be sinful for an arbitrator to actively promote settlement?** (co-authored with E. Schäfer). The Arbitration and Dispute Resolution Law Journal, ADRLJ Part 3, September 1999, p. 153 ff.

- **Einstweiliger Rechtsschutz und Vertragsnetze** in Netzwerke komplexer Langzeitverträge, Heidelberger Kolloquium Technologie und Recht 1999, p. 136; Fritz Nicklisch (ed.), Verlag S. Beck, 2000
- **Standards and Procedures for Disqualifying Arbitrators** in Journal of International Arbitration, Vol. 20 Nr. 4, August 2003
- **ICC's New Dispute Board Rules**, in ICC International Court of Arbitration Bulletin Vol. 15/No2 – Fall 2004
- **The New Dispute Board Rules of the ICC**, in ASA Bulletin Vol. 23-1, March 2005, p. 53-88
- **Efficient Dispute Resolution in the Maritime Construction Industry, Dispute Boards in Maritime Construction** co-authored with Cyril Chern; TDM 2007, Vol. 4, Issue 5; <http://www.transnational-dispute-management.com/>
- **Decision or uncertainty? Combined Dispute Boards under the ICC Dispute Board Rules**, Construction Law International, Vol. 1 Issue 1 March 2006
- **The Enforcement of Awards Annulled in their Place of Origin - The French and American Perspectives**. Journal of International Arbitration 26(2): 267–292, 2009
- **Judicial Activism and the Limits of Institutional Arbitration in Multiparty Disputes** 28/2 ASA Bulletin (2010).
- **The Limits of Arbitrators' Powers to Adjudicate Fees and Expenses — Commentary on the Swiss Supreme Court Decision 136 III 597 of 10 November 2010**, Arbitration International, Vol. 27 ,Issue 2, 2011. 233 -248.

To be published

- **A tale of two cities! - arbitrating trust disputes and the ICC's arbitration clause for trust disputes**, to be published in Yearbook on International Arbitration, Volume II, NWV Vienna 2011, ed. Roth/Geistlinger

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

- American Bar Association
- Arbitration Commission of the ICC
- Deutsche Institution für Schiedsgerichtsbarkeit (DIS)
- London Court of International Arbitration
- Swiss Arbitration Association (ASA)

10. Languages:

Mother tongues:

English / German

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): French

11. In which legal system have you trained?

Swiss and Common law / New York

12. What is your main jurisdiction of practice? Switzerland

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

- Arbitration
- Sales
- Agency & Distribution

I have completed the questionnaire above to the best of my knowledge and believe that the information given is correct and complete. I understand that the above information will be used by VIAC internally and may be given out to interested persons and may also be published by VIAC on its website.

Geneva, October 5, 2011

A handwritten signature in black ink, appearing to be 'A. H. L.', written in a cursive style.

Date and signature

CURRICULUM VITAE of CHRISTOPHER P. KOCH



BAR ADMISSIONS

- Admitted to the New York Bar, 1993
- Admitted to the Geneva Bar, 1988

OTHER PROFESSIONAL QUALIFICATIONS

- accredited as Mediator by the Centre for Effective Dispute Resolution (CEDR), 2002

EDUCATION

- New York University, School of Law, (M.C.J.) Master of Comparative Jurisprudence, May 1991
- University of Geneva, Faculty of Law, Licence en Droit (J.D. in Swiss Law), 1985
- Washington University in St. Louis, Missouri, B.A. with honors in Political Science, 1982

ARBITRATION EXPERIENCE

As Chairman

- Arbitration in Paris under ICC Rules concerning the termination of a distributorship agreement in the Middle East
- Arbitration in Athens under ICC Rules involving a dispute about the termination of a contract for quarrying services in Greece. The parties were the Greek subsidiaries of Italian and French multinational corporations.

As Sole Arbitrator

- Arbitration in Geneva under Swiss Rules concerning a commodity storage agreement
- Arbitration in Geneva under Swiss Rules concerning a contract for the delivery of steel
- Arbitration in Geneva under ICC Rules concerning a dispute for the delivery of steel bars
- Arbitration in Geneva under Swiss Rules concerning a payment dispute in the watch industry
- Arbitration in Geneva under Swiss Rules concerning the legal representation of clients in conducting international litigation against a multinational insurance company.
- Arbitration in Geneva under ICC Rules concerning an agency agreement in the French automotive industry.
- Arbitration in Athens under ICC Rules concerning an interior design and architecture agreement for a major hotel in Athens.
- Arbitration in Athens under ICC Rules concerning a dispute between a Spanish claimant and African state for the payment of services the Claimant rendered to the State.

- Arbitration in Geneva under ICC Rules concerning a dispute between an Italian engineering firm and a Greek company about performance of a factory built in Greece.

As Co- Arbitrator

- Appointment by party in Swiss Rules arbitration in Geneva of a dispute arising out of a telecoms contract between a Greek and an Irish Company
- Appointment by a party in an ICC arbitration concerning the construction of a toll-road in Croatia
- Appointed by the LCIA as co-arbitrator in a multiparty dispute under LCIA Rules concerning the rights of shareholders in a public works operating company in Greece.

As Counsel

- Assisting Russian client in a dispute about dredging operations in South America
- Assisted a US client recovering outstanding debts in a dispute for pipeline equipment leased to an Indian company;
- Assisted a Greek seller in arbitral proceedings in Brussels against the buyer, an international corporation, in an M&A dispute;
- Represented Greek client in recovering portfolio losses against a large US brokerage firm in NASD arbitration in New York;
- Assisted Greek claimant in arbitral proceedings against a foreign government for the recovery of moneys due for goods sold;
- Assisted a German consortium leader against claims for commissions arising out of a public works contract in South America;
- Represented Swiss Respondent in a Geneva Chamber of Commerce arbitration against a Singaporean claimant;
- Represented Australian construction company in ICC arbitration to recover outstanding amounts from an Austrian sub-contractor for a construction project in Singapore.
- Assisted German engineering firm on FIDIC Red Book construction project in Azerbaijan.

POSITIONS HELD:

- **LANDOLT & KOCH**, partner since 1.12.2010
Practice areas: International commercial litigation, arbitration and other forms of dispute resolution; corporate law, international commercial contracts, mergers and acquisitions.
- **GEORGANA & KOCH COUNSELORS AT LAW**, partner since 1.1.2000
Practice areas: International commercial litigation, arbitration and other forms of dispute resolution; corporate law, international commercial contracts, mergers and acquisitions.
- **BMG AVOCATS** in Geneva, 1998 - 1999, "Of Counsel" to the firm.
Practice areas: International commercial arbitration and litigation, commercial law.
- **INTERNATIONAL COURT OF ARBITRATION** of the International Chamber of Commerce, Paris 1991-1998, **Counsel**
Responsibilities: As the head of a five-member team, responsible for administration of over 800 international commercial arbitration cases. Responsibilities also included:
 - Giving expert advice to international organizations, such as the OECD, concerning arbitration matters in investment agreements and bilateral or multilateral investment treaties, as well as national arbitration legislation.
 - Lecturing on arbitration and ICC procedure in France, Switzerland, Turkey, Ireland and the Netherlands.

- **PATRY, JUNET, SIMON & LE FORT** 1985-1989 in Geneva, Switzerland. **Associate and Trainee.**
Practice areas: The firm specialized in Swiss and international corporate, banking and commercial law. I was a trainee lawyer in that firm from 1985 to 1987.

- **U.S. FEDERAL MARITIME COMMISSION** (Washington D.C.) 1982, **Intern**

MEMBERSHIPS

- American Bar Association
- Arbitration Commission of the ICC
- Deutsche Institution für Schiedsgerichtsbarkeit (DIS)
- London Court of International Arbitration
- Swiss Arbitration Association (ASA)

PERSONAL INFORMATION

Born: May 24, 1958

Married with three children

Nationalities: Swiss / U.S.

LANGUAGES

Working languages: English, German, and French