

VIAC – Questionnaire for Arbitrators

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2. Citizenship: Russian

3. Contact information:

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4. Current position:

Legal Counsel at Utimaco Management GmbH (Germany)

Member of the Editorial Council of the journal “Commercial Arbitration” (RF)

Member of the Editorial Sub-Committee of the Asian Institute of ADR

5. Education:

University of Cologne (Germany), Law Studies, 1st and 2nd State Exam (German law, International law)

University of Dundee (UK, LL.M. in International Dispute Resolution)

University College London (Erasmus exchange year; English law, EU law)

Russian Foreign Trade Academy (VAVT, Moscow)

Chartered Institute of Arbitrators (Diploma in International Arbitration)

Swiss Arbitration Academy

Accredited Mediator (London School of Mediation)

6. Practiced experience in arbitration

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

34 arbitrations (Vienna International Arbitral Centre - VIAC, German Arbitration Institute - DIS, International Chamber of Commerce - ICC, UNCITRAL Rules, International Commercial Arbitration Court at CCI RF - ICAC/MKAS, Arbitration Centre at RSPP)

Parties from Austria, Belarus, Cyprus, Czech Republic, Denmark, France, Germany, Georgia, Hong Kong, Italy, Lithuania, Romania, Russia, Spain, Switzerland, Ukraine, United Kingdom

Places of arbitration: Vienna (Austria), Berlin, Munich, Münster (Germany), Moscow (Russia)

Applicable laws: German law, Russian law, Ukrainian law, Austrian law, English law, CISG

Subject-matter of arbitrations: international sales and services contracts, transportation, joint ventures, distribution and agency contracts

Languages of arbitration: English, German, Russian

- How often have you acted as Chairman?

2 arbitrations (DIS, ICAC/MKAS)

- How often have you acted as Sole Arbitrator?

6 arbitrations (VIAC, DIS, Arbitration Centre at RSPP, Russian Arbitration Center)

- How often have you acted as Co-Arbitrator?

16 (DIS, ICC, ICAC/MKAS, ad hoc)

- How often have you acted as Counsel?
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- How often have you acted in a different function (e.g. Administrative Secretary)?
10 arbitrations as Administrative Secretary (VIAC, DIS, ICC)

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

Speaking Engagements (selected):

- Future of Remote Hearings in Post-Pandemic World, ADR and Investment Summit: Asia and Other Emerging Markets, Asian Institute of ADR, 28 May 2022 (in English)
- Lecture “The Arbitral Award”, Higher School of Economics (Moscow), LLM Programme “Corporate Lawyer”, November 2021 (in Russian)
- Tips, traps and tidbits for CIS disputes practitioners: Things you should know, XIII ABA Conference on the Resolution of CIS-Related Disputes, September 2021, Moscow (in English)
- Exemption of Liability under Article 79 CISG, Efimov Readings at Russian Academy of Foreign Trade, October 2020 (in Russian)
- Sanctions in Contract Drafting and Dispute Resolution, DIS40 & German-Swiss Lawyers’ Association, June 2020 (in German)
- Dos and Don’ts in drafting arbitration clauses, webinar by Germany Trade & Invest, June 2020 (in German)
- 40 years CISG, webinar by Germany Trade & Invest, April 2020 (in German)
- Public Policy Exception in Recognition and Enforcement of Foreign Arbitral Awards, November 2019, Russian Foreign Trade Academy (VAVT), Moscow (in Russian)
- XI Annual ABA Moscow Conference on the Resolution of International CIS-related Business Disputes, 18 September 2019, Panel on “The role of secretary to the tribunal: fourth arbitrator or support staff?” (in English)
- Procedure in International Arbitration: Different Perspectives and Expectations, ICC YAF, University of Nicosia (Cyprus), 31 May 2019 (in English)
- IBA Conference Europe Caucasus Asia, panel on “How to become an arbitrator?”, Almaty (Kazakhstan), 7 September 2018 (in English)
- 60th anniversary of the New York Convention, webinar by Germany Trade & Invest, June 2018 (in German)
- RAA40 discussion “Launching your career into arbitrators’ orbit”, Moscow, 12 April 2018 (in Russian)
- Challenge of arbitrators in international arbitration practice: procedure, time frames, standards, case law, 9th Moscow Pre-Moot Conference, 2 March 2018 (in English)
- Enforcement of ICAC/MKAS awards abroad: recent case law, Conference on the occasion of the 85th anniversary of the International Commercial Arbitration Court at Chamber of Commerce and Industry, Moscow, December 2017 (in Russian)
- GTAI/DIS webinar “Arbitration with Eastern European parties”, 23 November 2017 (in German)
- Recognition and enforcement of foreign arbitral awards in Germany and Russia, Annual conference of the German-Russian Legal Institute (DRJI), Kiel/Germany, 13 October 2017 (in English)
- Webinar by Germany Trade & Invest and ICC Germany “Current Developments in International Arbitration”, 26 April 2017 (in German)
- Co-organiser and moderator: conference “Dispute Resolution with CIS parties”, Frankfurt, 3 March 2017, a full-day conference by the German-Russian Lawyers’ Association in cooperation with DIS, VIAC & DIS40 (in German)
- Enforcement of foreign arbitration awards in Russia, conference “Trade Sanctions and Arbitration”, Düsseldorf, 26 August 2015 (in English)
- ABA Section of International Law, 2015 Europe Forum, panel “Arbitration in Eastern Europe – What is Going On?”, Berlin, 27 March 2015 (in English)

- Arbitrability of corporate disputes under German Law, Russian Arbitration Day, Chamber of Commerce and Industry RF, Moscow, 29 May 2014 (in Russian)
- International arbitration in Central and Eastern Europe, DIS40, Cologne, 5 June 2013 (in German)
- The role and practice of arbitration in Russia and Germany, Joint DIS/MKAS Conference on Arbitration in Russia and Germany, Berlin, 25 October 2012 (in German)
- Guest lectures: University of Bonn (2012-2017), Goethe University Frankfurt (2008-2016), Russian Foreign Trade Academy, Moscow (2016-2018), KAZGUU University (Kazakhstan, 2020-2022), Higher School of Economics, Moscow (2020-2022)

Publications (selected):

Over 30 publications on international arbitration law and international business law with particular focus on CEE/CIS countries in legal periodicals and loose-leaf handbooks (in English, Russian and German), *inter alia* in German Arbitration Journal (SchiedsVZ), International Arbitration Law Review (Int. A.L.R.), International Arbitration Review (RF), Commercial Arbitration (RF), GAR, Commercial Arbitration (RF) etc. e.g.:

- Chapters on Belarus and Ukraine, in: Geimer/Schütze (eds.), Internationaler Rechtsverkehr in Zivil- und Handelssachen [international litigation in civil and commercial matters] (co-author: A.Himmelreich) (in German)
- Chapter on litigation and arbitration in Ukraine, in: Breidenbach (ed.), Handbuch für Wirtschaft und Recht in Osteuropa [Handbook of Economics and Law in Eastern Europe], loose-leaf (in German)
- GTAI-Umfrage zur Verwendung von Schiedsklauseln in internationalen Verträgen, SchiedsVZ 5/2021, pp. 285-287 (co-author: James Menz)
- Совещания арбитров и риски для исполнимости арбитражного решения (Tribunal Deliberations and Risks for the Enforceability of Arbitral Awards), Commercial Arbitration 1/2021, pp. 23-34 (in Russian)
- Проведение онлайн-слушаний в международном арбитраже вопреки возражениям одной из сторон. Решение Верховного суда Австрии (Remote Hearings in International Arbitrations Despite One Party's Objections. Decision of the Supreme Court of Austria). Tretesky sud (Arbitration Court) 1/2021, pp. 120-134 (in Russian)
- Einbeziehung und Ausschluss von UN-Kaufrecht (Inclusion and Exclusion of CISG in International Contracts), Internationales Handelsrecht (IHR) 1/2021, pp. 1-8 (in German)
- Schiedsklauseln dominieren in internationalen Verträgen, Interview mit ICC Germany Magazin (2020), <https://www.iccgermany.de/magazin-post/schiedsklauseln-in-internationalen-vertraegen/> (in German)
- О роли секретарей (докладчиков) в международном арбитраже (The role of a Tribunal Secretary in International Arbitration), Commercial Arbitration 2/2020, pp. 107-122 (in Russian)
- О частичном непризнании решения МКАС при ТПП РФ в Германии из-за размера неустойки (комментарий к решению Высшего суда Берлина от 7 февраля 2019 г. № 12 Sch 5/18) (On the partly denial of enforcement of an ICAC/MKAS Award in Germany Due to Public Policy Violation), Commercial Arbitration 1/2020, pp. 15-27 (in Russian)
- Interview with Dr. Alice Fremuth-Wolf, Secretary General of the Vienna International Arbitral Centre), Commercial Arbitration 1/2020, pp. 155-167, [www.viac.eu/images/documents/publications/Commercial Arbitration Interview Ausgabe 012020.pdf](http://www.viac.eu/images/documents/publications/Commercial%20Arbitration%20Interview%20Ausgabe%20012020.pdf)
- Berufungsgericht in Den Haag erklärt den Yukos-Schiedsspruch für vollstreckbar (Appellate Court in the Hague declared the Yukos Award enforceable), German-Russian Law Review 1/2020, pp. 76-87 (in German)
- Vollstreckung von in Russland ergangenen Schiedssprüchen in Deutschland (Enforcement of Russian Arbitral Awards in Germany) German-Russian Law Review 1/2020, pp. 90-98 (in German)
- Практика признания решений МКАС при ТПП РФ в мире [Recognition and Enforcement of MKAS/ICAC Awards Abroad], Commercial Arbitration, 1/2019, pp. 40-57 (in Russian)
- Die neue ICC-Schiedsgerichtsordnung [New ICC Arbitration Rules], IWB Internationales Steuer- und Wirtschaftsrecht, No. 8/2012, pp. 290-293
- Zur Anerkennung und Vollstreckung von ausländischen Schiedssprüchen in Russland [Recognition and Enforcement of Foreign Arbitration Awards in Russia], SchiedsVZ 3/2011, pp. 136-147
- Aktuelle Entwicklungen im russischen Wirtschaftsrecht [Current developments in Russian business law], Recht der internationalen Wirtschaft (RIW) 2011, pp. 497 et seq.

- Chapter on Civil Procedure and Arbitration in Russia, in: Nussberger (ed.), Einführung in das russische Recht [Introduction to Russian Law], 2010
- The principle of good faith in enforcement of foreign arbitral awards - the taming of another 'unruly horse' in German law, in Stockholm International Arbitration Review 2009:1, pp. 195-217 (co-author: Dr. Stefan Kröll)
- A number of case notes in International Arbitration Law Review (Int. A.L.R.)
- Several conference reports in Global Arbitration Review and German Arbitration Journal (SchiedsVZ)
- A number of articles on business law in Russia, Kazakhstan, Ukraine

Acting as arbitrator in moot courts:

Arbitrator at Willem C. Vis International Commercial Arbitration Moot in Vienna and Hong Kong, as well as pre-moots in Budapest, Düsseldorf, Istanbul, Kuala Lumpur, Moscow; RAA Online Arbitration Moot (2018-2019); Rozenberg moot on commercial arbitration (2019)

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

Fellow of the Chartered Institute of Arbitrators (FCIArb), International Council for Commercial Arbitration (ICCA), Austrian Arbitration Association (arb | aut), German Institution of Arbitration (DIS), Swiss Arbitration Association (ASA), Asian Institute of ADR (Fellow), Hong Kong Institute of Arbitrators (Fellow), Singapore Institute of Arbitrators, German Association of Corporate Lawyers (BUJ)

Empanelments:

- Hong Kong International Arbitration Centre (HKIAC) – Panel of Arbitrators
- Asian International Arbitration Centre (AIAC) – Panellist
- International Commercial Arbitration Court at the Chamber of Commerce and Industry of the Russian Federation (ICAC/MKAS) – List of Arbitrators for International Commercial Cases
- Asian Institute of ADR
- Arbitration Centre at Russian Union of Entrepreneurs and Industrialists (RSPP) – International Disputes Panel
- Russian Arbitration Center - International Arbitration Database
- Chamber of Arbitrators (Republic of Belarus)

Member of the Approved Faculty List of the Chartered Institute of Arbitrators (qualified to conduct the following CI Arb courses as a tutor: "Introduction to International Arbitration", "Module 1: Law, Practice and Procedure of International Arbitration")

Member of the Internal Auditing Committee at the Russian Arbitration Association (RAA): 2013-2017

Coordinator of the Arbitration & Litigation Working Group of the German-Russian Lawyers' Association (www.drjv.org): 2013-2017

Member of the Working Group for the translation of 2018 DIS Arbitration Rules into Russian

Co-Organiser of several conferences on dispute resolution in Germany and Russia

Member of the Board, German-Russian Lawyers' Association (DRJV, 2013 - 2017)

Editorial Board of German-Russian Law Review (DRRZ, 2016 - 2017)

9. Languages

Mother tongue: Russian

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, German, Russian

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 European Law

Other _____

11. What is your main jurisdiction of practice?

Germany, Russia, CIS countries

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

Germany

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

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

14. Date of birth: 1977

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".

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>.

4 December 2022