

# VIAC – Questionnaire for Arbitrators

1. **Name:** Antonio MUSELLA

2. **Citizenship:** Italian and French

3. **Contact information:**

Address: 73, BD HAUSSMANN – 75008 PARIS

Telephone: +33.(0)6.70.85.58.81

Fax: +33.(0)1.40.73.16.44

E-Mail: [amusella@castaldipartners.com](mailto:amusella@castaldipartners.com) / [amusella@outlook.com](mailto:amusella@outlook.com)

Website: <http://www.castaldimourre.com/antonio-musella/>

LinkedIn: <https://www.linkedin.com/in/antonio-musella-40aa4116/>

4. **Current position:**

Lawyer (Counsel) - Paris Bar from 2010

5. **Education:**

2004-2012: SORBONNE LAW SCHOOL – UNIVERSITY OF PARIS 1 PANTHÉON-SORBONNE, Paris, France.

- *M. Phil. in Private International Law and International Trade Law, Honors (Mention Bien)*
- *Master in French and Italian Law, Honors (Mention Bien, Major)*
- *Bachelor of French and Italian Law, Honors (Mention Bien, Major)*

2007-2008: CAPA (BAR EXAM), Paris Bar School, Paris, France.

2001-2004: UNIVERSITY OF FLORENCE, FACULTY OF LAW, Florence, Italy.

- *Master of Laws (Laurea Specialistica in Giurisprudenza – 110/110 cum laude)*
- *Bachelor of Laws (Laurea in Scienze in Giuridiche – 110/110 cum laude)*

6. **Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?  
Around 15, mostly ICC (see below).
- How often have you acted as Chairman?  
0
- How often have you acted as Sole Arbitrator?  
0
- How often have you acted as Co-Arbitrator?  
0
- How often have you acted as Counsel? (Not exhaustive)
  1. Counsel for an Italian company in the touristic sector against a Tunisian company in an ICC arbitration concerning the long-term rental of a hotel (seat: Paris; applicable law: Italian and Tunisian; language: French);
  2. Counsel for an Italian company in the industrial sector against a Serbian company regarding the sale of gas compressors (seat: Belgrade; applicable law: Serbian; language: English);
  3. Counsel for an Italian and Algerian consortium against an Algerian company regarding the construction of a pipeline (seat: Paris; applicable law: French; language: French);

4. Counsel for an Italian company in the construction field against an Iranian company in an ICC arbitration concerning the construction of a storage for gas (seat : Paris ; applicable law : Iran ; language : English) ;
  5. Counsel for an Italian company in the energies sector in an ICC arbitration relating to a shareholder dispute with a Spanish company in the energies sector (seat: Geneva; applicable law: Spanish Law; language: English and Spanish).
  6. Counsel for an Italian consortium in a dispute with a Russian owner in a VIAC arbitration concerning the construction of the interlocking system of a railway network (seat: Vienna; applicable law: Russian Law; language: English).
  7. Counsel for an Italian and French consortium in a dispute with a French owner in an ICC arbitration concerning the completion of an LNG terminal in France (seat: Paris; applicable law: French Law; language: French).
  8. Counsel for an Italian company in the renewable energies sector in an ICC arbitration relating to a shareholder dispute with a leading banking group (seat: Paris; applicable law: Italian Law; language: English).
  9. Counsel for an Albanian company owned by Italian investors in an ICC arbitration relating to delays in the construction of a dam (seat: Paris; applicable law: Italian Law; language: Italian).
- How often have you acted in a different function (e.g. Administrative Secretary)?

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

**Seminars**

Since September 2013: UNIVERSITY OF POITIERS, FACULTY OF LAW, Poitiers, Lecturer - *International Arbitration and ADR (Professional Master's Degree in International Litigation)*;

Since September 2007 SORBONNE LAW SCHOOL – UNIVERSITY PARIS 1 PANTHÉON-SORBONNE, Paris, Lecturer - *International Private Law – Contract Law (since 2008); Conflict of Laws (2011-2016); Negligence and Torts (2008-2011 and since 2016); Company Law (2007-2008)*

**Publications**

A. MUSELLA, *L'essentiel du droit civil. Le droit de l'arbitrage*, Studyrama (to be published September 2017).

A. MUSELLA, *L'essentiel du droit civil. Les obligations*, 3<sup>rd</sup> edition, Studyrama, (to be published September 2017).

"GAR Know how: Construction Arbitration 2016: Italy", *Global Arbitration Review*, <http://globalarbitrationreview.com/jurisdiction/1000312/italy>, 2016 (with V. CHESSA).

A. MUSELLA, *L'essentiel du droit civil. Les obligations*, 2<sup>nd</sup> edition, Studyrama, July 2016.

A. MUSELLA, "National Chapter – Italy", *Enforcement of Investment Treaty Arbitration Awards, Globe Law and Business*, 2015 (with J FOURET, V. CHESSA).

A. MUSELLA, "Les brèves – Briefing" (International Arbitration), in *Revue de Droit des affaires internationales/International Business Law Review*, RDAI/ ILBJ, Sweet & Maxwell, year 2015 n. 1, 2, 3, 4 ; year 2016 n. 1, 2, 3, 4, 6; year 2017 n. 1 (to be published) (with Z. FILIPIČ).

A. MUSELLA, *L'essentiel du droit civil. Les obligations*, Studyrama, July 2013.

A. MUSELLA, "La détermination de la loi applicable à la responsabilité des dirigeants sociaux", *Gaz. Pal.*, n° 95, 5 April 2013, pp. 17-20.

A. MUSELLA, « Article 33 » and « Article 34 », in *The Chamber of Arbitration of Milan Rules. A Commentary*, Juris, 2012, pp. 543-562 (with A. MOURRE).

A. MUSELLA, "La déontologie des professions du droit : approche italienne", in *Les déontologies des professions du droit : quel avenir ?*, Editions Lamy, April 2010, pp. 57 à 72.

A. MUSELLA, "L'arbitrage et le droit de l'Union : une nouvelle étape en faveur du consommateur", in *Cahiers de l'Arbitrage/Paris Journal of International Arbitration*, Pedone, 2010, vol. 2, pp. 471-488 (with P. PEDONE).

A. MUSELLA, "Les brèves – Briefing" (International Arbitration), in *Revue de Droit des affaires internationales/International Business Law Review*, year 2010 n. 4-5-6, year 2011 n. 2-4-5-6, year 2012 n. 2-3-4-5-6, year 2013 n. 1-2-3-4-5-6, year 2014 n. 2-6 (D. ROOZ).

### Speaker

*Cyprus Arbitration & Mediation Chamber, Arbitration – CAMC Annual Conference*, "Applying Mandatory Rules of Law in International Commercial Arbitration", Nicosia, Chypre, 8 novembre 2016 (with Antonis Tsavdarides, George Economou, Marily Paralika, Athina Fouchard Papaefstratiou).

*Università Statale di Milano*, "Jean Monnet Module on European Civil Procedure in a Comparative and Transnational Perspective – Common Law v. Civil Law in International Commercial Arbitration", Possible Misunderstandings on the Iura Novit Curia Principle, Milan, Italie, 13 octobre 2016 (with Alan Redfern, Luca G Radicati di Brozolo, Stefano Azzali, Christopher Brunner, Albert Henke).

*Queen Mary University of London's Centre for Commercial Law Studies (CCLS)*, "Queen Mary LLM Paris Opening Lecture - The Application of the Law by Arbitrators", ICC, 19 January 2015 (with Andrea Carlevaris, Maxi Sherer, Christophe Van Krause).

*Cyprus Arbitration & Mediation Chamber, Arbitration- A Quick Way To Justice*, "Correctness and Impartiality – The Modern Attitude", 17-18 November 2014, Limassol, Cyprus (with Antonis Tsavdarides, Athina Fouchard, George Economou, Nathan Searle, Niki K. Kerameus).

*Young Arbitrator Forum*, The 2012 ICC Rules, One Year After: Taking Stock. The ICC perspective – The user's standpoint – The client's expectations, 5 April 2013, Milan (with Andrea Carlevaris, Jennifer Kirby, Marily Paralika, Hannah Tümpel, Alessandro Bianchi).

*Université de Montpellier, Faculté de Droit*, La déontologie des Professions de Droit, "La déontologie des Professions de Droit. L'approche italienne", 4 and 5 December 2009, Montpellier.

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

Comité Français de l'Arbitrage below 40; ASA below 40; Association Française de l'Arbitrage

**9. Languages**

Mother tongue: Italian

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 French

**10. In which legal system have you trained?**

French and Italian

**11. What is your main jurisdiction of practice?**

France

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

Commercial Contracts

Construction and Infrastructure

JV Disputes

**13. Date of birth: 15/05/1982**

I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate. I understand that the above information will be used for VIAC's internal use and may be given to interested persons and may be put on VIAC's website.

Date and signature

7 mars 2017