

## VIAC – QUESTIONNAIRE

1. **Name:** Jan Heiner Nedden, M.M.
2. **Date of birth:** 8 November 1974
3. **Citizenship:** Germany
4. **Contact information:**

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5. **Current position:** Rechtsanwalt / Managing Partner
6. **Education:** Please see attached CV.
7. **Practiced experience in arbitration:**

How many arbitrations have you participated in (domestic/international)? Under which Rules?  
Case management of more than 1.000 arbitrations as Counsel at the ICC Court; served as arbitrator under the Rules of the ICC, DIS, VIAC, SCC, WIPO as well as in ad hoc proceedings  
How often have you acted as Chairman? 14  
How often have you acted as Sole Arbitrator? 10  
How often have you acted as Co-Arbitrator? 26  
How often have you acted as Counsel? Numerous  
How often have you acted in a different function (e.g. Administrative Secretary)? Numerous as ICC Counsel, see above

8. **Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others):** Please see attached CV.
9. **Membership in arbitral institutions / functions in arbitral institutions/organizations:** Please see attached CV

**10. Languages:**

Mother tongue: 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): English, French

**11. In which legal system have you trained?** Germany

**12. What is your main jurisdiction of practice?** Germany

**13. Special expertise or specializations (please list a maximum of three):**  
Post M&A, Energy, Construction

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 **7/11/2017**

**Jan Heiner NEDDEN, M.M.**  
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### **Experience in arbitration and litigation:**

#### As Arbitrator

- Sole arbitrator, co-arbitrator and chairman in arbitral proceedings under the Rules of the ICC, the German Institution of Arbitration (DIS), the Vienna International Arbitral Centre (VIAC), the Danish Institute of Arbitration (Voldgiftsinstitutet), the Arbitration Institute of the Stockholm Chamber of Commerce (SCC), the Hamburg Commodity Association and in ad hoc proceedings: 26 as Co-Arbitrator, 14 as Chairman, 10 as Sole Arbitrator

#### Arbitration in general

- Case management of approximately 1000 ICC arbitration proceedings and scrutiny of approximately 500 ICC awards. Has dealt with almost all possible procedural constellations and situations, many different subject matters and jurisdictions as well as a range of industrial sectors
- Consultant with the International Centre for Expertise of the ICC for ICANN (Internet Corporation for Assigned Names and Numbers) Expert Determination proceedings under the New gTLD Dispute Resolution Procedure/ICC Expertise Rules
- Appointed to the WIPO List of Arbitrators
- Appointed to the KLRCA Panel of Arbitrators, the Domain Name Dispute Resolution Panel as well as the Panel of Mediators
- Appointed to the list of arbitrators of the British Virgin Islands International Arbitration Centre (BVI IAC)

#### As Counsel in arbitral proceedings

- Representation of German and foreign companies in arbitral proceedings
- Legal expertise on arbitration

State court proceedings

- Legal expert on German law
- Representation of German and foreign companies in enforcement proceedings
- Co-counsel and second-opinion arrangements with domestic and international law firms

**Areas of Specialization:**

- Arbitrator and Counsel, in particular in the following sectors: International trade, industrial plant and machine building, post-M&A, energy, infrastructure and transport, distribution
- International contract and sales law, commercial law, law of international civil procedure

**Languages:**

German, English and French

**Employment and Education:**

- **Since 2011** Hanefeld Rechtsanwälte, Hamburg
- **2006 – 2011** Counsel with the ICC International Court of Arbitration, Paris
- **2004 – 2006** Deputy Counsel with the ICC International Court of Arbitration, Paris
- **2003 – 2005** Master of Mediation (M.M.), specialization in commercial and business mediation and mediation in the public sector, Fern-Universität Hagen
- **2004** Consultant with the EU Liaison Office of Bayer AG, Brussels
- **2004** Bar Admission (Higher Regional Court of Celle)
- **2002 – 2004** Legal traineeship (*Referendariat*) in Northrhine-Westphalia including work experience with Wenner Attorneys in Paris and the German Federation of Industry (BDI) in Brussels; Second State Examination
- **2001** Summer Associate with Roland Berger Strategy Consultants, Berlin
- **1996 – 1997** Assistant to Prof. Kirchhof, Chair for Public Law and Tax Law, University of Heidelberg
- **1995 – 2001** Studies of law at the universities of Kiel, Heidelberg, Ottawa (Canada) and Freiburg im Breisgau; First State Examination
- **1994 – 1995** Studium generale at the Leibniz Kolleg, Tübingen

**Academic Appointments:**

- Lecturer at the University of Hamburg for domestic and international arbitration (2014)
- Lecturer at the Swiss Arbitration Academy Zürich (since 2009)
- Lecturer at the Summer Academy on International Dispute Resolution of the University of Heidelberg (since 2006)

**Speeches (Selection):**

- Expedited Proceedings in New Formats, SCAI Innovation Conference, Geneva (2017)
- Viennese Waltz or Wrestling – How Arbitral Tribunals deliberate and take decisions, DIS40 Rhein/Ruhr, Düsseldorf (2015)
- Arbitral awards: A quality test, Seminar Europa Institut, University of Zurich (2015)
- Deliberations of the Arbitral Tribunal, DIS Spring Conference, Dresden (2015)
- How to make your first arbitration not your last, YAC seminar, Copenhagen (2014)
- ICC Arbitration: From the Request for Arbitration to the Final Award, ICC IWIS Seminar, Stuttgart (2014)
- Commencing and Conducting Arbitration: Views from France, Germany, the US and the UK, C5's Forum on Transatlantic Litigation, Amsterdam (2014)
- Choice of the place of arbitration: London, Paris, Geneva or others? YAC Conference, Copenhagen (2014)
- E-discovery – practical experiences from an arbitrator's point of view, ICC YAF Panel, Düsseldorf (2014)
- The New UNCITRAL Transparency Rules: How the concept of transparency differs in investment and commercial arbitration, New Developments in International Commercial Arbitration, Neuchâtel (2013)
- Arbitration clauses in contracts: pitfalls and best practices, 1st Northern German Arbitration Day, Hamburg (2013)
- Change of perspectives – From the arbitral institution to private practice, DIS40 Panel Discussion, Frankfurt (2012)
- The decision making process and deliberations among arbitrators, Hamburg Arbitration Circle, Hamburg (2012)
- Introduction to alternative, in particular arbitral resolution mechanisms in cross-border disputes, 1. Saar-Anwalt-Tag, Saarbrücken (2012)
- Main features of the ICC Rules of Arbitration, ICC IWIS Seminar, Berlin (2012)
- The big unknown? The new ICC Rules of Arbitration in legal practice, DAJV expert group's conference, Frankfurt (2012)
- Do's and Don'ts when acting as an arbitrator, ICC Denmark seminar, Copenhagen (2012)

- Enforcement of arbitral awards – The New York Convention, ICC PIDA Seminar, Vienna (2011)
- The New ICC Rules of Arbitration, Danish Association of Arbitration, Copenhagen (2011)
- How the ICC Court works, ASA Seminar, Zurich (2011)
- Factors of success for arbitral seats and arbitrators, keynote at the Rechtsstandort Hamburg e.V. conference, Hamburg (2010)
- Pitfalls in drafting arbitral awards, ICC Netherlands workshop, The Hague (2010)
- Saving time and costs in arbitration, ICC IWIS seminar, Berlin (2010)
- Pitfalls in drafting Terms of Reference under the ICC Rules of Arbitration, ICC Netherlands study visit, Paris (2009)
- Ensuring cost and time efficient conduct of arbitral proceedings, DAJV expert group's conference, Frankfurt (2009)
- The ICC Rules of Arbitration, DIS fall conference, Dresden (2008)
- Conduct of an arbitration under the ICC Rules, YAAP conference, Vienna (2008)
- Challenges of Arbitrators – An ICC Perspective, IBA annual conference, London (2007)
- Scrutiny of arbitral awards under the ICC Rules of Arbitration, ICC Denmark seminar, Copenhagen (2007)

#### **Publications (Selection):**

- Chapter 10: Germany, in Jørgensen (ed.): Finding, Freezing and Attaching Assets, March 2016 (together with Dr. Friedrich Rosenfeld)
- The Arbitral Tribunal's Deliberations – potential conflicts and ways to avoid them, SchiedsVZ 2015, p. 169 et seq. (together with Johanna Büstgens)
- Schiedsgerichte in Deutschland und Westeuropa, in: Paschke, Graf, Olbrisch (eds.), Hamburger Handbuch des Exportrechts, September 2014
- Praxiskommentar ICC-SchO/DIS-SchO (Co-Editor), December 2013 (together with Axel Benjamin Herzberg)
- The New UNCITRAL Transparency Rules: How the Trend towards Transparency differs in Investment and Commercial Arbitration, in: Müller, Rigozzi (eds.), New Developments in International Commercial Arbitration 2013, November 2013 (together with Dr. Friedrich Rosenfeld)
- Use of Technology by a Major International Arbitration Organization – ICC, in: Horacio A. Grigera Naón and Paul E. Mason (eds.), International Commercial Arbitration Practice: 21st Century Perspectives, (Release 2, 2011) (together with Laurence Marquis)
- Correction and interpretation of arbitral awards and additional awards, in: Tercier (ed.), Post Award Issues, ASA Special Series No. 38, (December 2011) (together with Maria Hauser-Morel)

- Work in Good Progress at the ICC International Court of Arbitration and its Secretariat, Arbitration News, Newsletter of the International Bar Association Legal Practice Division, Vol. 15 No. 2, September 2010

**Rankings and Memberships (selection):**

- Named in Who'sWhoLegal: The International Who's Who of Business Lawyers, Commercial Arbitration 2017, 2016, 2015, 2014
- Named in Who'sWhoLegal Germany: Arbitration Lawyers 2017, 2016, 2015
- Recommended in The Legal500 Germany 2017, 2016, 2015
  
- Appointed member of the ICC Commission on Arbitration and ADR
- Appointed member of the ICC Commission's Task Force on "The Revision of the Rules of ICC as Appointing Authority in UNCITRAL or other Ad Hoc Arbitration Proceedings"
- Appointed member of the International Dispute Resolution Committee of the Danish Institute of Arbitration (Voldgiftsinstituttet)
- Appointed member of the Consolidation Committee for the revision of the DIS arbitration rules
- Member of the editorial board of the ICC Germany magazine
- German Institution of Arbitration (DIS)
- Swiss Arbitration Association (ASA)
- Danish Arbitration Association
- Hamburg Arbitration Circle