

## VIAC – QUESTIONNAIRE

### 1. Name

Karl Pörnbacher

### 2. Date of birth: 2 February 1968

### 3. Citizenship: German

### 4. Contact information:

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### 5. Current position

- Partner, Hogan Lovells München, Head of Hogan Lovells' German Arbitration Practice

### 6. Education

- 1988, University of Passau, Germany
- 1990, Université d'Angers, France (licence Civil Law)
- 1991, Université de Toulouse, France (Maîtrise Commercial Law)
- 1992, Ludwig-Maximilians-University, Munich, Germany

### 7. Practiced experience in arbitration:

How many arbitrations have you participated in (domestic/international)? Under which Rules? Approx. 100 under ICC, DIS, UNCITRAL, ad hoc, Swiss Rules, VIAC, Arbitrator at the Court of the national Polish Chamber of Commerce

How often have you acted as Chairman? 8

How often have you acted as Sole Arbitrator? 13

How often have you acted as Co-Arbitrator? 14

How often have you acted as Counsel? Aprox. 65

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):

Recent Publications:

- *Gaspreisanpassungs-Schiedsverfahren – Hintergründe und prozessuale Besonderheiten*, SchiedsVZ 2012 (forthcoming)
- *The Role of the Arbitrator from a Civil Law Perspective*, The International Law Quarterly, Spring 2012
- *Liability of Arbitrators – Judicial Immunity vs. Contractual Liability*, Czech Arbitration Yearbook 2012
- *Die Reform der Schiedsgerichtsordnung der ICC (in German) (The reform of the ICC rules of arbitration)*, Betriebs-Berater 43/2011

- "Aktuelle Neuerungen im internationalen Schiedsrecht", (in German) (Eng.: "Recent innovations in international arbitration law), Betriebs-Berater 12.2011/21.03.2011
- "Kostensicherheit in Schiedsverfahren" (in German) (Eng.: Security for costs in arbitration proceedings), SchiedsVZ, Heft 1 Jan./Feb. 2010
- "A time to Celebrate - Important Anniversaries for the International Arbitration Community", The European and Middle Eastern Arbitration Review 2010 (with Daniel Busse and Robert Hunter)
- *Kostenentscheidungen und Kompetenz des Schiedsgerichts - Probleme aus der Praxis* (in German) (Eng.: Cost decisions and competences of the arbitration court – problems in practice), SchiedsVZ 2007, Heft 6, 295-300
- "Die Grenze der Auslegung von Schiedsvereinbarungen - §1031 ZPO: Anmerkung zu OLG München, Urt. v. 13.10.2004 - 7 U 3722/04 (in German) (Eng.: Limits of interpretation of arbitration agreements, comment on the decision of 13 Oct. 2004 by Higher State Court in Munich), IDR Journal of International Dispute Resolution 2/05
- *Neues Schiedsgericht in Polen* (in German) (Eng.: New Arbitration Court in Poland), IDR Journal of International Dispute Resolution 3/05
- *Schiedsrecht in Polen: Rechtslage und aktuelle Entwicklungen* (in German) (Eng.: Arbitration law in Poland: legal situation and recent developments), IDR Journal of International Dispute Resolution 2/04

Lecturer for International arbitration law at the Universities of Bayreuth and Passau

Speaker at various arbitration conferences and seminars

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

- President of the arbitration court of the German-Polish Chamber of Commerce
- Member of the board of EUCON (Europäisches Institut für Conflict Management e.V.)
- Chairman of the ADR working party at the Munich bar
- Member of the German Institution for Arbitration (DIS)
- Member of the Austrian, Polish and Swiss Arbitration Association

**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, Polish

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

German, French; practice in Polish law

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

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

- Energy disputes (gas, oil, and electricity),
- projects and construction disputes,
- disputes in Central and Eastern Europe.

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