

VIAC – QUESTIONNAIRE

1. **Name:** Dietmar W. Prager

2. **Date of birth:** 31 January 1972

3. **Citizenship:** Austria

4. **Contact information:**

Address: Debevoise & Plimpton LLP, 919 Third Avenue, New York, NY 10022

Telephone: +1-212-909-6243

E-Mail: dwprager@debevoise.com

5. **Current position:** Partner

6. **Education:** Mag. iur., University of Vienna 3/95

Dr. iur., University of Innsbruck 1/98

LL.M., New York University School of Law 5/97

7. **Practiced experience in arbitration:**

How many arbitrations have you participated in (domestic/international)? More than 35.

Under which Rules? ICC, AAA, ICDR, ICSID, UNCITRAL *ad hoc*, PCA

How often have you acted as Chairman? 1

How often have you acted as Sole Arbitrator? 1

How often have you acted as Co-Arbitrator? 2

How often have you acted as Counsel? More than 30

How often have you acted in a different function (e.g. Administrative Secretary)? 0

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

Publications

- Expropriation and Nationalization, in The Guide to Energy Arbitrations, Global Arbitration Review, October, 2015
- Debevoise & Plimpton Arbitration Quarterly Issue 5, April 2014
- Costa Rica Has A New Arbitration Law
June 04, 2011 — *Wolters Kluwer's Kluwer Arbitration Blog*
- Why São Paulo's Yellow Subway Line Poses No Serious Threat
July 02, 2010 — *Kluwer Arbitration Blog*
- Why the Case 'Yellow Line' does Not Present A Threat
July 2010 — *Arbitration Chamber of Energy Industry Newsletter*
- Should States be required to post a security as a condition for the stay of enforcement of an ICSID Award during Annulment Proceedings?
October 07, 2009 — *kluwerarbitrationblog.com*
- El Impacto del Artículo VII
2008 — *El Arbitraje Comercial Internacional, Estudio de la Convención de Nueva York con motivo de su 50e Aniversario 631-644*
- International Arbitration
2007 — *The International Lawyer*
- ITA's Americas Initiative
2006 – News and Notes from the ITA, Autumn 2006
- New York amends its Civil Practice Law and Rules section 7502(c) to permit attachments and preliminary injunctions in aid of international arbitrations
2006 — *11 IBA Newsletter Arbitration 1, 36-39*

- Developments in International Commercial Dispute Resolution in 2003
2004 — 38 *The International Lawyer*
- The BIS Award: A Corporate Squeeze-out under International Law yields a Liability of US\$500 Million
2004 — 18 *News and Notes from the ITA*
- Procedural Developments at the International Court of Justice
2004 — 3(1) *The Law & Practice of Int'l Courts and Tribunals* 125
- Procedural Developments at the International Court of Justice
2003 — 2(3) *The Law & Practice of Int'l Courts and Tribunals* 551
- Procedural Developments at the International Court of Justice
2003 — 2(2) *The Law & Practice of Int'l Courts and Tribunals* 339
- Procedural Developments at the International Court of Justice
2003 — 2(1) *The Law & Practice of Int'l Courts and Tribunals* 175
- Procedural Developments at the International Court of Justice
2002 — 1(2) *The Law & Practice of Int'l Courts and Tribunals* 401
- The 2001 Amendments to the Rules of Procedure of the International Court of Justice
2002 — 1 *The Law & Practice of Int'l Courts and Tribunals* 155
- Procedural Developments at the International Court of Justice
2002 — 1(1) *The Law & Practice of Int'l Courts and Tribunals* 189
- Procedural Developments at the International Court of Justice
2002 — 1(3) *The Law & Practice of Int'l Courts and Tribunals* 613
- The Proliferation of International Judicial Organs: the Role of the International Court of Justice
2001 — *Proliferation of International Organizations*
- The International Court of Justice as a Partner in preventive Diplomacy
1999 — *UN Chronicle*
- La pertenencia simultánea de un Estado a varios esquemas de integración económica y el sistema del GATT
1998 — 6 *Revista Roma e America* 3
- GATT, ALADI y NAFTA : pertenencia simultanea a distintos sistemas de integración
1998
- Zur GATT-Kompatibilität von Mehrfachmitgliedschaften in regionalen Präferenzonen
1997 — 35 *Archiv des Völkerrechts*, 367
- The Most Favored Nation Clause in ALADI and Recent Integration Processes with non-Latin American Countries -Special Analysis of Mexico's Simultaneous Membership of ALADI and NAFTA
1997 — 3 *Integración y Comercio*

Speaking Engagements

- *Comprender el Rol y las Potestades del Arbitro Internacional*
4ta Conferencia Internacional de ICDR y CCB sobre Arbitraje Internacional y Mediación,
Bogotá, Colombia
October 15, 2015
- *Investment Arbitration*
IBA Annual Conference, Vienna, Austria
October 5, 2015
- *Is International Arbitration Really Open to New Faces?*
The 27th Annual ITA Workshop: Subconscious Influences in International Arbitration,
Westin Galleria, Dallas, Texas
June 17, 2015
- *Normas Jurídicas Aplicables en el Arbitraje de Inversión*
II Conferencia Anual de la Asociación Latinoamericana de Arbitraje, Bogotá, Colombia
June 2, 2015
- *The International Arbitrator's Perspective*
The 8th International Arbitration and Mediation Conference - Risks and Challenges in
International Arbitration, São Paulo, Brazil
November 18, 2014

- *International Arbitration*
V Brazil Infrastructure Investments Forum, Harvard Club, New York City
November 4, 2014
- *Risks and Challenges in International Arbitration: The International Arbitrator's Perspective*
The 3rd ICDR and CCB Joint International Arbitration & Mediation Conference -
International Arbitration Options for Global Commercial Transactions, Bogotá, Colombia
October 28, 2014
- *Emerging Trends in International Arbitration in Latin America*
Remedies in International Energy Disputes, Santiago de Chile
June 5, 2014
- *Como funciona el arbitraje internacional? Tiempos, costos y eficiencia del procedimiento*
Arbitraje Internacional : Problemas y Tendencias Actuales, Country Club, Lima, Peru
May 21, 2014
- *The Future of Investment Arbitration in Light of the Latest Developments*
III Roundtable on Investment Arbitration, Sao Paulo, Brazil
May 7, 2014
- *Evidence in Arbitration*
10th Rio de Janeiro International Arbitration Conference, Rio de Janeiro, Brazil
May 6, 2014
- *As Influencias Do Poder Judiciario Na Arbitragem*
Arbitration and Judiciary: Influences between Each Other, Tauil & Chequer Avogados, Rio
de Janeiro, RJ, Brasil
May 5, 2014
- *Diverging Standards of Review of Jurisdictional Decisions*
Columbia International Arbitration Association, New York City
March 28, 2014
- *Direito Aplicável Á Arbitragem*
CBAr Young Arbitrators Event, São Paulo, Brazil
September 21, 2013
- *Post-Hearing Submissions, Deliberations and Enforcement*
9th Annual Americas Workshop, CBAr-ITA-CCBC Joint Conference on International
Arbitration, São Paulo, Brazil
September 19, 2013
- *Particularidades de las Disputas en la Industria de la Minería*
Controversias y Arbitrajes en Recursos Naturales en América Latina, Hotel InterContinental,
Santiago de Chile
August 28, 2013
- *Doing Deals in BRICs: Due Diligence and Negotiation Issues, Resolving International
Disputes and How to Choose and Work with Local Law Firms*
Doing Deals in and with Emerging Markets: BRICs and Beyond, New York, NY
July 11, 2013
- *Arbitrator Transparency: Lists, Comments and Ratings: A Debate*
25th ITA Workshop: International Arbitration from the Arbitrator's Perspective, Dallas,
Texas
June 20, 2013
- *Business and Economic View of Arbitration*
Internationalization of the Chamber of Conciliation, Mediation and Arbitration
CIESP/FIESP, Sao Paulo, Brazil
May 27, 2013
- *The FCPA/UKBA*
Anticorruption norms in Brazil, the influence of the Foreign Corrupt Practices Act and UK
Bribery Act, and the Elements for an Effective Compliance Program, Sao Paulo, Brazil
March 14, 2013
- *Effective Advocacy - Opening and Closing*
Young ICCA Conference, Bogota, Colombia
February 20, 2013
- *Arbitration in Asia and Latin America - Similarities and Differences*
HKIAC in the Americas
February 19, 2013

- *Paper Companies: Do They Still Qualify As Investors?*
Columbia Latin America Arbitration Forum, Columbia University, New York, NY
February 15, 2013
- *The International Arbitrators' Roundtable: What are the Issues? What really Works?*
ICDR International Arbitration Conference, Bogota, Colombia
October 23, 2012
- *Innovations in Dispute Resolution and Arbitral Procedure*
ABA International Section Fall Meeting, Fontainebleau Resort, Miami Beach, FL
October 18, 2012
- *Deliberations and Issuance of Arbitral Award*
Ninth Annual Seminar on International Commercial Arbitration: How to Handle a BIT
Arbitration, Center on International Commercial Arbitration, American University
Washington College of Law, Washington, D.C.
October 04, 2012
- *Resolving International Disputes*
Doing Deals in and with Emerging Markets: BRIC and Beyond 2012, Practising Law
Institute, New York, NY
July 12, 2012
- *Reconsideration, Challenge, Enforcement*
The Institute for Transnational Arbitration, Westin Galleria Hotel, Dallas, Texas
June 21, 2012
- *Investment Arbitration in Latin America*
Roundtable Discussion on Investment Arbitration in Latin America, Pinheiro Neto
Advogados, São Paulo, Brazil
May 10, 2012
- *Temas Atuais na Arbitragem Internacional*
VIII Conferencia de Arbitragem Internacional, Cultcorp, Rio de Janeiro, Brazil
May 08, 2012
- *Should issues as to the content of applicable law be argued by advocates or proven by
experts?*
Global Arbitration Review Conference, Global Arbitration Review, Rio de Janeiro, Brazil
May 07, 2012
- *International Arbitration in Latin America*
International Arbitration in Latin America, NYU International Arbitration Association and
the IBRLA LL.M. Specialization Committee, NYU School of Law, New York, NY
April 18, 2012
- *Latest Developments of the FCPA, UK Bribery Act and the Whistleblower Provisions of the
Dodd-Frank Act*
Roundtable with TozziniFreire Advogados, TozziniFreire Advogados and Debevoise &
Plimpton LLP, TozziniFreire Advogados Office, Sao Paulo, Brazil
November 22, 2011
- *Recent Developments on International Commercial Arbitration*
International Law Weekend Conference, International Law Association and the International
Law Students Association, New York, NY
October 21, 2011
- *Commencing an International Commercial Arbitration: Fundamentals and Strategy*
ITA-CeCAP Americas Workshop, ITA-CeCAP, Panama City, Panama
April 14, 2011
- *Recurso de Apelacion y Nulidad Contra El Laudo Arbitral*
II Congreso de Arbitraje Internacional en Costa Rica: "Una Visión Integral", ICC Costa Rica,
Hotel Real Intercontinental, San José, Costa Rica
February 24, 2011
- *"Iura novit curia"*
ICC YAF Conference, ICC YAF, Mexico City, Mexico
January 21, 2011
- *Arbitration in Brazil: Latest Developments and Trends*
Roundtable, Debevoise & Plimpton LLP, New York, NY
November 11, 2010
- *Confronting Ethical Issues in International Arbitration*
International Law Weekend Conference, International Law Association and the International

- Law Students Association, New York, NY
October 15, 2010
- *Selection, Rights, Duties and Role of the Arbitrator*
Seventh Annual Seminar on International Commercial Arbitration, The Center on International Commercial Arbitration, Washington, DC
October 13, 2010
 - *Investment Treaty Arbitration*
International Association of Korean Lawyers Annual Conference, International Association of Korean Lawyers, Trump International Hotel & Tower, Chicago, IL
September 24, 2010
 - *As Expectativas na Arbitragem: o que as Partes Esperam dos Árbitros e os Árbitros Esperam das Partes*
ICC-YAF Mesa Redonda, ICC-YAF, Capítulo Latino-Americano, Rio de Janeiro, Brazil
September 15, 2010
 - *Financing of Arbitrations by Third Parties*
VI Conferência de Arbitragem Internacional, Confederação Nacional do Comércio, Rio de Janeiro, Brazil
September 14, 2010
 - *Consolidation/Joinder of Arbitrations*
Columbia Arbitration Day 2010, Columbia Law School, Columbia Law School, NY, NY
April 17, 2010
 - *Como Tornar as Arbitragens Mais Eficientes: O Papel do Árbitro*
Centro de Estudos dos Sociedades de Advogados, São Paulo, Brazil
March 04, 2010
 - *El rol del arbitro en agilizar el procedimiento arbitral*
El rol del arbitro en agilizar el procedimiento arbitral, Barra Mexicana Colegio de Abogados, Mexico City, Mexico
January 11, 2010
 - *Effective Arbitration Tactics - What Works and What to Avoid*
The 2009 ICDR International ADR Reporting Program Series: North America, Latin America and Colombia, International Centre for Dispute Resolution, Arbitration and Conciliation Center of the Chamber of Commerce of Bogotá, Bogotá, Colombia
November 09, 2009
 - *Effective Arbitration Tactics - What Works and What to Avoid*
The 2009 ICDR International ADR Reporting Program Series: North America, Latin America and Peru, International Centre for Dispute Resolution, Arbitration Center of the Chamber of Commerce of Lima, Lima, Peru
November 05, 2009
 - *Últimas tendencias en materia de la ejecución de los laudos de tribunales CIADI*
Nuevas Tendencias - Nuevos Casos, Foro de Arbitraje en Materia de Inversion: El Arbitraje en Materia de Inversion en un Mundo Cambiante, Instituto de Investigaciones Jurídicas and Others, Mexico City, Mexico
September 03, 2009
 - *El Papel del Arbitro Internacional*
El Arbitraje de Inversion en el Derecho Comparado, Centro Empresarial de Conciliación y Arbitraje of Venezuela, JW Marriott Hotel, Caracas, Venezuela
April 28, 2009
 - *Reactions to Award on Liability and Engaging Experts: United Experts Beauty Parade*
Damages in International Arbitration: Strategies, Techniques and Presentation, ITA-CANACO, Hotel Camino Real, Mexico City, Mexico
April 02, 2009
 - *Advocacy on Commercial and Investment Arbitration*
International Law Weekend of the American Branch of the International Law Association, International Law Association, NY Bar Association, New York, NY
October 18, 2008
 - *Challenges in Conducting Compliance Investigations in Foreign Jurisdictions*
Compliance Roundtable: Understanding basics of FCPA, Tozzini Freire Advogados, São Paulo, Brazil
September 24, 2008

- *Managing the Outset of a Complex, Politically Sensitive Dispute: Strategic Decisions*
Institute for Transnational Arbitration and Comitê Brasileiro de Arbitragem Joint Conference,
Institute for Transnational Arbitration and Comitê Brasileiro de Arbitragem, Renaissance São
Paulo Hotel, São Paulo, Brazil
September 22, 2008
- *ICDR's Latin American International ADR Roundtable*
International ADR Reporting Program Series 2007: International Commercial Arbitration and
Mediation, ICDR (International Centre for Dispute Resolution), Arnold & Porter LLP,
Washington, D.C.
November 09, 2007
- *Evidence in International Arbitration*
5th ICC Annual Conference - International Commercial Arbitration in Latin America: The
ICC Perspective, ICC, The Ritz-Carlton South Beach, Miami, FL
November 04, 2007
- *Welcome Address*
2nd Annual Dallas Roundtable: A Meeting for Young International Arbitrators, Institute for
Transnational Arbitration, Westin City Center Hotel, Dallas, Texas
June 20, 2007
- *Administering Multi-Party Arbitration*
3rd Annual ITA Workshop: International Commercial Arbitration in Argentina (Forum),
Sheraton Congress Center, Buenos Aires, Argentina
March 16, 2007
- *Investment Treaty Arbitration in the 21st Century & Forum: International Commercial
Arbitration*
3rd Annual ITA Americas Workshop, Institute for Transnational Arbitration, Buenos Aires,
Argentina
March 14, 2007
- *Careers in International Law*
ASIL Webinar, American Society of International Law, Webinar
January 30, 2007
- *A Private Decentralized Jurisprudence*
Investment Arbitration: Lessons From Practice, Boalt Hall School of Law, University of
California at Berkeley
January 12, 2007
- *Increased Recourse to International Arbitration in Developing Countries*
Dallas Roundtable, Institute for Transnational Arbitration, Westin Galleria Hotel, Dallas,
Texas
June 14, 2006
- *Interest as an Element of Compensation in International Investment Disputes*
International Investment Law at a Crossroads, Harvard International Law Society, Harvard
Law School
March 03, 2006
- *Drafting Arbitration Clauses: Arbitration Issues in Project Finance*
New York City Bar Association, New York, NY
January 31, 2006
- *Arbitration Agreements: Current Issues*
IX Arbitration Symposium, CANACO, Mexico City, Mexico
October 02, 2005
- *International Alternative Dispute Resolution*
ICC Young Arbitrators Forum, ICC, Location: New York, NY
October 01, 2005
- *The Basis for Refusing the Enforcement of Arbitration Awards: Article V(1)(a) and (b) of the
New York Convention*
ICC Conference on the New York Convention, ICC, Caracas, Venezuela
August 01, 2005
- *Challenging and Enforcing Arbitral Awards under the FAA*
Maximizing the Benefits of the ICC System, ICC, Charlottesville, VA
May 01, 2005

- *Oral Advocacy*
International Arbitration Workshop, CANACO-ITA, Mexico City, Mexico
January 01, 2005
- *NAFTA's Investment Chapter: Dynamic Laboratory, Failed Experiments and Lessons for the FTAA*
Annual Conference, ASIL, Washington, DC
April 01, 2003
- *The Proliferation of International Organizations: The International Court of Justice*
Leiden, Germany
June 01, 1999
- *The Proliferation of International Courts and Tribunals*
Centennial of the Hague Peace Conference, Great Hall of Justice, The Hague, Netherlands
May 01, 1999

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

Institute for Transnational Arbitration (ITA): Vice-Chair (since 2015) and Member of Executive Committee (since 2006); former Chair of Americas Initiative (2005-2008); Program Co-Chair (2008-2010 and 2013-2015); Membership Co-Chair (2010-2012); Co-Chair of the 25th Anniversary Workshop (June 2013).

Comitê Brasileiro de Arbitragem (CBAr)

Asociación Latinoamericana de Arbitraje (ALArb): Member of the Committee for Relations to Other International Organizations

IBA

Club Español del Arbitraje

American Society of International Law

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, Spanish

Other languages (very good speaking and reading skills, but not comfortable drafting an award): French, Portuguese

11. In which legal system have you trained? Austria (Law School); New York (Legal Practice)

12. What is your main jurisdiction of practice? New York

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

Complex contract disputes; disputes involving Latin America; investment disputes.

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 New York, February 1, 2016