

# VIAC – Questionnaire for Arbitrators

**1. Name:** Prof. Dr. Ben Steinbrück, MJur (Oxford)

**2. Citizenship:** German

**3. Contact information:**

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LinkedIn: 



**4. Current position:** Attorney-at-law, Partner at SZA Schilling, Zutt & Anschütz, Mannheim/Frankfurt a.M.;  
Honorary professor at the University of Trier, Germany

**5. Education:**

2010 Bar Admission  
2009 Second State Exam (Bar Exam), Hamburg  
2008 Dr. iur. (summa cum laude), University of Cologne, Scholar of the German Academic Scholarship Foundation (“Studienstiftung des deutschen Volkes”)  
2004 – 2009 Research Assistant, Max Planck Institute for Comparative and International Private Law, Hamburg  
2004 Magister Juris in European and Comparative Law (MJur), University of Oxford  
1998 – 2003 Undergraduate Studies in Law, University of Cologne, First State Exam

**6. Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?  
> 20 (15 international), in particular DIS, ICC, VIAC, Swiss Rules and Ad hoc (German ZPO)
- 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?  
4
- How often have you acted as Counsel?  
> 15
- How often have you acted in a different function (e.g. Administrative Secretary)?  
2

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

Honorary professor at the University of Trier, Germany (teaching classes on international dispute resolution / arbitration and CISG since 2015)

Guest lecturer at University of Augsburg 2015 – 2020 (course on international civil procedure / arbitration)

### Publications (Selection):

- Die Feststellung der Unzulässigkeit von ICSID-Schiedsverfahren nach § 1032 Abs. 2 ZPO, ZIP 2024, 727-735 (with Justin Friedrich Krahé and Maximilian van der Beck)
- Lieferkettensorgfaltspflichten: Die besondere Prozessstandschaft nach § 11 LkSG, MDR 2023, 1083–1090 (with Dr. Sebastian Traub)
- Commentary to § 11 LkSG, Anhang § 11 LkSG (Zivilrechtliche Haftung) in: Gehling/Ott, LkSG, Kommentar, Otto Schmidt Verlag, 2022
- § 1032 Abs. 2 ZPO, das ICSID-Übereinkommen und Achmea – eine Kollision oder zwei Kollisionen? (zu Kammergericht, Beschluss v. 28.4.2022 – 12 SchH 6/21), IPRax 2023, 36-42 (with Justin Friedrich Krahé)
- Declaratory relief against post-Achmea ICSID arbitration? EuZW 2022, 357 - 365 (with Justin Friedrich Krahé)
- Grenzüberschreitende Zivilverfahren nach dem Brexit, EuZW 2021, 517-524 (with Dr Markus Lieberknecht)
- Commentary to §§ 15-20 GeschGehG in: Brammsen/Apel (eds), Geschäftsgeheimnisgesetz, R&W Fachmedien Recht und Wirtschaft, 2022 (with Dr Raphael Höll)
- Internationales Zivilprozessrecht, in Thomas Heidel, Stephan Pauly, Angelika Wimmer-Amend (eds), AnwaltFormulare, 10<sup>th</sup> edn 2021, Deutscher AnwaltVerlag 9<sup>th</sup> edn 2018, 8<sup>th</sup> edn 2015)
- Chapter on “International Arbitration in India”, in Stephan Balthasar (ed.), International Commercial Arbitration, C.H Beck, 2nd ed. 2020 (1st ed. 2015)
- Discovery Light – Informations- und Beweismittelbeschaffung im Rahmen von Kartellschadensersatzklagen, in: Neue Zeitschrift für Kartellrecht (NZKart) 2017, 164-175 (with Hans-Joachim Hellmann)
- Article “Arbitration law (national)”, in Max Planck Encyclopedia of European Private Law, 2012, 67-71; German version: “Schiedsrecht, staatliches”, in Basedow/Hopt/Zimmermann (eds.), Handwörterbuch des Europäischen Privatrechts, 2009, 1353-1358
- India – Jurisdiction to Set Aside Foreign Arbitral Awards: Some Remarks on an Erroneous Rule of Law, Yearbook of Private International Law 2010, 481-495
- Orders Compelling Performance of Arbitration Agreements – Lessons to be learnt from U.S. Law?, SchiedsVZ 2010, 177-182
- Internationale Zuständigkeit deutscher Gerichte für selbstständige Beweisverfahren in Schiedssachen, IPRax 2010, 424-428
- Englische Prozessführungsverbote zum Schutz von Schiedsvereinbarungen im europäischen Zivilprozess, ZEuP 2010, 168-185
- Brussels I and Arbitration: Declaratory Relief as an Antidote to Torpedo Actions under a Reformed Brussels I Regulation, SchiedsVZ 2009, 188-196 (with Dr. Martin Illmer)
- Die Unterstützung ausländischer Schiedsverfahren durch staatliche Gerichte, Mohr Siebeck 2009, 536 pages (1st Academic Prize of the German Institution of Arbitration (DIS) 2010)
- US-amerikanische Beweisrechtshilfe für ausländische private Schiedsverfahren, IPRax 2008, 448-453
- The Impact of EU Law on Anti-Suit Injunctions in Aid of English Arbitration Proceedings, Civil Justice Quarterly (CJQ) 2007, 358-375

### Speaking engagements (Selection):

- “M&A and arbitration disputes under German law”, Forum International Commercial Contracts and Dispute Resolution (Grazer Privatrechtlicher Dialog), January 2024
- “Challenging arbitration clauses: German law’s international reach”, Paris Arbitration Week 2022, Webinar: The Intra-EU/Achmea Jurisdictional Objection: from the Point of View of States and the European Commission, March 2022
- Panel discussion “Is joinder in arbitration up to the challenge”, ICC-YAF-YAAP online event, March 2021
- “Kollektive Rechtsdurchsetzung im Verbraucherrecht – aktuelle Entwicklungen in den VW-Verfahren“, Grazer Privatrechtlicher Dialog, January 2021
- YAAP-Anniversary Conference “Is Default Arbitration the Future of International Commercial Dispute Resolution?“, November 2017, Vienna (panel speaker)
- Regional event of Studienvereinigung Kartellrecht “Ansprüche auf Herausgabe von Beweismitteln und Erteilung von Auskünften nach den neuen §§ 33g, 89b GWB“, November 2017, Frankfurt a.M. (speaker)
- DIS40 Rhein/Ruhr Conference “The VIAC Rules and the Law Applicable to the Arbitration Agreement“, March 2016 (moderator of panel discussion)
- ICC YAF event “Emergency Arbitrator – Success Stories and Challenges“, May 2015, Düsseldorf (panel speaker in Oxford-style debate)
- Advanced training course on „Schiedsverfahren im Gesellschaftsrecht“, organized by Arbeitskreis der Fachanwälte für Handels- und Gesellschaftsrecht Südbaden, March 2011, Freiburg (speaker)
- 4th DIS/ADIC Doctoral Seminar on Alternative Dispute Resolution, presentation on „Die Unterstützung ausländischer Schiedsverfahren durch staatliche Gerichte“, May 2010, Cologne
- 2nd St. Gallen International Dispute Resolution Conference “Dialogue Between Courts in Times of Globalization and Regionalization“, October 2009, St. Gallen, presentation on “Dialogue within the Arbitral System: The Emergence of Transnational Arbitration Law”
- BCL/MJur Seminar on Civil Procedure “German Approach(es) on Disclosure: Learning from English Law?“, February 2007, University of Oxford (guest lecturer)

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

DIS, ASA, LCIA

VIAC Ambassador for Germany (VIAC Community Ambassador Network)

### **9. 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): German, English

### **10. In which legal systems have you trained?**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Civil Law  | <input type="checkbox"/> Common Law    |  |
| <input type="checkbox"/> Austrian Law          | <input type="checkbox"/> Hungarian Law | <input type="checkbox"/> Swiss Law               |
| <input type="checkbox"/> Czech Law             | <input type="checkbox"/> Polish Law    | <input type="checkbox"/> Ukrainian Law           |
| <input checked="" type="checkbox"/> German Law | <input type="checkbox"/> Slovakian Law | <input checked="" type="checkbox"/> European Law |
- Other \_\_English Law\_\_\_\_\_

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

Germany

### **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 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 checked="" 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 checked="" 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         |   |
| <input type="checkbox"/> Other _____                                |  |  |   |

**14. Date of birth: 28 September 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".

I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate.

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>.

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April 2024

Date