

VIAC – QUESTIONNAIRE

1. **Name:** Mag. Dr. Lic. Herfried Wöss, LL.M. (Exeter)

2. **Date of birth:** December 21, 1963

3. **Citizenship:** Austria

4. **Contact information:**

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5. **Current position:**

Partner, Wöss & Partners, S.C. (Mexico City)

Partner, Wöss & Partners, PLLC (Washington, DC) Arbitration – Trade - Infrastructure

6. **Education:**

Magister iuris, Johannes Kepler Universität Linz, Austria

Doctorate in International Economic Law (summa cum laude), Johannes Kepler Universität Linz, Austria

LL.M. in International Business Legal Studies, University of Exeter, UK

Licenciado en Derecho, Universidad Nacional Autónoma de México, Mexico

Diploma in Export Trade, Federal Economic Chamber, Austria

Visiting Scholar, Georgetown University Law Center, USA, 2012-13

7. **Practiced experience in arbitration:**

Current arbitrations (May 2016):

ICC [about to be filed]: gas pipeline construction, US\$100+ MM, party counsel

ICC 21470: construction of cement plant, party counsel

ICC 21092: thermo-electrical plant, co-arbitrator

ICC 19867: electric transmission lines and substations, president

ICC 19827: industrial works at maritime terminal, co-arbitrator

CAM 0097: long-term lease agreement of brick plant, co-arbitrator

CAM 0085: recycling at steel plant, president

CCL 2664-2013 (Chamber of Commerce Lima): legal expert, loss of productivity in turn-key water treatment project of Peruvian city

Investment arbitration against Latin American country (in preparation)

How many arbitrations have you participated in (domestic/international)? Under which Rules?
more than 30 arbitration under ICC, ICSID, SIAC, CAM, CANACO and UNCITRAL Rules

How often have you acted as Chairman? 4

How often have you acted as Sole Arbitrator? 5

How often have you acted as Co-Arbitrator? 11

How often have you acted as Counsel? 12

How often have you acted in a different function (e.g. Administrative Secretary)? Dispute Boards, 3

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

Herfried Wöss, Adriana San Román Rivera, Pablo T. Spiller, Santiago Dellepiane, *Damages in International Arbitration under Complex Long-term Contracts* (Oxford International Arbitration Series, Oxford University Press 2014), 384 pp.

Herfried Wöss, Adriana San Román Rivera, ‘Damages in International Arbitration with respect to Income Generating Assets or Investments in Commercial and Investment Arbitration’ (2015) *Journal of Damages in International Arbitration*, 37, *Yukos Special* (2015) 5 *Transnational Dispute Management*

Herfried Wöss, ‘Systemic Aspects and the Need for Codification of International Tort Law Standards in Investment Arbitration’ in Andrea K. Bjorklund, John Gaffney, Fabien Gélinas, Herfried Wöss (eds.), *TDM Special on CETA* (2016) 1 *Transnational Dispute Management*

Jennifer Cabrera, Dante Figueroa, Herfried Wöss, ‘The administrative contract, non-arbitrability and the recognition and execution of awards annulled in the country of origin: the case of *Commisa v. Pemex*’ 1 (2016) 32 *Arbitration International* 125-148

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

International Bar Association

-Arbitration Committee

-International Construction Projects Committee, Dispute Resolution Committee

Executive Committee of the North American Branch of the Chartered Institute of Arbitrators

ICC Commission

LCIA

DIS

ASA

VIAC

Mexican Arbitration Center (CAM)

ASIL, Dispute Resolution Committee

Founder of the Investment Arbitration Forum

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 and Spanish

11. In which legal system have you trained? Austria, European law (European Commission), Public International Law, Transnational Law (CISG, UNIDROIT, oil & gas), Great Britain, USA

12. What is your main jurisdiction of practice? international arbitration practice through offices in Mexico City, Washington DC, Lima and Austria

13. Special expertise or specializations (please list a maximum of three): leading international damages expert; PPP, BOT, EPC, oil & gas and complex long-term contracts in general; international trade and economic law (WTO, NAFTA, CETA, etc.)

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.

Mexico City / Washington DC, May 5, 2016

Dr. Herfried Wöss