

VIAC || Vienna International
Arbitral Centre



PRE MOOT CONFERENCE

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**5 July 2024
8:30 AM - 5:00 PM
Juridicum
Vienna**

Certificates of Attendance for
continued mediation and/or
legal education.

**Twinning
Mediation and
Arbitration:
Practice,
Policy and
Future.**

Register now:



**CD 20
RC 24**



WELCOME

Dear Colleagues,

Welcome to the 2nd IBA-VIAC CDRC Pre-Moot Conference on:

"Twinning Mediation and Arbitration: Practice, Policy, and Future."

Our global professionals from diverse fields explore with us the evolving landscape of dispute resolution. Our goal is to deepen our understanding of how mediation and arbitration can complement each other, ensuring more efficient and equitable outcomes, including through the use of artificial intelligence (AI) and smart process designs. We also will examine how twinning can help with resolving complex and multi-issued environmental disputes.

In today's globalized world, the complexity of disputes has increased. Innovative twinned processes can play a central role in this regard. Mediation offers a collaborative path to consensual conflict resolution, fostering mutual understanding and preserving relationships. Arbitration, on the other hand, provides a structured and binding process, ensuring enforceability and finality. By twinning these methods, we can harness their strengths, providing parties with flexible and customised solutions.

This conference will feature distinguished presenters, interactive elements, and lively panel discussions. Together, we will examine best practices, policy developments, and future trends. I encourage you to engage actively, share your insights, and collaborate with peers.

Thank you for joining us in this crucial dialogue. Your participation is vital as we shape the future of dispute resolution. We hope this conference inspires new ideas and strengthens our collective commitment to advancing the practice of mediation and arbitration.

Warm regards,

Director | CDRC Vienna

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CDRC VIENNA

In 2015, the International Bar Association (IBA) and the Vienna International Arbitral Centre (VIAC) took an important step to ensure that the two consensual dispute resolution processes mediation and negotiation, could become real game-changers in the future of international commercial dispute resolution. Both institutions teamed up to launch the first global consensual dispute resolution competition -- or short CDRC:

The IBA – VIAC CDRC Mediation & Negotiation Competition

Since then, we have established a global platform that connects current and future mediation and negotiation experts. Our Moot mimics near-real mediation and negotiation experiences. We team up with top universities and institutions from all across the world and offer one of the best learning and networking experiences for ADR enthusiasts worldwide. The IBA-VIAC CDRC now sets the trend for a totally fresh generation in the handling of disagreements, a whole new era of dispute resolution where parties take control over resolving their disputes as we continue to:



Impressions, Final's Banquet IBA-VIAC CDRC 2023

- Promote and develop negotiation and mediation as forms of ADR.
- Contribute to the practice, exchange and growth of negotiation and mediation.
- Facilitate intellectual exchange between professionals from various fields of ADR.
- Connect students with professionals and experts.
- Provide a unique forum for exchanging best practices and new mediation and negotiation techniques.

Since 2023, the IBA-VIAC CDRC Pre-Moot Conference has been an integral part of the IBA-VIAC CDRC.



PROGRAM

5 JULY 2024 | 8:30AM – 5:00PM | JURIDICUM, DG

8:30AM – 5:00PM

Conference Opening

10:00AM – 10:30AM

Opening Speech

10:30AM – 12:00NU | PANEL I

Mediation, Negotiation and the use
of Artificial Intelligence (AI)

1:00PM – 2:30PM | PANEL II

The importance of process design in
twinning mediation and arbitration

3:00PM – 4:30PM | PANEL III

Mediating environmental disputes –
lessons from practice and policy

4:30PM – 4:45PM | CONCLUSIONS



OPENING

Conference Opening

9:30 am | 10 am | Juridicum | DG



NIAMH LEINWATHER

Secretary General
Vienna international
Arbitral Centre



THOMAS JOHN

Mediator | Arbitrator
Director CDRC



SPEECH

Scratching the ITch: Re-prioritising people in mediation

10:00 am | 10:30 am | Juridicum | DG



ISABEL PHILLIPS

Chartered Institute
of Arbitrators (CI Arb)

From Metahara to Marylebone to Metković, advocates of mediation make big claims about the ability of the discipline to provide holistic outcomes. To deliver on this we use a variety of technologies in mediation and get (rightly) excited about innovation.

But there is the ITch to be scratched: Are we self-reflexive enough – as mediators and advocates of mediation – to recognise how these technologies impact process, outcome... and therefore people?

Drawing on practical mediation experience internationally, this question will be brought into focus, with a challenge to think harder about what we prioritise in mediation.



PANEL I

Mediation, Negotiation, and the Use of Artificial Intelligence

10:30 am | 12 nu | Juridicum | DG

Go where your fears live
to discover where your power lies.

Moderator



**AMELIE HUBER-
STARLINGER**

Starlinger
VIAC

AI, its impact, and its risk are THE topics to talk about these days. Everyone heard of it, some use it, most fear it and some think ahead of what will come in the future. Be among those to join the panel discussion on “AI in mediation and negotiation”. Our experts will discover with you how you as mediator or negotiator can use AI, what are and how to deal with the risks associated with AI, and what the future holds for us all. Let’s face AI together and explore the possibilities it has to serve us.

Speakers



YADVINDER RANA

Neglob



JEREMY LACK

InnovADR SA
LAWTECH.CH



FILIPPO ZUTI

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PANEL II

The Importance of Process Design when Twinning Mediation and Arbitration

1:00 pm | 2:30 pm | Juridicum | DG

Moderator



ZACHARY CALO

XX

A key determinant of the efficacy of any dispute resolution process is its design, and it is especially true for twinned processes. Join us as our panelists dissect the unique process design issues associated with twinning and analyse key considerations for parties and practitioners from legal, commercial, cost (third-party financing) and institutional perspectives.

Speakers



**KATJA
KROELL**

Business Mediator



**NATASCHA
TUNKEL**

KNOETZL
CDRC | IBA | VIAC



**KATHRINE
RAYNAL**

US



**ALICE FREMUTH-
WOLF**

Novalion
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PANEL III

Mediating Environmental Disputes – Lessons from Practice and Policy

3:00 pm | 4:30 pm | Juridicum | DG

Climate policy, economy,
neighbors = controversy?

Moderator



SASCHA FERZ

Uni Graz

An effective climate policy, a functioning economy, and good neighborliness are aspects of daily complexity that almost unavoidably drive into controversial situations. What role can mediation play in resolving such environmental and neighborhood disputes? Join our panel of experts as they discuss the types of disputes (from oil spills to ESG claims), the parties involved (from government to civil society), and the problematic question of neutrality and peacemaking in such a volatile issue.

Speakers



MARY WALKER OAM

9 Wentworth Chambers
CDRC | IBA



PETER PETROV

Gaillard Banefatimi
Shelbaya



**JULIANA
GHASEMPOUR-YAZDI**

Dialogue Forum
Association Vienna Airport

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CLOSING

Conclusions

4:30 pm | 4:45 pm | Juridicum | DG

Rapporteur



TAT LIM

Aequitas Law LLP

Tat Lim will provide a summary that encapsulates the key messages and discussions from this year's conference. Drawing on his own extensive experience as a leading alternative dispute resolution expert, Tat will draw out pivotal takeaways, innovative solutions, and future directions that emerged from our sessions.



BIO

On 1 January 2022, Niamh Leinwather took office as the new Secretary General of the Vienna International Arbitral Centre (VIAC). Of Irish origin, Niamh has both a common and civil law background (Bachelor of Civil Law, University College Dublin, Mag.iur., University of Vienna, Master of European Studies, University of Vienna). She was the first Irish woman to be admitted to the Austrian Bar in 2013 and has over a decade of experience in international dispute resolution at Freshfields Bruckhaus Deringer in Vienna where she acted as both counsel and arbitrator.



**NIAMH
LEINWATHER**

Secretary General
Vienna International
Arbitral Centre

In February 2023, Niamh took office as Secretary Treasurer of the International Federation of Commercial Arbitration Institutions (IFCAI).



BIO

Thomas practices globally as an international mediator, arbitrator, negotiator, and legal consultant. Based in the Netherlands, he is common and civil law trained and fully bilingual (English / German).

Thomas has a keen interest in resolving commercial, corporate, and investor-State disputes, but also disputes relating to MSMEs, travel and tourism, business and human rights, as well as to international organisations, their staff, contractors, and consultants.

He also specialises in disputes relating to art and cultural objects, and is a panel arbitrator of the Court of Arbitration of Art in The Hague, Netherlands.



THOMAS JOHN

Mediator | Arbitrator
Director CDRC



BIO

Isabel is a conflict specialist, mediator and the Director of Policy and ADR Development for the Chartered Institute.

Isabel has mediated a wide range of commercial disputes and conducted dialogue programmes and mediation in fragile and post-conflict environments. She is a German-qualified conflict specialist, a CEDR accredited mediator, and holds a PhD for her work on the practice and theory of commercial and socio-political mediation.

She has designed and delivered dispute and conflict management systems, mediation, negotiation, conflict management training solutions, and provided consultancy services across the range of governments, IGOs, NGOs and commercial businesses around the world.

She is Visiting Lecturer at the University of Westminster Institute of Advanced Legal Studies, a member of the Conflict Research Society Advisory Board and a jury member for their prestigious 'Book of the Year' prize.



ISABEL PHILLIPS

Chartered Institute
of Arbitrators



BIO

For many years Amelie has worked as a lawyer, arbitrator and mediator specializing in arbitration, mediation as well as settlement and contract negotiations. She has gained extensive knowledge in the settlement of national and international disputes according to various rules of numerous institutions (e.g. VIAC, ICC, ICSID, UNCITRAL, etc.). In 2020 Amelie has decided to concentrate entirely on her communication expertise with special emphasis on negotiation and mediation.



**AMELIE HUBER-
STARLINGER**

Tailored.Solutions

She is accredited as mediator in Singapore (at SIMI), in England (at CEDR) and in Austria (List of mediators of the Austrian Ministry of Justice). Amelie tailors the process custom-fit to the parties, their representatives and the dispute itself combining the best of different methods and techniques. Furthermore, she assists them in preparing and conducting negotiations to achieve the best outcome for you and your company.

Her working languages are German and English.



BIO

Yadvinder serves as an M&A Negotiation Advisor with over 14 years of expertise in orchestrating deals that ensure long-term value for corporations, startups, and scale-ups. He focuses on integrating artificial intelligence into negotiation processes to enhance the fairness and efficiency of outcomes. Additionally, Yeadvinder offers expert cross-cultural negotiation and influence training to elevate the effectiveness of global teams.



YADVINDER RANA

Neglob

In addition to his advisory work, Yadvinder is a professor of international negotiation at the Catholic University of Milan, the University of Bologna, and the College des Ingenieurs. He conducts research on M&A negotiation processes and outcomes and hosts the "Global M&A Negotiations" podcast, where he shares insights and best practices from his work and studies.

Yadvinder has a Doctorate in Business Administration in Cross-Border M&A Negotiations, an MBA from the Manchester Business School, and a master's degree in Mechanical Engineering.



BIO

Jeremy is a lawyer and ADR neutral admitted to the bars of England & Wales (1989), New York, USA (1990), and Geneva, Switzerland (2003). He specializes in commercial, technology, life sciences, IT, intellectual property matters, and complex international disputes.

Jeremy founded LAWTECH.CH and InnovADR Ltd., and is a Door Tenant with QUADRANT CHAMBERS (GB) and counsel to HELVETICA AVOCATS (CH). He serves as an Ombudsperson for DRUGS FOR NEGLECTED DISEASES INITIATIVE (CH) and has held key legal roles in several companies.

A certified IMI mediator, he is ranked by WHO'S WHO LEGAL as a Global Elite Thought Leader (2019-2024). Jeremy holds an MA from Oxford University and works in English, French, and Spanish.

He lives in Geneva, Switzerland, and designs bespoke international commercial dispute resolution processes. He holds Swiss, British, US, and Israeli citizenship. For more information, visit www.lawtech.ch and www.innovadr.com.



JEREMY LACK

InnovADR SA
LAWTECH.CH



BIO

Filippo is an international disputes counsel at MDisputes. A dual qualified Solicitor (England and Wales) and Avvocato (Italy), he holds a LL.M. (Cantab), Blockchain Regulator Certification Program (UNIC).

Filippo is an Administrator of MetaverseLegal (decentralised community of Web3 lawyers) and a co-founder of Web3TuesDays (weekly webinar series on Web3). He is also an assistant editor of the Kluwer Arbitration Blog.



FILIPPO ZUTI

MDispute



BIO

Zachary is a Professor of Law and Founding Professor at the College of Law, where he has been a member of the faculty since 2015. He is also a Professor of Law (adjunct) at the University of Notre Dame Australia, a Visiting Professor at The Open University (UK), a Central Asia Research Fellow and Visiting Professor at Tashkent State University of Law (Uzbekistan), an Adjunct Professor at Northwestern University in Qatar, and a Lecturer at the Qatar Olympic Academy.



ZACHARY CALO

Hamad Bin Khalifa University

Before joining the faculty at HBKU, he was a Professor of Law and Sywgert Research Scholar at Valparaiso University School of Law in the United States, where he also taught at Notre Dame Law School and DePaul College of Law. He began his legal career as an Associate Attorney with BuckleySandler, LLP in Washington, DC and is currently a Senior Counsel with McNair International and of Counsel Sports Law at Schelstraete Equine Law. He serves on international dispute resolution panels with Sport Resolutions UK and the Qatar Sports Arbitration Tribunal. A CEDR-certified mediator, he is an Officer of the Mediation Committee of the IBA and a member of the Ethics Committee of the IMI.



BIO

Alice is Market Head for Austria & CEE region. Before joining Nivalion, Alice was Secretary General of the Vienna International Arbitral Centre (VIAC) for 10 years. She is a lecturer for arbitration at the Institute of Civil Procedure Law at the Law Faculty of Vienna University, and frequently acts as guest lecturer. She has authored numerous articles and books on arbitration and ADR.



**ALICE
FREMUTH-WOLF**

Nivalion

In addition to her academic career, Alice worked as an associate for the leading law firms Wolf Theiss and Baker McKenzie in Vienna where she passed the Austrian bar exam, acting as counsel and arbitrator in international arbitration and mediation cases.

Alice graduated in law from Vienna University (Mag. iur.), holds a PhD in law (Dr. iur.) and an LL.M. degree (London School of Economics). She is also a trained mediator and mediation advocate.



BIO

Katja is a highly skilled commercial mediator based in Cologne, qualified as both a German Certified Public Accountant (Wirtschaftsprüferin) and a German Tax Advisor (Steuerberaterin). Her blend of expertise in economic analysis and dispute resolution through mediation instills confidence in her clients. With over two decades of dedicated service, including advising major corporations at a prestigious "big four" accounting firm (KPMG), Katja established her own practice in 2016.



KATJA KRÖLL

Business Mediator

She specializes in assisting small and medium-sized enterprises, with a specific focus on facilitating business mediation for shareholders and family-owned companies. Katja's extensive background enables her to consider the individual needs of her clients through a tailored and effective process. In addition, Katja is active in educating the next generation of mediators through interactive workshops, lectures and involvement in mediation moot courts.



BIO

Natascha Tunkel is a partner at KNOETZL and has over a decade of experience in the field of complex dispute resolution. A core part of her practice is international arbitration both as arbitrator and as counsel under the major arbitral rules. With a keen interest in and understanding of new technologies, she specialises in sectors related to life sciences, energy, engineering and intellectual property.



NATASCHA TUNKEL

KNOETZL

Natascha stands out for her exceptional in-depth knowledge of procedural law, and is regularly called upon in arbitrations that also require action before the state courts, such as interim measures, or involve complex jurisdictional issues. As a qualified mediator, Natascha also acts as mediator, counsel in mediations and is a member of the VIAC Mediation Advisory Board as well as an officer of the IBA Mediation Committee, and Austrian delegate to the ICC Task Force on ADR and Arbitration.



BIO

Katherine is the Executive Director of the soon-to-launch Chicago International Arbitration Center. She has received numerous mediation trainings and certifications over the years, including at Harvard and Northwestern Law School.

Prior to that, Katherine was in-house counsel at two Fortune 500 companies for approximately 10 years, responsible for litigation and arbitration management.

Katherine has an LLM degree in Dispute Resolution from Pepperdine Straus Institute, a J.D. degree from Notre Dame Law School and a B.A. degree in International Business from the American University of Paris. She is continuing her education at the ICC Advanced Arbitrator's Academy in North America.



**KATHERINE
RAYNAL**

Executive Director
Chicago International
Arbitration Centre



BIO

Sascha Ferz is Professor of Alternative Dispute Resolution at the Institute of Legal Foundations, Faculty of Law, in Graz (Austria). As an expert in Administrative Law, Sociology of Law, and Mediation, he is interested in how parties can use prelitigation procedures in a more efficient and targeted way. Thus, Sascha's preferred research interests are Negotiation, Mediation, and Conflict Resolution (ADR) in civil matters and public law. Finally, he is also head of the interdepartmental Centre for Social Competence at the University of Graz.



SASCHA FERZ

University of Graz



BIO

Juliana is a Business Lawyer and the current Managing Director of the Dialogue Forum Association Vienna Airport. The DFAVA provides suitable communication processes concerning issues and conflicts that are relevant to air traffic, the activities of Vienna Airport, and the surrounding area so that all interests can be voluntarily taken into account and solutions can be found in a participative, transparent, cooperative, and fair manner.

In the past 12 years, Juliana has served as a mediator in numerous litigious cases with large groups, including citizen initiatives, local representatives, the economy, and politicians. She works and has worked as a business lawyer, decision coach, and communication consultant. Juliana was a co-initiator of court mediation projects and supported the institutionalization of alternative dispute resolutions in Austria. Prior to dedicating her professional life to ADR, Juliana was a co-owner and COO of a communication and PR agency in Vienna.

Juliana holds a Master of Law and a Master of Economics, has business mediation certificates, and has lectured in mediation and conflict management in Austria.



**JULIANA
GHASEMIPOUR-
YAZDI**

mitigate gmbh



BIO

Mary Walker OAM has been at the forefront of ADR in Australia for the last 33 years. During this period, as a member of an independent Bar, Mary has arbitrated, mediated, facilitated, and negotiated across jurisdictions and substantive legal areas, multi-party complex disputes including class actions, designed dispute resolution systems, and provided expert appraisal and ombudsman services in respect to thousands of disputes referred by solicitors, industry and government bodies and corporations both domestic and international. Mary is a multi-award-winning mediator and has mediated well over 7,000 matters. She is a member of many mediation panels, including superior court panels in Australia and leading panels globally. Mary was Co-Chair of the International Bar Association Mediation Committee in 2020 – 2021 and Co-Chair of the IBA Mediation Committee Advisory Board (2022). Mary is Chair of the Law Council of Australia International Law Section, Co-Chair of the International Arbitration Committee, and Chair of the Federal Litigation and Dispute Resolution ADR Committee. She has been a member of many Taskforces on mediation and ADR. She is a renowned legal practitioner who contributes to domestic and international policy formation, education, and training.



**MARY
WALKER, OAM**

9 Wentworth Chambers



BIO

Peter is a senior associate at Gaillard Banifatemi Shelbaya Disputes. His busy practice allowed him to build up experience in international ad hoc and institutional arbitrations under the ICSID, UNCITRAL, and SCC Rules, with a focus on investment and energy disputes. In the last couple of years, Peter's interest in mediation has grown stronger and stronger, and he completed the University Degree ("Diplôme Universitaire") at Paris II Panthéon-Assas in 2022 and CEDR's Mediator Training Programme in 2023.



PETER PETROV

GBS Disputes

Peter holds qualifications of the International Academy for Arbitration Law, the Université Paris-Est Créteil, D.U. in International Business Litigation and the Université Paris I Panthéon-Sorbonne, Master 2 in International Economic Law. He practices in Paris and speaks Bulgarian, French, and English.



BIO

Tat Lim is a founding partner of Aequitas Law LLP and Maxwell Mediators. He was called to the Singapore Bar in 1989, with more than 30 years of experience in dispute resolution practice. His qualifications include LL.B (Hons), MBA and LL.M from the National University of Singapore, and MSc (Construction Law & Arbitration) (With Merit) from King's College London. He is a Fellow of the Chartered Institute of Arbitrators (UK), a Distinguished Fellow of the International Academy of Mediators (USA), an IMI-certified mediation advocate and an IMI-certified mediator. He has mediated cases involving energy, construction, environmental social and governance, intellectual property, joint venture, shareholders, commercial and family disputes. He has received appointments as a mediator by Singapore Mediation Centre (SMC), SIMC, AAA-ICDR, ICC, Vietnam Mediation Center, the International Commercial Mediation Center for Belt and Road Initiative, the Compliance Advisory Ombudsman (IFC, World Bank Group), the Accountability Mechanism (World Bank Group) and the Global Mediation Panel of the Office of the Ombudsman for the United Nations Funds and Programmes. He has served as a mediator in over 300 cases and advocated for clients in over 500 mediated cases. He has been ranked for his dispute resolution practice in The Legal500, received recognition by Who'sWhoLegal: Mediation (WWL) every year since 2016 and ranked as a WWL Global Elite Thought Leader since 2022.



TAT LIM

Aequitas Law LLP

Saturday, 09 May, 2026 | 7:30am
Borcelle Family
123 Anywhere St., Any City

SPONSORS

The IBA-VIAC CDRC Vienna is made possible through the very than generous support that we receive from our valued supporters. In 2024, they are:

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VENUE



The IBA-VIAC CDRC Pre-Moot Conference will take place in the Dachgeschoss (DG) of the Law School of the University of Vienna, the Juridicum.

The Juridicum is centrally located in the heart of Vienna, close to many attractions. Stroll to the Stephansdom, the Hofburg, the Rathaus, and the Danube.

The address of the Juridikum is:

**Schottenbastei 10-16
1010 Wien
Austria**

Take a tram or subway to or from Schottentor, the close transport hub.



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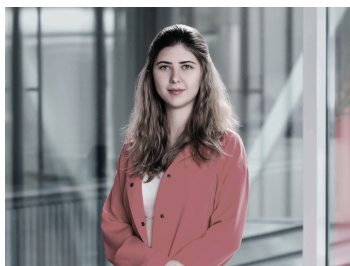
CONNECT

The CDRC Vienna 2024 will be a stellar event where participants compete and assess, train and learn, network and make friends -- and celebrate the strengths of consensual dispute resolution!

Together with my team, I am very excited to welcome you to Vienna this July.



Thomas John MCI Arb
Director



Vladyslava Donchyk, Marketa Burelli,
Ghulam Muhammad Adnan, Inan Gupta
Secretariat

EMAIL directors@cdrcvienna.org
WEB www.cdrcvienna.org

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