

Vladimir Khvalei

Partner in Baker McKenzie's Moscow office. Vladimir heads the firm's CIS Dispute Resolution Practice Group. Vladimir has wide experience participating in litigation in Russia, Kazakhstan, Belarus and Ukraine, as well as in international arbitration cases under the UNCITRAL Arbitration Rules, arbitration rules of the ICC, SCC, LCIA, ICAC and other arbitration institutions, both as a party counsel and arbitrator. Vladimir is included on the lists of arbitrators of arbitration institutions in Russia, Austria, Azerbaijan, Belarus, Kazakhstan, UAE, China, Hong Kong, Malaysia, Singapore, US, Israel and South Korea. Mr. Khvalei is included on the list of tutors, examiners and assessors of the Chartered Institute of Arbitrators (CIArb). Professional affiliations

- ICC International Court of Arbitration - Vice President (July 2009 - July 2018)
- ICC Commission on Arbitration and ADR - Vice Chair
- ICC Institute of World Business Law - Council Member
- International Arbitration Commission of ICC Russia (ICC National Committee for Russia) - Chairman
- Russian Arbitration Association - Chairman of the Board
- LCIA Court - Member
- ICCA - Board Member
- IBA Arbitration Committee - Vice-Chair (2013-2014)

Awards and rankings

- Since 2009 Vladimir Khvalei has constantly been recognized as one of the leading experts in dispute resolution within Russia and across the CIS by Chambers, Legal 500, PLC Which Lawyer and Who's Who Legal. Described by clients as a "very well-known figure in the international arena," Mr. Khvalei has been named "Lawyer of the Year" in international arbitration by Best Lawyers 2014.
- Vladimir is recommended by Acritas Stars 2017.

Education and admission

- Mr. Khvalei graduated with a degree in law from the Belarusian State University in Minsk in 1992.

DAY 1

09:00

Registration & Morning coffee

10:00

10:00

10:10

Opening & Welcome

Beata Gessel-Kalinowska vel Kalisz, Conference Chair, GESSEL, Poland

Cezary Wiśniewski, ICC Poland, Linklaters, Poland

10:10

ICC Court Welcome Address

10:20

Alexander G. Fessas, ICC International Court of Arbitration, France

10:20

Session I: Hot topics in M&A arbitration

11:40

- Impact of impecunious party on arbitration agreement
- Post M&A ESG disputes - sources; is the arbitration a fitting forum?
- Interim relief around M&A: emergency arbitrators limiting state courts?
- W&I Insurance: procedural challenges in arbitration dealing with 'insurance towers'
- Share Transfer Agreement + Shareholders' Agreement + Accession Agreement - How does Cour d'appel de Paris interpret the parties' agreement to arbitrate in the case of multiple arbitration clauses.

Moderator:

Alicja Zielińska-Eisen, YAAF, Queritius, Poland/Germany

Panellists:

Christian Borris, Borris Hennecke Kneisel, Germany

Joanna Kisielińska-Garncarek, GESSEL, Poland

Joanna Kolber, Strelia, Belgium

Dr. Ioana Knoll-Tudor, Addleshaw Goddard, France

Annet van Hooft, van Hooft, France

11:40

Coffe break

12:10

12:10

Howden M&A Case study

12:30

Drew Naylor, Howden, United Kingdom

Edward Copeman, Howden, United Kingdom

12:30

13:40

Session II: Dialogue between counsel on legal nature of M&A award

- Price adjustment made by the tribunal
- Is the award declaratory or constitutive and what are its practical effects?
- Interests computation

Moderator:

Mary Mitsi, Queen Mary University of London, United Kingdom/Greece

13:40

Dentons M&A Case study

14:00

Michał Jochemczak, Dentons, Poland

14:00

Lunch

15:00

15:00

Keynote speech: The paradigm of arbitration - yesterday, today and tomorrow - Yves Derains in conversation with Beata Gessel

15:40

Yves Derains, Derains & Gharavi, France

15:40

Session III: Voice of reason or hired gun? The independence and impartiality of party-appointed experts in M&A disputes

16:50

- The difference between party-appointed and tribunal-appointed experts
- The role of geography
- The role of soft laws
- Expectations of the parties and the tribunal

Moderator:

Mark Kantor, , USA

Panellists:

Folashade Alli SAN, Folashade Alli and Associates, Nigeria

Luminita Popa, Suciu Popa, Romania

Alexander Demuth, , Germany

Renato Nazzini, King's Collage London, United Kingdom/Italy

16:50

Treats & Meads

19:30

Gala Dinner

Venue - Look Up! Skyliner building, 67 Prosta Street (upon separate registration)

DAY 2

09:00

Morning coffee

10:00

10:00

Opening & Welcome

10:05

Beata Gessel-Kalinowska vel Kalisz, Conference Chair, GESSEL, Poland

10:05

Special Guest

10:35

Special Guest's address: The Permanent Court of Arbitration: 125 years of Peace through Justice

Marcin Czepelak, Permanent Court of Arbitration, Netherlands

10:35

Presentation: M&A Arbitration in Wartime under the SCC Rules

10:55

Jake Lowther, SCC Arbitration Institute, Sweden

10:55

Clifford Chance Case Study

11:15

Adelina Prokop, Clifford Chance, Poland

Moritz Keller, Clifford Chance, Germany

11:15

12:45

Session: M&A Arbitration in Wartime - Breaking up is never easy

- M&A disputes risks when exiting high-risk jurisdictions
- Case studies from jurisdictions in the Middle East, Eastern Europe and Africa

Moderator:

Bartosz Krużewski, Clifford Chance, Poland

Panellists:

Timur Bondaryev, Arzinger, Ukraine

Joshua Kelly, Freshfields Bruckhaus Deringer, United Kingdom

Steven Finizio, Wilmer Hale, United Kingdom/USA

Jacob Enoch, M. Firon&Co. Advocates, Israel

12:45

12:50

Closing of the conference

Beata Gessel-Kalinowska vel Kalisz, Conference Chair, GESSEL, Poland

...and yes, bubbles and strawberries!!
