



# Dispute Resolution in M&A Transactions INTERNATIONAL CONFERENCE 2026

## Programme

### Pre-event

#### 20 May 2026

17:00 — 18:00

#### Shake-out run

An optional and informal pre-event providing an opportunity to spend time outdoors, engage in light physical activity, and connect with fellow conference participants in a relaxed atmosphere before the formal programme begins.

18:00 — 20:00

#### After Run Reception (Refresh & Connect)

[More](#)

### Day 1

#### 21 May 2026

08:45 — 09:45

#### Registration and morning coffee

09:45 — 09:55

#### Opening and welcome

[Dr hab. Beata Gessel-Kalinowska vel Kalisz, prof. INP PAN](#)  
GESSEL, ICC Poland President, Poland

[Dr Rafał Morek](#)  
Partner, CMS  
Vice President, ICC Poland, Poland

09:55 — 10:10

#### Opening Address

[Claudia T. Salomon](#)

10:10 — 11:45

## Session I Hot topics in M&A transactions

- M&A arbitration around the world: what's making headlines
- Key developments, emerging trends & risks
- The most remarkable deals of the past two years

Introduction:

**Monika Nachyła**

Independent Supervisory Board Member, Investor, Poland

Moderator:

**Iuliana Iancu**

Hanotiau Tossens Goldman, Belgium

Panellists:

**Sara Koleilat-Aranjo**

Morgan, Lewis & Bockius LLP, United Arab Emirates

**Dr Anke Sessler**

Independent Arbitrator, Sessler Dispute Resolution, Germany

**Mayank Mishra**

CMS Induslaw, India

11:45 — 12:30

## Keynote address

Gabrielle Kaufmann-Kohler interviewed by Beata Gessel-Kalinowska vel Kalisz

**Prof. Gabrielle Kaufmann-Kohler**

LKK Arbitration, Switzerland

12:30 — 13:30

## Lunch

13:30 — 13:50

## Case study

13:50 — 14:55

## Session II Experts speak numbers, arbitrators speak law: decoding the language of quantum in M&A disputes by arbitrators

- The nuances of legal reasoning
- The rationale of causation principle
- The art of probabilities in asset /cash flow based valuations

Moderator:

**Dr hab. Niels Schiersing, LL.D**  
Arbitration Chambers, UK

Panellists:

**Diana Akikol**  
Partner, Walder Wyss Ltd., Switzerland

**Luis Capiel**  
Arias SLP, Spain

**Emilia Onyema**  
SOAS University of London, UK

14:55 — 15:30

Coffee break

15:30 — 16:45

Session III The hidden ally: state courts' support in M&A arbitrations

- Support in witness examination
- Support in document production
- The challenges of common law and continental law systems

Moderator:

**Vladimir Pavic**  
University of Belgrade Faculty of Law, Serbia

Panellists:

**Mark Pelling KC**  
International Arbitrator and Judge in the DIFC Court, UK

**Benedict Thomann**  
Counsel, Homburger AG, Switzerland

**Piotr Bytnerowicz**  
Founding Partner, ByArb, Poland

**Živa Filipič**  
Managing Counsel, ICC International Court of Arbitration, Paris

16:45 — 17:05

Case study

17:05 — 17:15

Closing remarks

19:30

Gala dinner

# Day 2

## 22 May 2026

09:00 — 09:30 Registration and morning coffee

09:30 — 09:40 Opening and welcome

09:40 — 10:00 Session I Ore - Introduction into Ukraine-United States mineral resources agreement

Maria Kostytska  
Winston & Strawn, France

10:00 — 11:15 Session II Drill - the technical experts panel

- The differences between public disclosure (i.e., NI 43-101 and JORC) and valuation (i.e., CIMVAL or VALMIN)
- The level of study of mining projects
- Understanding the key technical risks of mining projects (Geological, Geotechnical, Mine Planning, Construction and Mine Startup Timing, Initial and Replacement Capital Costs, Operating Costs, and Market)
- The pros and cons of site-visits
- Should all mineral reserves and mineral resources on a mineral property be considered in the valuation of the mineral property?

Moderator:

Marcin Kałduński  
General Prokuratoria of the Republic of Poland, Poland

Panellists:

Dennis N. Kostic  
Weir International, Inc., USA

Richard J. Lambert, P.Eng., P.E.  
President, Lucky Peak Consulting, USA

Ian Weir, P.Eng.  
SLR Consulting, Canada

11:15 — 11:45 Coffee break

11:45 — 13:15

## Session III Evaluate - the economic experts panel

- From asset-based to cash-flow-based valuations
- Does 'massive' mean 'excessive'?
- The future of reparations in the light of Uncitral WG III proposals
- Reparations in case of non-going concern — between exploration and exploitation licence

Moderator:

**Dr hab. Beata Gessel-Kalinowska vel Kalisz, prof. INP PAN**

GESSEL, ICC Poland President, Poland

Panellists:

**Florin Dorobantu**

The Brattle Group, USA

**Daniel Flores**

Quadrant Economics, USA

**Michael Seelhof**

Managing Director, BRG, USA

**Jessica Resch**

Analysis Group, UK

13:15 — 14:30

## Session IV Arbitrate – the legal experts panel

- Mining as the frontline of the legitimacy crisis in investment arbitration
- Legal licence without social licence: state failure or investor miscalculation?
- ESG and investor conduct: an emerging factor in arbitral reasoning
- Are traditional BIT standards fit for purpose in mining-related disputes?
- Remedies and risk management: the future role of ISDS in the mining sector

Moderator:

**Jaroslav Kudrna**

Ministry of Finance of the Czech Republic, Czech Republic

Panellists:

**Diego B. Gosis**

GST LLP, USA

**Margie-Lys Jaime**

Ministry of Economy and Finances of the Republic of Panama, Panama

**Maria Chiara Malaguti**

PedersoliGattai, Italy

14:30 — 14:45 Closing remarks

14:45 — 16:00 Flute of champagne

## Day 2 (ICC YAAF event)

**22 May 2026**

### **ICC YAAF: The Great Beauty at Issue - Art and Arbitration**

This session is organised independently by ICC YAAF and is not part of the official programme of the Dispute Resolution in M&A Transactions conference. All conference participants are welcome to attend, regardless of age.

Please note that separate registration for this ICC YAAF event is required and the number of seats is limited.

**More**

14:45 — 15:15 Registration

15:15 — 15:25 Opening remarks

15:25 — 15:45 Keynote address

15:45 — 16:45 Discussion and Q&A

16:45 — 17:30 Reception