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 — 10:00

Registration and morning coffee

10:00 — 10:15

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

10:15 — 10:30

Opening address

Claudia T. Salomon

President, ICC International Court of Arbitration, France

10:30 — 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:

Małgorzata Bobrowska
Managing Partner, Resource Partners, Poland

Moderator:

Iuliana Iancu
Hanotiau Tossens Goldman, Belgium

Panellists:

Dr Anke Sessler
Independent Arbitrator, Sessler Dispute Resolution, Germany

Mayank Mishra
CMS Induslaw, India

Reza Mohtashami KC
Partner, Three Crowns, UK

CANCELED Keynote address

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

Prof. Gabrielle Kaufmann-Kohler
LKK Arbitration, Switzerland

11:45 — 12:05

Clifford Chance case studyThe Price of Non Disclosure: Proving, Valuing, and Remedying Hidden Risks in M&A

- Undervalued risks and overstated cash flows
- Evidentiary challenges, including experts and valuation methodologies
- Legal remedies, comparative legal perspectives

Panellists:

Bartosz Krużewski

Partner, Clifford Chance, Poland

Monika Diehl
Counsel, Clifford Chance, Poland

Jason Fry KC
Partner, Clifford Chance, France

12:05 — 13:25

Lunch

13:25 — 14:25

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, LLD
Arbitration Chambers, UK

Panellists:

Diana Akikol
Partner, Walder Wyss Ltd., Switzerland

Luis Capiel
Arias SLP, Spain

Emilia Onyema
SOAS University of London, UK

14:25 — 14:45

Dentons case studyThe Policy That Made the Deal. And the Warranties That Broke It.

- Examination of a real post-closing dispute arising from the acquisition of a premium hotel portfolio
- The role of W&I insurance as an enabling condition for the transaction
- The anatomy of a disclosure failure in the context of key contractual warranties
- A tale of two liabilities
- Challenges in damage valuation

Panellists:

Michał Jochemczak

Partner, Dentons, Poland

Marta Cichomska
Counsel, Dentons, Poland

14:45 — 15:15

Coffee break

15:15 — 16:30

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

Bénédict Thomann
Counsel, Homburger AG, Switzerland

Piotr Bytnerowicz
Founding Partner, ByArb, Poland

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

16:30 — 16:50

Legora case studyLeveraging Legal AI in post-M&A disputes

- Leverage case record with Legora to shape stronger arguments
- Prepare and manage a document production phase in Legora

Panellist:

Paul Lefeuvre
Lead Legal Engineering, South EMEA, Legora, France

16:50 — 17:00

Closing remarks

19:30

Gala Dinner

Venues

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
K&L Gates, France

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

- Disclosure vs. valuation standards
- The level of study of mining projects
- Technical risks in mining projects

Moderator:

Marcin Kałduński
General Prokuratoria of the Republic of Poland, Poland

Panellists:

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

Ian Weir, P.Eng.
SLR Consulting, Canada

Phil Newall
Mining Industry Expert, UK

11:00 — 11:30 Coffee break

11:30 — 12:45 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

12:45 — 13:45

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

13:45 — 13:55

	Closing remarks
13:55	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