

# Dr Nicolas Wiegand

Nicolas Wiegand is Co-Head of the firm's dispute resolution group, Head of APAC International Arbitration and Managing Partner of the CMS Hong Kong office. Nicolas is specialised in international commercial and investment arbitration with a focus on corporate, post M&A, joint venture, commercial, sales and distribution and IP disputes as well as the energy, pharmaceutical, healthcare, automotive, construction and infrastructure sectors. He is particularly experienced with arbitration in or in relation to Asia, specifically Hong Kong, China, Japan, Korea, Singapore, Australia, Taiwan, Vietnam, Thailand and Indonesia as well as other South-East Asian jurisdictions. Nicolas has so far been involved in more than 140 international arbitrations under all major arbitration rules (mainly ICC, HKIAC, SIAC, KCAB, JCAA and DIS but also LCIA, DIAC, ASA, VIAC, SCC and others) as well as in ad hoc arbitrations. He also acted in numerous investment disputes (ICSID, UNCITRAL) and disputes involving state and state-owned enterprises. To date, Nicolas has sat as arbitrator in 37 international arbitrations mostly in Asia, Europe and the Middle East. He is on the panel of arbitrators of numerous international arbitral institutions. The substantive laws applicable to the arbitrations he has sat in include, amongst others, Korean, Japanese, Hong Kong, Singaporean, German, Swiss, U.S., Mongolian and Sri Lankan law.

## Day 1 - 26 May 2022

09:00

### Registration and morning coffee

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10:00

10:00

### Opening and welcome

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10:10

Cezary Wiśniewski, PhD, ICC Poland, Poland

Beata Gessel-Kalinowska vel Kalisz, D.Sc., GESSEL, Poland

10:10

### Welcome address

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10:20

Claudia Salomon, President of the ICC International Arbitration Court, USA/France

10:20

### Session I: Hot topics in M&A arbitration

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11:30

#### Moderator:

Prof. Dr. Kasper J. Krzemiński, NautaDutilh, Netherlands

#### Panellists:

Tunde Ogowewo, King's College London, UK

Edward Poulton, BakerMcKenzie, UK

Dr Nicolas Wiegand, CMS Hasche Sigle, Hong Kong/Germany

Dr. Galina Zukova, ZUKOVA Legal, Latvia/France

11:30

## Coffee break

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11:45

11:45

## Case study I: White&Case „Can an emergency arbitrator help you finalize your transaction?”

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12:05

### Speaker

Piotr Bytnerowicz, FCIArb, White & Case, Poland

12:05

## Session II: Consolidation and de-consolidation in M&A arbitration

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13:35

### Moderator:

Justyna Szpara, FCIArb, Łaszczuk & Partners, Poland

### Panellists:

Rostislav Pekař, Squire Patton Boggs, Czech Republic

Nikolaus Pitkowicz, M.B.L.-HSG, Pitkowicz & Partners, Austria

Anna Guillard Sazhko, Shearman & Sterling’s International Arbitration Group in Paris, France / Ukraine

Ioana Knoll-Tudor, Jeantet, France

13:35

## Lunch

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14:35

14:35

## Session III: How much principles of equity colour M&A arbitration jurisprudence? Between procedural and substantive justice

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16:05

### Introductory lecture and a moderator

Beata Gessel-Kalinowska vel Kalisz, D.Sc., GESSEL, Poland

### Panellists:

Ilias Bantekas, LLB, LLM, BA/Dip Theology, FCIArb, Hamad bin Khalifa University (Qatar Foundation), Qatar

Prof. Dr. Stefan Kröll, Bucerius Law School, Germany

James Menz, rothorn legal AG, Switzerland

16:05

## Coffee break

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16:25

16:25

## Case study II: Dentons „Surprise, Surprise!”

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16:45

**Speaker**

Michał Jochemczak, Dentons, Poland

16:45

## Keynote speech

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17:35

Bernard Hanotiau, Hanotiau & van den Berg, Belgium

19:30

## Reception

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Venue: Restaurant Baczewskich, 17/19 Szucha Ave.

## Day 2 - 27 May 2022

09:00

## Morning coffee

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10:00

10:00

## Opening and welcome

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10:05

10:05

## Case study I: Quantuma “Who serves best to help resolve a post-M&A dispute: an advisor, an expert witness or an expert determiner? Tales from the accounting battlefield.”

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10:25

**Speaker**

Adam Markiewicz, Quantuma, Poland

10:25

## **Session I: Investment arbitration: Recoverability of reflective loss**

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11:30

### **Session Introduction**

Agnieszka Zarówna, White & Case LLP, UK

#### **Moderator:**

Marcin Kałduński, The General Counsel to the Republic of Poland, Poland

#### **Panellists:**

Christina Beharry, Foley Hoag, USA

Dr Crina Baltag, Stockholm University, Sweden

11:30

## **Coffee break**

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12:00

12:00

## **Case study II: Queritius “Arbitrating with a sanctioned entity - a case study”**

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12:20

### **Speakers**

Alicja Zielińska-Eisen, Queritius, Poland

Daniel Dózsa, Queritius, Hungary

12:20

## **Session II: The new type of M&A investment arbitration: emerging energy transition disputes.**

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13:50

### **Session Introduction**

Agnieszka Ason, Oxford Institute for Energy Studies, UK

#### **Moderator:**

Prof. Dr. Yarik Kryvoi, LL.M., British Institute of International and Comparative Law, UK

#### **Panellists:**

Steven Finizio, WilmerHale, UK

13:50

**Closing**

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14:00

14:00

**...and yes, a flute of champagne and strawberries!!!**

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