



The AAA-ICDR® International Arbitration & Mediation Conference *Innovation and International Commercial Arbitration*

October 19, 2023 | Bogotá D.C., Colombia



The International Centre for Dispute Resolution® (ICDR®), the international division of the American Arbitration Association® (AAA®), has convened international arbitration and mediation experts to explore the latest developments, innovation, and conflict-management options for today's complex global commercial transactions.

This conference's special focus will be international commercial arbitration, examining trends and regional developments, innovation, and conflict-management options in global infrastructure and construction arbitration. Additional panels will feature an ICSID report with discussions on investment arbitration and the evolving role and powers of the arbitrator in international arbitration.

A moderator will introduce each session, and the speakers will discuss the approaches and "best practices" they employ, followed by topic-specific presentations and discussions. The audience will submit additional topics and questions, and an audience participation with a question-and-answer period ends each session.

Who Should Attend?

Attorneys, corporate counsel, business people, arbitrators and mediators, and others involved in international commercial transactions and the design of conflict-management policies will benefit from learning the best practices and tips utilized by experienced international business practitioners.

Simultaneous translation will be available in English and Spanish.

SPONSORS



Cooperating Entities



Media Partner



Conference Organizing Committee

Luis M. Martinez, Vice President, AAA-ICDR®; New York
Adriana Polania Polania, AAA-ICDR International Arbitrator; Bogotá



OCTOBER 19, 2023

08:15-08:45	Registration and Coffee
08:45-09:30	Welcome Remarks Hon. Ramon "Chico" Negron , U.S. Embassy Bogotá's Economic Counselor Vladimir Fernandez , Judicial Secretary of Colombia's Presidency Bridget M. McCormack , President and CEO, AAA-ICDR; New York
09:30-11:00	Session 1: Understanding the Role and Power of the International Arbitrator With the revisions of the <i>ICDR Arbitration Rules</i> and the developments in the field, are we seeing an expansion of the power of international arbitrators sitting in international arbitrations? This panel will discuss the current trends and developments regarding the role and power of international arbitrators and best practices regarding the scope of their authority and dealing with specific issues that arise in international arbitration. With an eye to the future, the panelists will also speak about improving efficiency and using technology to save time and money during an international arbitration. Topics include: <ul style="list-style-type: none">• Managing an efficient international arbitration.• Managing parties' expectations – civil law and common law tradition.• Managing the exchange of information ("discovery").• Adverse inferences; managing delays, <i>ex parte</i> proceedings (non-participating party).• <i>Iura Novit Curia</i> – knowing the law; applying the law.• Emergency relief.• Technology: saving time and money.• The AAA-ICDR's Guidelines on the Use of AI.• Drafting the award, deliberations, dissents, and concurrences. Moderator: Bridget M. McCormack , President and CEO, AAA-ICDR; New York Speakers: Oliver J. Armas , Hogan Lovells LLP; New York Juan Pablo Cardenas , Independent Arbitrator; Bogotá Elina Mereminskaya , Wagemann; Santiago Eduardo Zuleta J. , Independent Arbitrator; Bogotá
11:00-11:30	Break (Coffee/Tea)



OCTOBER 19, 2023

11:30-13:00

Session 2: International Arbitration of Construction and Infrastructure Cases – Focus on DARB Procedures

International construction arbitration continues to grow and is one of the AAA-ICDR's leading caseloads. This panel will focus on international arbitration as a conflict-management tool increasingly being utilized to resolve disputes in this growing and evolving industry. The experts will discuss the unique aspects of issues that may arise during the course of an international arbitration of a dispute stemming from a construction or infrastructure project. Attendees will learn among other things, options available for international infrastructure projects with a special focus on dispute boards and a discussion on the AAA-ICDR's new *Dispute Avoidance and Resolution Board Procedures* and "Best Practices" for the DARB Process.

Topics include:

- Challenges in handling construction cases for infrastructure projects.
- AAA-ICDR's Dispute Avoidance and Resolution Board Procedures.
- The use of technology in construction cases.

Moderator:

Luis M. Martinez, Vice President, AAA-ICDR; New York

Speakers:

Roberto Hernandez-Garcia, AAA-ICDR Arbitrator, COMAD, SC; Mexico City

Aisha Nadar, AAA-ICDR Arbitrator, Advokatfirman Runeland AB; Stockholm

Jean-Rémi de Maistre, CEO & Co-Founder, Jus Mundi; Paris

Adriana Polania Polania, AAA-ICDR International Arbitrator; Bogotá

13:00-14:30

Lunch

14:30-16:00

Session 3: The ICSID Report – Recent Developments at ICSID and Updates on Investment Arbitration

This international panel will include an ICSID report on recent developments and initiatives and further discussions on important cases in investment arbitration. This panel will focus on the trends and the future of investment arbitration and how the process has evolved considering shifts in policy, public perceptions and efforts to balance investor protection with sovereignty and public interest.

Moderator:

Laura Sinisterra, Debevoise & Plimpton LLP; New York

Speakers:

Jara Minguez Almeida, ICSID World Bank; Bogotá

James Boykin, AAA-ICDR Arbitrator, Hughes Hubbard Reed LLP; Washington, D.C.

Caroline Richard, Freshfields LLP; Washington, D.C.

16:00-16:30

Break (Coffee/Tea)



OCTOBER 19, 2023

16:30-18:00

Session 4: "Hot Topics" Roundtable on International Arbitration

This panel will feature a roundtable discussion covering important topics with a focus on international commercial arbitration, examining trends, practice developments and important legal updates. In addition, the panel will discuss relevant topics regarding what the future may hold for international ADR globally and how the practice has evolved. What lies ahead?

Moderator:

Kabir Dugall, Arnold & Porter LLP; New York

Speakers:

Francisco Amallo, MHR Abogados; Buenos Aires

Diana Ximena Correa Ángela, Independent Arbitrator; Bogotá

Alberto Zuleta Londoño, Cuatrecasas Abogados; Bogotá

Ana María Ordoñez Puentes, Director for the National Agency Responsible for the International Legal Defense of the State; Bogotá

18:00-18:15

Closing Remarks

REGISTRATION INFORMATION

Registration is complimentary.

Due to limited space, you must register for the conference. Upon receipt of your registration, you will receive a registration confirmation.

To register online, go to: www.aaeducation.org

For more information, please contact Alyssa Montano by phone at +1 212.484.3281 or email at MontanoA@adr.org.

VENUE

Grand Hyatt Bogotá

Calle 24 A # 57-60,

Bogotá, Colombia, 111321

CLE CREDIT INFORMATION

The International Centre for Dispute Resolution/American Arbitration Association are not offering CLE for this conference. Upon request, a Uniform Certificate of Attendance can be provided which may be used to submit the program upon in the attorney's jurisdiction where allowed.