

**EDWARD M. MULLINS**  
**REED SMITH**  
**Partner**  
**200 S. Biscayne Blvd.**  
**26<sup>th</sup> Floor**  
**Miami, FL 33131**

**Phone: (786) 747.0203**  
**Fax: (786) 747.0299**  
**E-mail: emullins@reedsmith.com**

**PRACTICE AREAS**

**International Commercial Litigation  
and Arbitration**  
**Commercial Litigation**  
**Intellectual Property Litigation/Media**  
**Appellate Practice**  
**Class Action**  
**Mediations and Arbitrations, Neutral**  
**Fellow, Chartered Institute of**  
**Arbitrators**  
**ICDR/AAA Commercial Panel**  
**of Arbitrators**

**JURISDICTIONS**

**U.S. Supreme Court**  
**11<sup>th</sup>, Fed. U.S. Circuit Courts of Appeal**  
**U.S. District Court, Southern, Middle,**  
**Northern Districts of Florida**  
**Florida Supreme Court**  
**Florida**

*Chambers and Partners USA, Florida* – Commercial Litigation (2016-22)-Band 3  
*Chambers and Partners Latin America* – International Arbitration (2018)  
*Legal 500 USA, Commercial Litigation and International Arbitration* (2022)  
*Legal Luminary, International, Dade County Bar Association* (2017)  
finalist (2016)

*Best Lawyers in America, Lawyer of the Year- International Commercial Arbitration*  
(2014)

Commercial Litigation, International Arbitration – Commercial (2008-23 ed.),  
International Arbitration- Governmental (2022 ed.) and Appellate Practice (2016-22  
ed.)

*Latin Lawyer 250, Highly Regarded* (2022)

*Florida Trend's Legal Elite, International* (2004-06, 2008-11, 2013-21 eds.),  
Hall of Fame member (2017- ).

*Top Miami 100 SuperLawyers* (2013-16)

*Florida Super Lawyers, International* (2006-22)

*Most Effective Lawyer, Daily Business Review, Finalist, Appellate* (Dec. 2013)

*Most Effective Lawyer, Daily Business Review, Finalist, Appellate and Public Interest*  
(Dec. 2012)

*Key Partner, South Florida Business Journal* (Nov. 2012)florid

*South Florida Legal Guide, Top Lawyer, International Litigation* 2011-22

AV<sup>®</sup> Preeminent<sup>™</sup> Rating from *Martindale-Hubbell*<sup>®</sup>

*Who's Who Legal: Commercial Litigation* (2018-22)

Child Health Advocate Award, American Academy of Pediatrics, (2015)

*Revista Abogados 2013, Prominent Lawyer, International Litigation*

Fellow, *Litigation Counsel of America* 2012

*Annual Guide to Commercial Litigation*, American Lawyer/Corporate Counsel, Commercial Litigation (Nov. 2011)  
*Forbes' America's Best Lawyers*, Jan. 2005  
*Who's Who in American Law* (2005-08 eds.)  
*Who's Who in Finance and Business* (2008-09 eds.)  
*Who's Who in the World* (2004-07)  
*Who's Who in America* (2002-05, 2008)

“Up and Comer,” *International Litigation and Intellectual Property Litigation*, *South Florida Legal Guide* (2004-06 eds.); *Cambridge Who's Who Among Executives, Professionals and Entrepreneurs* (2010 ed). *The Contemporary Who's Who* (2002-03, 2007 ed.); Strathmore's *Who's Who* (2002-03 ed.); *International Executive Guild Registry* (2002 ed.); Nationwide Register's *Who's Who in Executives and Business* (2001-02).

### **EXPERIENCE**

- 32 years' experience in the areas of commercial and international litigation and arbitration, appellate law, class action, intellectual property and media litigation.
- Counsel in numerous international litigations, international arbitration and award enforcement proceedings involving breach of contract, fraud, construction, distributorships, and manufacturing.
- Counsel, plaintiff and defense, in consumer class actions for financial institutions, insurance companies, and other commercial entities, involving the Truth-in-Lending Act, state unfair trade practices, and insurance law.
- Appellate counsel for various commercial entities in plenary and non-final appeals and extraordinary writs.
- Counsel in libel trials for television station, national magazine, and insurance company and trademark and copyright infringement injunction hearings and trials for national weekly newspaper and major computer technology manufacturer.
- Served as expert witness on numerous fee issues and on Florida law in a British Virgin Islands action.

### Specific Cases and Decisions:

- PDVSA United States Litig. Tr. v. Lukoil Pan Ams. LLC, Case No. 22-10675, 2023 U.S. App. LEXIS 5950 (11th Cir. Mar. 13, 2023) (successful affirmance of order refusing to allow Venezuelan government entity to substitute for failed litigation trust on the basis of political question doctrine).
- In re Ex Parte Petition of Colombo Argiondustria S.A., Case No. 22-21670-Altonaga, 2022 U.S. Dist. LEXIS 107701 (S.D. Fla. June 15, 2022) (successful *ex parte* order granting section 1782 discovery against potential defendant in potential defamation action to be filed in Brazil); 2023 U.S. Dist. LEXIS 45676 (S.D. Fla. Mar. 17, 2023) (order to show cause why defendant should not be held in contempt).
- Point Conversions, Inc. v. Tropical Paradise Resorts LLC, 806 Fed. Appx. 966 (11<sup>th</sup> Cir. 2020) (successfully obtained affirmance of dismissal of FDUTPA claim by patent licensee as pre-empted by Patent Act), aff'g, Tropical Paradise Resorts, LLC v. JBSHBM, LLC, 2018 WL 4932282 (S.D. Fla. 2018), rehearing denied, 2019

WL 78983 (S.D. Fla. Jan. 2, 2019); 2021 U.S. Dist. LEXIS 84584 (S.D. Fla. Apr. 30, 2021) (recommending award of over \$230,000 in attorneys' fees), adopted in 2021 U.S. Dist. LEXIS 96719 (S.D. Fla. May 21, 2021); 2023 U.S. Dist. LEXIS 22732 (S.D. Fla. Feb. 10, 2023) (obtaining default judgment against plaintiff's attorney for portion of legal fees).

- Condor, S.A. v. Plurinational State of Bolivia, 352 So. 3d 921 (Fla. 3d DCA 2022) (reversal of order denying motion to dismiss for lack of personal jurisdiction over Brazilian non-lethal weapons manufacturer based upon conspiracy to pay bribes to Bolivian officials).
- Anderson v. Gurmeet Ahluwalia, Niel Heselton, Dynamic Yacht Mgmt., L.L.C., Dream Holdings Ltd., Nigel Burgess Inc., No. 22-10961, 2022 U.S. App. LEXIS 21849 (11th Cir. Aug. 8, 2022) (affirmance of dismissal with prejudice of stakeholder in negligence action by passengers on private cruise), aff'g, Melnyk v. Ahluwalia, No. 21-60793-CIV-SINGHAL, 2022 U.S. Dist. LEXIS 54478 (S.D. Fla. Feb. 25, 2022).
- Airbnb, Inc. v. Doe, 336 So. 3d 698" (Fla. 2022) (successful amicus brief for MIAS establishing incorporation of arbitral rules establishes delegation of arbitrability).
- PDVSA U.S. Litig. Tr. v. Lukoil Pan Ams. LLC, No. 1:18-cv-20818, 2022 U.S. Dist. LEXIS 19094 (S.D. Fla. Feb. 2, 2022) (order denying substitution of party of interest, seeking substitute trust with PDVSA).
- Hakim-Daccach v. Gypotec, S.A., No. 17-cv-001358 CA 22-Butchko (Fla. Cir. Ct. Miami-Dade Dec. 2021) (trial counsel in international litigation jury trial on behalf of local agency of Colombian bank and foreign trust company).
- Boneta v. Am. Med. Sys., No. 20-cv-60409-Ruiz, (S.D. Fla. Oct. 2021) (trial counsel in products liability jury trial case involving vaginal mesh).
- Swintelski v. Am. Med. Sys., No. 20-cv-60410-AMC, 2021 U.S. Dist. LEXIS 163125 (S.D. Fla. Aug. 13, 2021) (appellate and trial support counsel on successfully jury trial receiving defense verdict in products liability case involving vaginal mesh, obtaining numerous favorable rulings); see also 2021 U.S. Dist. LEXIS 164301 (S.D. Fla. Aug. 9, 2021) (order on defense motion in limine); 2021 U.S. Dist. LEXIS 158170 (S.D. Fla. Aug. 10, 2021) (order on plaintiffs' motion in limine).
- Hamilton v. Shepard, Citibank, 2021 U.S. Dist. LEXIS 134669 (S.D. Fla. June 30, 2021) (obtained vacatur of default due to lack of service and valid claim, granting motion to dismiss), appr'g, 2021 U.S. Dist. LEXIS 122840 (magistrate decision).
- Mindbasehq LLC v. Google LLC, No. 20-cv-24742-BLOOM/Otazo-Reyes, 2021 U.S. Dist. LEXIS 91089 (S.D. Fla. May 12, 2021) (successfully sought transfer of Florida company's patent infringement action to N.D. Calif.).
- Hartford Fire Ins. Co. v. New York Mart Group, 2021 U.S. Dist. LEXIS 83768 (S.D. Fla. May 3, 2021) (approving report and recommendation done on emergency basis to vacate order requiring invalidating shares of debtor company client Key Bank held secured interest in).
- PDVSA US Litig. Tr. v. Lukoil Pan Ams., LLC, No. 19-10950, 2021 U.S. App. LEXIS 7866 (11th Cir. Mar. 18, 2021) (affirming dismissal of multi-million action involving alleged bribes of Venezuelan government based upon champertous

agreement entered into by plaintiff trust), reh'g denied, 2020 U.S. Dist. LEXIS 21698 (S.D. Fla. Jan. 31, 2020).

- Fellype v. Citibank, N.A., 2020 U.S. Dist. LEXIS 247521 (S.D. Fla. Nov. 6, 2020) (compelling arbitration of account holder's claim over argument that he never signed arbitration agreement based upon agency theory)
- In re Hornbeam Corp., 2020 WL 1302217 (S.D. Fla. Mar. 17, 2020) (ordering destruction of documents and deposition transcripts obtained pursuant to 28 U.S.C. § 1782 for failure to comply with confidentiality order requiring their use in a foreign proceeding by a date certain), denying motion to amend order, 2021 U.S. Dist. LEXIS 46586 (Mar. 12, 2021).
- Carneiro v. Meridian Trust Co., 2020 Fla. App. LEXIS 17499 (Fla. 3d DCA 2020) (successfully obtained affirmance of order granting forum non conveniens dismissal of \$60 million RICO fraud claim in favor of Brazil), r'hg denied, (Feb. 12, 2021), aff'g Meridian Trust Co. v. Batista, Case No. 17-001040 CA 44 (11<sup>th</sup> Jud. Cir. Dec. 12, 2019)
- In re Rendon, No. 1:20-mc-21152-KMM, 2021 U.S. Dist. LEXIS 23284 (Feb. 8, 2021) (successfully defeating application pursuant to 28 USC § 1782 on the grounds of non-applicability to ICC arbitration and circumvention of arbitration), approving 2020 U.S. Dist. LEXIS 208978 (S.D. Fla. Nov. 5, 2020).
- Mullins v. Butler America, 2021 U.S. Dist. LEXIS 9619 (S.D. Fla. Jan. 17, 2021) (reducing attorneys' damages request by 40% in arbitration award proceeding).
- Aviles v. Sol Melia V.C. P.R. Corp., 2020 U.S. Dist. LEXIS 245226 (D.P.R. Dec. 30, 2020) (denying motion to remand CAFA worldwide class action involving breaches of time share contracts).
- In re Point Conversions, LLC, 2020 U.S. App. LEXIS 32715 (Fed. Cir. Nov. 25, 2020) (denying petition of writ of mandamus to Federal Circuit to overturn decision by Eleventh Circuit on pre-emption issue).
- Gray v. Uber Tech., Inc., 2020 U.S. Dist. LEXIS 226641 (Nov. 23, 2020) (confirming final arbitration award), 2020 U.S. Dist. LEXIS 242634 (Dec. 28, 2020) (adopting report and recommendation finding appeal in bad faith); 2019 WL 962760 (M.D. Fla. Feb. 27, 2019) (successfully obtained granting of motion to compel arbitration of online agreement when plaintiff claimed he had opted out of arbitration), appeal dismissed, 2019 WL 3408912 (11<sup>th</sup> Cir. 2019).
- Skupin v. Hemisphere Media Group, Inc., 2020 WL 6153447 (Fla. 3d DCA 2020) (affirming dismissal of defamation and tortious interference action against Dominican television station).
- In re Motransa, SA, 2020 WL 4251145 (S.D. Fla. July 24, 2020) (granting motion to stay case pending arbitration of application for 28 USC § 1782, first known decision in the U.S. on the issue), report and recommendation adopted, No. 19-25026-CIV, 2020 WL 4251145 (S.D. Fla. July 24, 2020).
- In re Novoship (UK) Ltd., 2020 WL 3286308 (S.D. Fla. Jun. 17, 2020) (granting *ex parte* application for 28 USC § 1782 discovery in aid of London court proceeding).
- Isaiah v. JPMorgan Chase Bank, NA, 960 F.3d 1296 (11<sup>th</sup> Cir. 2020) (successfully defended JP Morgan in dismissal of appeal of granting motion to dismiss for failure to state a claim for bank sued on failure to prevent fraud).

- In re Hornbeam Corp., 790 Fed. Appx. 199 (11<sup>th</sup> Cir. Jan. 14, 2020) (successfully obtained reversal of an order allowing section 1782 discovery after court took judicial notice that appellee refused to file allegedly contemplated proceeding).
- Secesores de Done v. Societe Generale, S.A., 2019 WL 5963830 (S.D. Fla. Nov. 13, 2019) (order denying motion for substitute service in Helms-Burton matter.).
- Turizo v. Jiffy Lube Int'l, Inc., 2019 WL 4737696 (S.D. Fla. Sept. 27, 2019) (successfully obtained dismissal of franchisor for lack of personal jurisdiction in TCPA class action filed based upon texts sent by franchisee).
- PDVSA U.S. Trust Litigation Trust v. Lukoil Pan Am. LLC, 2019 WL 1099817 (S.D. Fla. Mar. 9, 2019) (successfully obtained dismissal of litigation trust allegedly assigned claims from Venezuela-owned energy company for lack of standing in multi-million dollar antitrust action).
- Schuster v. Uber Tech., Inc., 2019 WL 5435441 (M.D. Fla. Feb. 7, 2019) (successfully obtained granting of motion to compel arbitration of online agreement based upon delegation clause), rehearing denied, 2019 WL 2536780 (June 13, 2019).
- Hinkle v. Continental Motors, Inc., 2019 WL 2233644 (11<sup>th</sup> Cir. May 23, 2019) (successfully obtained affirmance of order granting motion to dismiss for lack of personal jurisdiction of plane manufacturer for Florida residents); initial appeal dismissed, 2017 WL 5635149 (11<sup>th</sup> Cir. 2017), *aff'g*, 268 F. Supp. 3d 1312 (M.D. Fla. 2017).
- DynCorp International LLC v. MD Helicopters, Inc., 2018 WL 277359 (N.D. Ala. Jan. 22, 2019) (successfully defeated enforcement of mandatory forum selection clause in multi-million dollar breach of contract action on ambiguity grounds).
- Cable Bahamas, Ltd. v. Beothuk Investment, Ltd., 2018 WL 5883389 (Fla. 5<sup>th</sup> DCA 2018) (pca) (successfully defended appeal of order finding third party could enforce forum selection clause).
- Meridian Trust Co. v. Batista, 2018 WL 4760277 (S.D. Fla. 2018) (successfully obtained dismissal of Florida defendant from \$ 60 million fraud, RICO, conspiracy, and fraudulent transfer action involving alleged fraud of offshore oil investment in Brazil).
- Anderson v. Stripe, 2018 WL 4501539 (report and recommendation) (successfully obtaining dismissal of complaint with prejudice involving pro se litigant), adopted in 2018 WL 4518326 (N.D. Fla. 2018).
- Gonzalez v. TCR Sports Broadcasting Holding, LLP, 2018 WL 4292018 (S.D. Fla. 2018) (successfully defeated remand of TCPA class action on behalf of franchisor).
- Envision Healthcare Corp. v. United Healthcare Ins. Co., 311 F. Supp. 2d 1332 (S.D. Fla. 2018) (successfully obtained dismissal of multi-million dollar contract dispute based upon arbitration clause in face of argument of waiver).
- In re Hornbeam, 2018 WL 1998912 (S.D. Fla. 2018) (successfully vacating 1782 application based upon dismissal of underlying proceeding).
- Mejia v. Uber Tech., Inc., 291 F. Supp. 3d. 1314 (S.D. Fla. 2018) (successfully obtained dismissal of class action by driver using Uber application claiming Uber policy on firearms violated Florida statute).
- Isiah v. JPMorgan Chase Bank, N.A., 2017 WL 5514370 (S.D. Fla. 2017) (successfully obtained dismissal of complaint with prejudice against bank for

allegedly violations of fraudulent transfers act and aiding and abetting alleged fraud).

- Dorado v. Bank of America, N.A., 2017 WL 4570411 (S.D. Fla. 2017) (successfully obtained ruling that district had supplemental jurisdiction to resolve fee dispute between lawyers and their former law firm over legal fees and awarding the majority of multi-million dollar fee dispute).
- Abel & Buchheim, P.R., Inc. v. Citibank, N.A., 2017 WL 3731002 (S.D. Fla. 2017) (successfully obtained dismissal of complaint against bank for allegedly violating injunction in allowing alleged fraudster to obtain funds, establishing no negligence claim for economic damages).
- Meridian Trust Co. v. Berto, 221 So. 3d 757 (Fla. 3d DCA 2017) (successfully obtained reversal of ex parte injunction freezing over \$63 million in assets based upon alleged fraudulent transfers).
- Wollschlaeger v. Governor of Florida, 848 F.3d 1293 (11<sup>th</sup> Cir. 2017) (en banc) (successfully obtained affirmance in appeal of summary judgment declaring statute prohibiting doctors from inquiring about gun ownership unconstitutional as violation of First Amendment).
- Chevalier v. Bourciquout, 221 So. 3d 624 (Fla. 3d DCA 2016) (per curiam affirmed) (appellee counsel for Citibank in successful appeal of order dismissing bank defendants for alleged violation of Florida Fraudulent Transfer Act).
- Sigelman v. Quinn Emanuel Urquhart & Sullivan, LLP, 203 So. 3d 169 (Fla. 3d DCA 2016) (lead appellee counsel in successful defense of appeal of order staying case and compelling arbitration in multi-million dollar fee dispute).
- Amat v. Rey Pizza Corp., 204 F. Supp. 3d 1359 (S.D. Fla. Aug. 31, 2016) (successfully obtained dismissal of employment action in favor of arbitration involving issues of third-party beneficiary and limitations on arbitral authority).
- Lighting Science Group Corp. v. Hyperikon, Inc., 2016 WL 3996378 (M.D. Fla. July 25, 2016) (successfully obtained dismissal of bare-bones patent infringement complaint for violation of *Twombly*).
- Carucel Inv., L.P. v. Novatel Wireless, Inc., 157 F. Supp. 3d 1219 (S.D. Fla. 2016) (successfully obtained transfer of patent infringement action involving recently moved plaintiff corporation).
- Amicorp Fund Servs. N.V. v. All Factoring de Venezuela, C.A., 177 So. 3d 263 (Fla. 3d DCA 2015) (pca) (successfully obtained affirmance of an order denying motion to dismiss for lack of personal jurisdiction).
- Goodison v. Google, Inc., Case No. 3D15-1687 (Fla. 3d DCA 2015) (successfully obtained dismissal of appeal of an order seeking to recuse trial judge for granting motion for failure to amend timely; court treated appeal as a writ of prohibition and dismissed it).
- Jericho All Weather Opportunity Fund, LP v. NRI, LLC, 160 So. 3d 439 (Fla. 3d DCA 2015) (successfully obtained affirmance on appeal of order denying motion to vacate judgment in fraud claim involving sale of office building).
- Mesa Power Group, LLC v. Gov't of Canada, PCA Case No. 2012-17 (\$600 million NAFTA arbitration by renewable energy developer against Government of Canada for violations of most favored nation obligations and fair and equitable treatment in the operation of Ontario's Feed-in-Tariff program).

- DD Distribution & Marketing LLC v. Morriset Int'l LLC, 2015 WL 12743769 (S.D. Fla. 2015) (dismissing breach of contract action for lack of subject matter jurisdiction).
- Dowbenko v. Google, Inc., 582 Fed. Appx. 801, 2014 WL 4378742 (11<sup>th</sup> Cir. 2014) (successfully obtained affirmance of order dismissing defamation, privacy, copyright, and RICO action for failure to state a claim of a defamatory blog posting claimed to be written by client), aff'g, 991 F. Supp. 2d 1219 (S.D. Fla. 2013).
- Chandler v. The Town of Greenacres, 140 So. 3d 1080 (Fla. 4th DCA 2014) (successfully obtained reversal in appeal of order denying public records judgment for an anonymous requester, granting attorneys' fees).
- Aarons v. BMW of N. Am., LLC, 2014 WL 4090564 (C.D. Cal. Apr. 29, 2014) (approving nationwide class action settlement involving faulty transmission), 2014 WL 4090512 (C.D. Cal. June 20, 2014) (denying objection).
- In re Pinchuk, 2014 WL 1745047 (S.D. Fla. 2014) (successfully denying deposition in section 1782 petition in support of international arbitration); 2014 WL 1153027 (S.D. Fla. Mar. 17, 2014) (successfully denying consolidation of separate section 1782 petitions in support of different tribunals); 2014 WL 1328484 (S.D. Fla. Mar. 31, 2014) (successfully granting motion to stay section 1782 petition in support of Cyprus court proceedings when disputes may be subject to arbitration).
- Sini v. Citibank, N.A., 990 F. Supp. 2d 1370 (S.D. Fla. 2014) (successfully dismissing action pursuant to *Colorado River* doctrine on behalf of interpleading bank).
- Game Controller Tech. LLC v. Sony Entertainment Am. LLC, 994 F. Supp. 2d 1268 (S.D. Fla. 2014) (successfully obtained transfer of patent infringement action, first case in District to address newly formed plaintiff in transfer analysis).
- In re Consocio Ecuatoianode Telecomunicaciones S.A., 2014 WL 104132 (11<sup>th</sup> Cir. 2014), vacating 685 F.3d 987 (11<sup>th</sup> Cir. 2012) (successfully obtained affirmance in appeal of order permitting 28 U.S.C. § 1782 action to obtain discovery in support of reasonably contemplated foreign litigation).
- FDIC v. IIG Capital LLC, 525 Fed. Appx. 904, 2013 WL 4007573 (11<sup>th</sup> Cir. 2013) (successfully obtained affirmance of multi-million dollar arbitration award in face of argument that arbitrator failed to disclose relationships with counsel).
- Raymond James Financial Services, Inc. v. Phillips, 126 So. 3d 186 (Fla. 2013) (counsel for amicus Miami International Arbitration Society successfully supporting law that statute of frauds applies in arbitration).
- Baughan v. Royal Caribbean Cruises, Inc., 944 F. Supp. 2d 1216 (S.D. Fla. 2013) (successfully struck jury demand in admiralty case involving offshore excursion).
- In re All American Semiconductor, Inc., 490 B.R. 418 (Bkrcty. S.D. Fla. Jan. 25, 2013) (successfully obtained dismissal of multi-million dollar breach of contract and business tort claim against software based upon contractual statute of limitations).
- Lozman v. City of Rivera Beach, 133 S. Ct. 735, 184 L.Ed.2d 604, 81 (U.S. 2013) (successfully obtained reversal in U.S. Supreme Court, 7-2, of 11<sup>th</sup> Circuit opinion finding floating structure was a vessel for admiralty purposes; established new definition of "vessel").

- Cirrus Design Corp. v. Sasso, 95 So. 3d 308 (Fla. 4th DCA 2012) (successfully obtained reversal of order denying motion to enforce settlement based upon accepted offers of settlement in airplane crash case).
- In re Mesa Power Group, 878 F. Supp. 2d 1296 (S.D. Fla. 2012) (successfully obtained order denying motion to quash discovery sought under 28 U.S.C. § 1782 to support NAFTA arbitration).
- Wollschlaeger v. Farmer, 880 F.Supp.2d 1251 (S.D. Fla. 2011) (successfully obtained summary judgment in favor of clients and permanent injunction enjoining enforcement of statute prohibiting physicians from discussing gun ownership except under certain circumstances as violation of First Amendment); 814 F. Supp. 2d 1367 (granting preliminary injunction); 2011 WL 2672260 (denying motion of National Rifle Association to intervene).
- Suzuki Motor Corp. v. Jiujiang Hison Motor Boat Mfg. Co., 2012 WL 529967 (S.D. Fla. Feb. 17, 2012) (successfully obtained temporary restraining order against trademark infringement by Chinese company's unauthorized used of engines in personal watercraft), 2012 WL 640700 (consent preliminary judgment granted); 2012 WL 2873727 (default final judgment and permanent injunction); 2013 WL 4516042 (S.D. Fla. 2013) (awarding attorneys' fees and costs)
- Eurosillas, S.A. v. Citicorp, 2012 WL 253227 (S.D. Fla. Jan. 26, 2012) (successfully obtained dismissal of action against bank for failure to join indispensable party to litigation involving dispute over corporate account).
- Sasso v. Cirrus Design Corp., 75 So. 3d 745 (Fla. 4th DCA 2011) (successfully obtained affirmance of appeal of order denying motion to amend to bring cross claim by pilot against aircraft manufacturer in airplane crash case).
- McLane v. Marriott International, Inc., 2011 WL 1131133 (S.D. Fla. Mar. 25, 2011) (granting dismissal of two Costa Rican defendants on personal injury claim for lack of personal jurisdiction and *forum non conveniens*).
- Dubai World Corp. v. Jaubert, 2011 WL 579213 (S.D. Fla. Feb. 8, 2011) (granting summary judgment on fraud and defamation counterclaims in client's favor, finding liability in favor of client on breach of contract claim; at later trial, obtaining directed verdict on breach of contract claim, and jury verdict against remaining counterclaim against client for abuse of process).
- Sundale, Ltd. v. Ocean Bank, 441 B.R. 384 (S.D. Fla. 2010) (refusing to allow appellant to amend brief to raise issue not raised in issues on appeal or below, finding argument substantively to violate Banking Statute of Frauds).
- De Beers Centenary, AG v. Hasson, 751 F. Supp. 2d 1297 (S.D. Fla. 2010) (vacating fraudulently obtained multi-billion arbitration award).
- IMX, Inc. v. E-Loan, Inc., 748 F. Supp. 2d 1354 (S.D. Fla. 2010) (granting, in part, motion for judgment on pleadings on affirmative defenses in patent infringement action).
- City of Rivera Beach v. Lozman, 46 So. 3d 573 (Fla. 4th DCA 2010) (successfully obtained affirmance of summary judgment entered in favor of citizen client who sued municipality for violation of Sunshine Law for holding public meetings without keeping minutes).
- IMX, Inc. v. E-Loan, Inc., 710 F. Supp. 2d 1315 (S.D. Fla. Apr. 21, 2010) (order on claim construction in patent action, indicating use of specifications and addressing



- vagueness argument).
- Lisa, S.A. v. Gutierrez Mayorga, 993 A.2d 1042 (Del. 2010) (successfully obtained affirmance of dismissal of multi-million dollar fraud action to Guatemala on *forum non conveniens* grounds, established new law in Delaware involving later-filed actions), aff'g, 2009 WL 1846308 (Del. Chan. Ct. Jun. 22, 2009).
  - IMX, Inc. v. E-Loan, Inc., 2010 WL 1640885 (S.D. Fla. Apr. 16, 2010) (successfully obtained denial of motion to compel ex-employee witness to testify regarding communications with counsel).
  - Empresa De Telecomunicaciones De Bogota S.A. E.S.P. v. Mercury Telco Group, Inc., 670 F. Supp. 2d 1357 (S.D. Fla. 2009) (order confirming \$7 million international arbitration award in face of arguments that award was entered without notice).
  - Mercury Telco Group, Inc., v. Empresa De Telecomunicaciones De Bogota S.A. E.S.P., 670 F. Supp. 2d 1350 (S.D. Fla. 2009) (order compelling arbitration on claims ranging from defamation to tortious interference and Lanham Act claims).
  - In re Pegasus Wireless Corp. Securities Litigation, 2009 WL 3055205, Fed. Sec. L. Rep. P 95,352 (S.D. Fla. Sept. 21, 2009) (order granting motion to dismiss securities fraud class action in favor of defendant director).
  - Gutierrez v. Gutierrez, 14 So. 3d 1250 (Fla. 3d DCA 2009) (on behalf of intervenor, the Republic of Trinidad and Tobago, successfully obtained affirmance of order denying motion to vacate judgment based upon alleged fraud for failure to disclose asset in marital settlement agreement).
  - Gregory v. EBF & Assocs., LLP, 595 F. Supp. 2d 1334 (S.D. Fla. 2009) (in case of first impression in District, successfully obtained dismissal of federal class action brought by employees for violation of WARN Act, for lack of personal jurisdiction)
  - Lisa, S.A. v. Gutierrez, 992 So. 2d 413 (Fla. 3d. DCA 2008) (successfully obtained affirmance of dismissal of multi-million in rem to Guatemala for *forum non conveniens*)
  - Lisa, S.A. v. Gutierrez, 993 So. 2d 531 (Fla. 3d DCA 2008) (successfully obtained affirmance of \$25 million fraud and rescission claim for failure to state a claim)
  - Athlete's Foot Brands LLC v. Turner Phase IV LLC, 581 F. Supp. 2d 1250 (S.D. Fla. 2008) (successfully obtaining preliminary injunction enforcing trademark and non-compete against holdover franchisee in famous athletic apparel system).
  - Lisa, S.A. v. Gutierrez, 240 Fed. Appx. 822, 2007 WL 1667229 (11<sup>th</sup> Cir. June 11, 2007) (successfully obtained affirmance of dismissal of multi-million RICO action to Guatemala for *forum non conveniens*), aff'g, 441 F. Supp. 2d 1233 (S.D. Fla. 2006)
  - Rintin Corp. S.A. v. Domar, Ltd., 476 F.3d 1254 (11<sup>th</sup> Cir. 2007) (successfully obtained affirmance in appeal of first impression from order confirming, pursuant to Florida International Arbitration Act, multi-million dollar international arbitration award containing anti-suit injunction against foreign proceedings), aff'g, 374 F. Supp. 2d 1165 (S.D. Fla. 2005)
  - Brett v. Toyota Motor Sales, U.S.A., Inc., 2008 WL 4329876 (S.D. Fla. 2008) (granting motion to dismiss class action based upon FDUTPA alleging misleading mileage advertising).
  - Port of Sale, Inc. v. Citibank, N.A., Case No. 2000/163 (D.V.I. May 2006) (trial of

- commercial landlord/tenant dispute in which plaintiff was seeking over \$1 million in compensatory and punitive damages) (settled during trial)
- Ace Pro Sound & Recording, LLC v. Albertson, 512 F. Supp. 2d 1259, 2007-1 Trade Cases P 75,654, RICO Bus. Disp. Guide 11,276 (S.D. Fla. 2007) (granting in part, denying in part, motion to dismiss in anti-trust class action).
  - Dennis Pub., Inc. v. 1801, LLC, 2006 WL 2691456 (M.D. Fla. Sept. 19, 2006) (successfully defeating motion to dismiss brought by landlord of club who allowed tenant to mis-use famous mark of popular magazine).
  - In re Amendments to the Florida Rules of Appellate Procedure, 941 So. 2d 352 (Fla. 2006) (amendments to the Florida Appellate Rules as part of role as chair of Florida Bar Appellate Rules Committee)
  - Paiz v. Castellanos, 2006 WL 2578807 (S.D. Fla. Aug. 26, 2006) (successfully defeating motion to quash service of process and establishing that service under the Inter-American Convention is not exclusive)
  - HSN Capital LLC v. Productora Y Comercializadora de Televisión, S.A. de CV. (México), 2006 WL 1876941 (M.D. Fla. July 6, 2006) (confirming international arbitration award in face of challenge that the lead arbitrator was biased due to relationship with counsel for client).
  - Salazar v. Telemundo Network Group LLC, 2006 WL 1650723 (Fla. Cir. Ct. May 30, 2006) (summary judgment in favor of client in public figure defamation case brought by former employee based upon report of her allegedly conveying a blackmail message on behalf of Vladimiro Montesinos, the former personal advisor to Peru's exiled former president, Alberto Fujimori)
  - M.C.I Power Group LC v. The Republic of Ecuador, Case No. Arb./03/6 (Mar. 2006, International Centre for the Settlement of Investment Disputes (March 2006) (counsel for joint venture in bilateral treaty dispute in arbitration involving the non-payment under contract for the construction of two thermal electric plants in Ecuador).
  - Lisa, S.A. v. Bosch Gutierrez, 928 So. 2d 1234 (Fla. 3d DCA 2006) (successfully obtained affirmance of order dissolving seven-year-old injunction enjoining \$82 million assets in an action involving shareholder dispute emanating from Guatemala)
  - Campero USA Corp. v. STPC Partners, L.P., 410 F. Supp. 2d 1268 (S.D. Fla. Jan. 3, 2006) (successfully defeated motion to compel arbitration of action seeking to enforce litigation exception to arbitration provision in franchise agreement involving foreign restaurant operation)
  - Rintin Corp. S.A. v. Domar, Ltd., 403 F. Supp. 2d 1201 (S.D. Fla. 2005) (successfully obtaining contempt order and arrest warrant issued for principal of plaintiff for failure to abide by anti-suit injunction in international arbitration award), appeal dismissed, 2006 WL 936706 (11<sup>th</sup> Cir. Mar. 30, 2006)
  - Bisson v. de Arellano, 909 So. 2d 917 (Fla. 3d DCA 2005) (successfully defended dismissal of offshore corporate trust for lack of personal jurisdiction based on law of the case doctrine), rehearing and rehearing en banc denied (Sept. 9, 2005), cert. denied, (Feb. 9, 2006)
  - In re Amendments to the Rules Regulating the Florida Bar, 907 So. 2d 1138 (Fla. 2005) (successfully supported amendments to the Florida Bar ethics rules to allow

- foreign lawyers and others to conduct international arbitrations in Florida)
- Warter v. Boston Securities, S.A., 380 F. Supp. 2d 1299 (S.D. Fla. 2004) (granting motion to dismiss action, on *forum non conveniens* grounds, based upon alleged fraud inflicted on naturalized U.S. citizen investing in Argentine securities market), appeal dismissed, Case No. 05-10259-H (11<sup>th</sup> Cir. Apr. 6, 2005)
  - Bensman v. Citicorp Trust, N.A., 354 F. Supp. 2d 1330, 55 UCC Rep. Serv. 2d 956 (S.D. Fla. 2005) (denying motion to remand action that was removed after three years when plaintiff added claim for statutory wire transfer, successfully argued action was preempted by Regulation J)
  - Telex Entertainment, Inc. v. Telemundo Network, Inc., 2004 WL 3019373 (S.D. Fla. Dec. 16, 2004) (NO. 04-20150-CIV/GRAHAM) (granting motion to dismiss copyright infringement action of case for lack of subject matter jurisdiction. In a case of first impression in this District, Court held plaintiff could not rely on defendants' copyright registrations for subject matter jurisdiction)
  - Hernandez Perez v. Citibank, N.A., 328 F. Supp. 2d 1374 (S.D. Fla. 2004) (in a decision of first impression, denying motion to remand action and holding that a Florida common-law bill of discovery regarding a certificate of deposit held in a former Cuban branch was subject to removal pursuant to the Edge Act)
  - Warter v. Boston Securities, S.A., 2004 WL 691787, 17 Fla. L. Weekly Fed. D 507 (S.D. Fla. Mar 22, 2004) (NO. 03-81026-CIV/RYSKAMP) (denying motion to remand of action based upon international banking and financial operations of national bank under Edge Act; dismissing claim for negligence pursuant to economic loss rule)
  - Lisa, S.A. v. Mayorga, 232 F. Supp. 2d 1325 (S.D. Fla. Oct. 15, 2002) (staying parallel federal action in favor of first-filed state court action in multi-million dollar dispute), aff'd, 90 Fed. Appx. 381 (11<sup>th</sup> Cir. 2003).
  - Barclays Bank PLC v. Dresdner Bank Lateinamerika, A.G. (In re Lancaster Steel Co.), 284 B.R. 152 (S.D. Fla. Bankr. 2002) (reversing adverse summary judgment ruling extinguishing client's lien in case involving interplay of letter of credit law and bankruptcy law), rehearing denied, (S.D. Fla. 2002), appeal dismissed, (11<sup>th</sup> Cir. Dec. 9, 2002), aff'd, (11<sup>th</sup> Cir. Dec. 2003)
  - May Inv., Inc. v. Lisa, S.A., 814 So. 2d 471 (Fla. 3d DCA 2002) (writ of mandamus reversing improper recusal)
  - Lisa, S.A. v. Guitierrez, 806 So. 2d 557 (Fla. 3d DCA 2002) (affirming order quashing ambush service)
  - JTM, Inc. v. TotalBank, 795 So. 2d 161 (Fla. 3d DCA 2001) (affirming order granting motion to dismiss regarding wrongful dishonor of a cashier's check)
  - OEC Medical Systems, Inc. v. MD International, Inc., Case No. 3DO1-196 (Fla. 3d DCA Jan. 26, 2001) (successfully obtained *expedited* reversal of order denying stay of proceedings pending appeal of order denying motion to compel arbitration).
  - Baron v. Best Buy Co., Inc., 260 F.3d 625 (11th Cir. 2001) (reversing motion to compel arbitration in nationwide class action)
  - Rintin Corp., S.A. v. Domar, Ltd., 766 So. 2d 407 (Fla. 3d DCA 2000) (affirmance in appeal of first impression from order imposing a stay of case pursuant to the operation of the Florida International Arbitration Act)
  - Cohen v. Office Depot, Inc., 204 F.3d 1069 (11th Cir. 2000), reversing, 184 F.3d

- 1292 (11th Cir. 1999) (affirmance of dismissal of class action for lack of subject matter jurisdiction), cert. denied, 531 U.S. 957 (2000)
- Baron v. Best Buy Co., 79 F. Supp. 2d 1350 (S.D. Fla. 1999) (stay of class action pending appeal of order denying arbitration)
  - The Franklin Life Ins. Co. v. Davy, 753 So. 2d 581 (Fla. 1<sup>st</sup> DCA 1999) (affirmance of a jury verdict in favor of life insurance company in multimillion dollar libel claim)
  - In re: 848 Brickell Ltd. (Principal Mutual Life Ins. Co. v. Langhorne), 12 Fla. L. Weekly Fed. D388 (S.D. Fla. Mar. 30, 1998) (bankruptcy appeal), rehearing granted, 12 Fla. L. Weekly D391 (S.D. Fla. Mar. 31, 1999) (reversing punitive damages, denial of collateral, abuse of process and tortious interference claims)
  - Jaisinghani v. Capital Cities/ABC, Inc., 973 F. Supp. 1450 (S.D. Fla. 1997), aff'd, 149 F.3d 1195 (11th Cir. 1998) (affirmance of order granting summary judgment against \$10 million libel claim), cert. denied, 525 U.S. 1145 (1999)
  - Wilkins v. The CIT Group/Equipment Financing, Inc., 153 F.3d 1273 (11th Cir. 1998) (affirmance of dismissal of admiralty action in which plaintiffs claimed that they owned collectively over \$2.0 million worth of maritime liens)
  - Tobkin v. Jarboe, 710 So. 2d 975 (Fla. 1998) (Florida Bar complaints are absolutely privileged), aff'g 695 So. 2d 1257 (4th DCA 1997), aff'g, 24 Media L. Rep. (BNA) 1927 (Fla. 17th Cir. 1996)
  - Haddad v. Random House, Inc., 11 Fla. L. W. Fed. D2 (S.D. Fla. 1997), aff'd, 144 F.3d 56 (11th Cir. 1998) (affirmance of summary judgment on claim that published novel infringed upon plaintiff's unpublished novel)
  - All Services Are Performed, Inc. v. Citicorp International Communications, Inc., 693 So. 2d 556 (Fla. 3d DCA 1997) (successfully obtained dismissal of interlocutory appeal on behalf of financial institution on basis of lack of appellate jurisdiction)
  - Bisson v. Cititrust (Bahamas) Ltd., 709 So. 2d 542 (Fla. 3d DCA Nov. 1998) (main counsel) (affirmance of dismissal of corporate trustee for lack of personal jurisdiction)
  - Worldwide Primates, Inc. v. McGreal (Worldwide II), 87 F.3d 1292 (11th Cir. 1996) (affirmance of \$50,000 sanction imposed against attorney for prosecuting frivolous tortious interference action)
  - Seton v. Swann, 650 So. 2d 35 (Fla. 1995) (amicus, argued) (interpretation of adverse possession statute that record title was necessary to annex property)
  - Worldwide Primates, Inc. v. McGreal (Worldwide I), 26 F.3d 1089 (11th Cir. 1994) (reversal of order denying Rule 11 sanctions)
  - Clear Channel Communications, Inc. v. Murray, 636 So. 2d 818 (Fla. 1st DCA 1994) (reversal of prior restraint)
  - Klinger v. Weekly World News Inc., 55 F.3d 637 (11th Cir. 1994) (affirmance of jury verdict in trademark infringement and copyright claim).

## **BACKGROUND**

- Partner, Reed Smith, 2017-  
Miami Managing Partner 2017-19
- Founding Shareholder Astigarraga Davis Mullins & Grossman, P.A., 2000-2017
- Partner, Steel Hector & Davis LLP, 1990-2000 (Associate 1990-1996)

## **EDUCATION**

University of Florida, J.D., with high honors, 1990

- *Florida Law Review*; Editor-in-Chief, 1990; Sr. Research Editor, 1989
- Valedictorian equivalent, Order of the Coif, Florida Blue Key  
American Jurisprudence Book Awards – Civil Procedure, Federal Courts

University of Florida, B.A., with high honors, 1986, Phi Beta Kappa

## **PROFESSIONAL AND COMMUNITY INVOLVEMENT**

- **American Arbitration Association,**
  - Commercial Panel Member, 2011-**
  - International Centre of Dispute Resolution Panel Member, 2020-**
- **American Law Institute, Member 2010-**
  - **Members Consulting Group, International Arbitration Project (2014-)**
- **American Bar Association**
  - **Fellow, American Bar Association Foundation (2015-)**
  - **Standing Committee on Membership (2021-)**
  - **International Law Section**
    - **Budget Officer, 2022-23**
    - **Membership Officer, 2021-22**
    - **Revenue Officer, 2019-21**
    - **Division Director, Disputes Division, 2017-19**
    - **Council, 2017-22**
    - **International Litigation Committee**
      - **Co-Chair, 2015-**
        - Outstanding Committee, Policy 2016
      - **Vice Chair, 2014-15**
      - **Steering Committee, 2013-14**
    - **Steering Committee, 2017 Fall Meeting, Miami**
    - **International Arbitration Committee**
      - **Vice Chair, 2013-14**
    - **International Mediation Committee**
      - **Vice Chair, 2013-14, 2016-**
    - **Liaison to Florida Bar International Law Section, 2016-2018**
    - **Liaison to ABA Litigation Section, 2009-2010, 2017-18**
- **Litigation Section**
  - **International Litigation Committee**
    - **Co-Chair, 2009-11**
    - **Co-Editor, *International Law Quarterly* (2005--07)** (winner of the best publication in its category in Section of Litigation 2006)
  - **Alternative Dispute Resolution Committee**
    - **Co-Chair, 2007-09**
    - **Chair of the Website Subcommittee, 2004-06** (nominated as best website 2004)
  - **Access to Justice/Legal Services Delivery**

- **Co-Chair, 2012-2014**
    - Intellectual Property Litigation Committee; Member, 1994-
    - Appellate Practice Committee, Member, 1994-
    - Commercial & Business Litigation Committee, Member 2003-
  - **Task Force on International Trade in Legal Services (2011-15)**
  - **The ABA Silver Gavel Awards**
    - Member Judge on Standing Committee, 1997-2000
    - Member Judge on the Screening Committee, 2001-02
  - Forum Committee on Communications Law, Member, 1995
- **Florida Bar**
  - **International Litigation and Arbitration Board Certification Committee**
    - **Chair (2018-19)**
    - **Member (2018-21)**
  - **Member, Vision 2016 - Comprehensive Study of the Future of the Practice of Law, Admissions Committee, International and Admissions, Subcommittee**
  - **International Law Section**
    - **Chair (2010-11)**
    - **Executive Council (2006-)**
    - **Chair-Elect (2009-10)**
    - **Treasurer (2008-09)**
    - Amicus Committee
      - Chair (2011- )
    - Legislation Committee
      - Chair (2006- 07)
    - Publications Committee
      - Chair (2005-06)
    - Speaker on Behalf of Section to Special Commission on Multijurisdictional Practice, July-August 2003
    - International Litigation and Arbitration Committee (2003- )
      - Program Chair, *Hot Topics in International Litigation*, Florida Bar Int'l Law Section, 3d Annual Int'l Litigation Update, May 2005
      - Vice-Chair, International Litigation Subcommittee (2004- 05)
      - Steering Committee, Fifth Annual International Litigation and Arbitration Update, April 2007
      - Steering Committee, Fourth Annual International Litigation and Arbitration Update, May 2006
      - Arbitrator, Pre-Vis Competition, 2012-13
    - International Business Transactions Committee
      - Steering Committee, Third Annual International Business Transactions Conference, May 2010

- **Appellate Rules Committee, 2002-08**
  - o **Chair, 2006-07**
  - o **Vice-Chair, 2005-06**
  - o **Secretary, 2004-05**
  - o Subcommittees on Civil Procedures (2002-06), Appellate Record (2005-06), Internal Operating Rules (2005-06), Original Proceedings (2005-06)
  
- **Appellate Practice Section, 2000-**
  - o Publications Committee, 2002-04.
  
- **Media and Communications Law Committee (1992- )**
  - o **Chair, 1998-99**
  - o Vice Chair, 1997-98
  - o Editor, *Reporters' Handbook*, <http://www.flabar.org>, 2000-02
  - o Florida Media-Law Conference, Chairperson, 1998
  - o Florida Bar Media Awards, Chairperson, 1996
  
- **Miami International Arbitration Society**
  - **Board Member, 2018-**
  -
  
- **Third District Historical Society**
  - **Member**
  
- **Dade County Bar Association**
  - **Appellate Courts, 1998-**
    - o **Chair, 2002-03**
    - o Vice Chair, 2001-02,
      - Recipient, Exceptional Service Award as Committee Chair, 2003
  - **International Law Committee, 2003-**
    - o **Chair, 2006-08**
      - Recipient, Exceptional Service Award as Committee Chair, 2007
  - **Black History Month Planning Committee, 2017**
  
- **International Association of Defense Counsel**
  - o Member, 2015-2018
  - o **Vice-Chair, Diversity, ADR Committee, 2016**
  
- **The American Inns of Court (Spellman-Hoeveler Chapter)**
  - o Member, 2010-
  
- **The Rosemary Barkett Appellate American Inn of Court**
  - o Member, 2009-
  
- **BNI, Circle of Trust Chapter**
  - o Ethics Chairman, 2012-13, 2014-16

- Educational Coordinator, 2013-14
  - Growth Chairman, 2011-12
  - Member, 2011-17
- **University of Florida Levin College of Law**
  - Alumni Council, 2016-18
- **The Gator Club of Miami**
  - Board of Directors, 2011-12
- **Federalist Society**, Miami Division, Board of Directors, 1999-10

### **PUBLICATIONS**

- Co-Author, “*Interim Measures in the United States in Aid of Arbitration*”
- Reed Smith Client Alert, U.S. Supreme Court: Prejudice not required to find waiver of arbitral rights, (May 2022)
- Reed Smith Client Alert, Florida’s Mini-TCPA Law Guarantees No Rest for the Weary, Even Post-Facebook (Sept. 2021)
- Co-Editor, *Obtaining Evidence for Use In International Tribunals under 28 U.S.C. § 1782* (Juris 2020); Co-Author, *Ch. 5: Found in the District Cross Examination*, Florida Civil Trial Practice (2010-present)
- Co-Author, *Memorandum of the American Bar Association Section of International Law Working Group on the Implementation of the Hague Convention on Choice Of Courts Agreements*, The International Lawyer, ABA Section of International Law (Winter 2016)
- *International Aspects of U.S. Litigation: Chapter I.B.: Subject Matter Jurisdiction*, ABA Section of Litigation (2017)
- *Removing the Mystery of Removal*, The International Dispute Resolution News Vol 1, No. 5, ABA Section of International Law (Winter 2016)
- Contributor, Spencer Punnett, *Representing Clients in Mediation*, ABA Section of Litigation (2013)
- *Anti-Consumer Rulings Could Lead to Congressional Backlash*, Daily Bus. Review (Oct. 3, 2011)
- *Special Report: ABA Wants to Protect International Arbitration in Bill Before Congress*, Daily Bus. Review (Oct. 6, 2009) (co-author)
- *Leftover Fries, a Short Stack, and a Pair of Shoelaces*, 15 No. 21 Andrews Intel. Prop. Litig. Rep. 12 (Feb. 2009) (co-author)  
  - reprinted in 98 Corp. Counsel’s Licensing Letter (May 2009) and
  - reprinted in 149 Intel. Prop. Counselor 7 (May 2009)
- *Special Report: Arbitration and Mediation: Attack on Arbitration*, Daily Bus. Review (Sept. 9, 2008) (co-author)
- *Special Report: Arbitration and Mediation: Award Analysis*, Daily Bus. Review (Sept. 11, 2007) (co-author) reprinted in Law.com, *Litigation Practice Center* (Oct. 16, 2007)
- *Annual Report of Appellate Courts Rules Committee*, 81 Fla. B.J. 4 (July 2007)
- *You Better Shop Around: Appellate Forum Shopping*, 25 ABA, Litigation 32



- Summer 1999) reprinted in ABA Litigation Manual (May 2007) (selected as one of the best *Litigation* articles published in past decade)
- Review: *A Practical Guide to the CISG*, 80 Fla. B. J. 85 (Oct. 2006)
- *Contractual Waiver of Personal Jurisdiction Under F.S. § 685.102: The Long-arm Statute's Little-Known Cousin*, 80 Fla. B.J. 36 (May 2006) (co-author) cited and quoted in Jetbroadband WV, LLC v. Mastec N. Am., Inc., 2009 WL 1606445 (Fla. 3d DCA 2009).
- *Waiver, Preemption, and Permissive Clauses*, 7 ABA, Comm. & Bus. Litig. J. No. 2. at 1 (Winter 2006) (co-author)
- *The Hunt for Federal Court: Removing International Cases*, 22 ABA, Int'l Litig. Q. 1 (Fall 2005) (co-author)
- *Judge Frank A. Shepherd: Learning from Veterans*, Fla. B., XVIII, No. 1, The Record (Summer 2004)
- *ARBITRATION: Non-Frivolous Appeal of Denial of Motion to Compel Arbitration Stays Case Pending Appeal*, ABA, Litigation Section, ADR Committee Website (co-author)
- *Staying a Money Judgment in Federal Court Without Posting a Supersedeas Bond*, 57 Fla. B.J. 45 (Dec. 2003) (co-author).
- *Standards Established for Evaluating Rule 23(F) Petition for Interlocutory Review of Class Certification Orders*, 18 ABA, The Appellate Practice J. (Fall 2000)
- *Reporters' Handbook: Florida Bar Legal Citations*, Florida Bar
- *Florida, 50-State Survey of Invasion of Privacy & Related Law*, Libel Defense Resource Center, Co-Author, 1995-2000
- *The Reporter's Right to Remain Silent: A Proposal for Legislation to Codify and Augment the Journalists' Privilege in Florida*, 43 Fla. L. Rev. 739 (1991)

#### **RECENT SPEECHES, CONFERENCES, LECTURES**

- Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, ILaw 2023 Conference, Miami, Florida, February 2023
- Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, ILaw 2022 Conference, Miami, Florida, April 2022
- Lecturer, *Section 1782*, New York Law School, NY, Spring 2022
- Co-moderator, Hot Topics — Miami as an Emerging International Arbitration Hub, Miami-Dade Bar Association, webinar (Jan. 2022)
- Miami International Arbitration Society, *Airbnb v. Doe: The Florida Supreme Court Takes on Arbitrability in Florida* (Sept 2021)
- ABA Section of Litigation, *Discovery in International Arbitration Proceedings: Understanding the Role of 28 U.S.C. 1782* (Aug. 2021)
- Speaker, *Paradise Recouped? Impact of Helms-Burton Title III*, June 2020
- Moderator, *Arbitration Institutions in the Age of COVID-19 – The State of International Arbitration*, American Bar Association, May 2020
- Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, ILaw 2020 Conference, Miami, Florida, February 2020
- Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, ILaw 2019 Conference, Miami, Florida, February 2019

- Speaker, *Managing the Hearing*, 11<sup>th</sup> Annual Arbitration Training Institute, ABA Alternative Dispute Resolution Section, Miami, Florida, May 2018
- Lecturer, *International Award Confirmation*, New York Law School, NY, April 2018
- Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, ILaw 2018 Conference, Miami, Florida, February 2018
- Moderator, *A+ Arbitrations – How to Most Effectively Present Your Case and Protect It From Later Court Challenge*, International Association of Defense Counsel, webinar, June 2017
- Speaker, *Marketing & Business Development: Strategies for Winning & Maintaining Client Loyalty*, SCG Legal Spring Meeting, Miami, Florida, March 2017
- Moderator, *Help Me Help You Have a Successful Arbitration*, International Association of Defense Counsel, Scottsdale, Arizona, February 2017
- Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, ILaw 2017 Conference, Miami, Florida, February 2017
- Moderator, *Making Arbitration Great Again*, ABA Litigation Section, webinar, January 2017
- Lecturer, *International Commercial Practice*, University of Florida, Levin College of Law, Gainesville, FL January 2017  
Miami, FL November 2016
- Speaker, *The Nuts and Bolts of International Litigation*, Federal Bar Association, Miami, FL November 2016
- Moderator, *The Ballad of East and West – Will Local Approaches to Litigation Affect TPP Investment Cases?*, ABA Section of International Law Fall Meeting, **Toyko, Japan**, October 2016
- Speaker, *International Arbitration*, 9<sup>th</sup> Annual Arbitration Training Institute, ABA Alternative Dispute Resolution Section, Chicago, Illinois, June 2016
- Speaker, *Evaluations, Opinions, Observations, and Comments: When and How Mediators Use Analytical Techniques*, ABA Alternative Dispute Resolution Section, Webinar, March 2016
- Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, International Litigation, Arbitration and Transactional Conference, Miami Florida, February 2016
- Speaker, *Tips for Mediating with Your International Client Here in the United States NAFTA*, JAMS Mediation Week Program, October 2015
- Moderator, *NAFTA, The Arbitration Experience*, NAFTA Symposium, Florida Bar Annual Meeting, Boca Raton, FL June 2015
- Moderator, *Attorney-Client Privilege in a Global World: An Interactive Workshop*, ABA, ABA Section of International Law, Washington, D.C. April 2015
- Moderator, *Hot Topics in International Arbitration*, Florida Bar International Law Section, International Litigation, Arbitration and Transactional Conference, Miami Florida, February 2015
- Speaker, *Discovery in Multi-Jurisdictional Disputes: Balancing Opportunities and Risks in the Pursuit of Cost-Efficient Case Resolution*, International Association of Defense Counsel, Marco Island, Florida, February 2015
- Speaker, *The Mediation Option in International Commercial Arbitration*, Webinar

- with Upchurch Watson White & Max Mediation Group, January 2015
- Speaker, *Professional Development Workshop*, University of Florida Levin College of Law, Gainesville, Florida, January 2015
  - Speaker, *New AAA Commercial Rules*, American Arbitration Association, Miami, Florida, January 2015
  - Speaker, *Battle of the U.S. Fora – New Arbitration Centers and Arbitration-Friendly Decisions Have Given Parties More Choice in Where to Site International Arbitrations*, ABA Section of International Law Spring Meeting, New York, New York April 2014
  - Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, Twelfth Annual International Litigation and Arbitration Conference, Miami Florida, February 2014
  - Speaker, *The Opportunities and Risks of 28 U.S.C. § 1782: U.S. Discovery “Assistance” in Foreign Legal Proceedings*, ABA Section of Litigation Annual Conference, Chicago, Ill., April 2013
  - Speaker, *Obtaining Evidence in the U.S. for Arbitrations Abroad: Practical Lessons on When and How to Use Section 1782*, Second Annual Conference of the Atlanta International Arbitration Society, Atlanta, Georgia April 2013
  - Moderator, *Taking Evidence in International Disputes: Have We Gone Too Far?*, Florida Bar International Law Section, Eleventh Annual International Litigation and Arbitration Conference, Miami Florida, February 2013
  - Speaker, *Putting the Sunshine in Government: Litigating Florida’s Open Government Law*, First Amendment Foundation Seminar, Tampa, Florida October 2012
  - Speaker, *Heightened Competition in the Arbitral Venue Sweepstakes: A U.S. Response to the Challenge?* ABA Section of International Law, Spring Meeting, New York April 2012
  - Moderator, *Hot Topics in International Litigation*, Florida Bar International Law Section, Tenth Annual International Litigation and Arbitration Conference, Miami Florida, February 2012
  - Moderator, *The Legal Full Court Press, Home Run, and Knock-Out Punch in Sports: Representing Your Celebrity Sports Client in Film and Television on Transactional, Litigation and Labor Issues concerning Network Programming and Branding of Sports Productions, and Licensing and Merchandizing Endorsements Worldwide*, ABA Forum on Entertainment and Sports Industries, From Hollywood to South Beach: The Second Annual International Legal Symposium on the World of Music, Film, Television and Sports May 2011
  - Moderator, *Top Ten Mistakes We Are Making in Mediation and Don’t Even Know It*, ABA Section of Litigation Annual Meeting, Miami, Florida April 2011
  - Moderator, *International Media Law Problems: Culture, Conflict, and Client Compliance in the Global Arena*, Florida Bar International Law Section, Ninth Annual International Litigation and Arbitration Conference, Hollywood, Florida, February 2011
  - Speaker, *Stop the Hand-Wringing and Do Something: Solutions on the Table to What is Perceived to be Wrong with International Arbitration*, American Society of International Law Mid-Year Meeting, Coral Gables, FL, Nov. 12, 2010

- Moderator, *View from the End of the Table – A Discussion on Mediation*, President’s Showcase, Florida Bar Annual Meeting, Boca Raton, FL, June 2010
- Speaker, *If I Post This, What Can They Do to Me? New Frontiers in Ethics and the First Amendment on the Internet*, 2010 Annual Retreat for Florida Bar Section of Entertainment, Arts, and Sports Law, May 2010
- Moderator, *Class Dismissed! Stolt-Nielsen and Silent Arbitration Clauses*, ABA Section of Litigation Annual Conference, New York, N.Y. April 2010
- Speaker, *Litigation v. Arbitration in International Business Disputes*, ABA Teleconference, April 2010
- Speaker, *Journalism and Other Financial Disasters, Libel by Implication After Jews for Jesus*, 2010 Florida Bar Media Law Conference, March 2010
- Moderator, *The Rise of Class Actions in Arbitration*, Florida Bar International Law Section, Eighth Annual International Litigation and Arbitration Conference, Miami, Florida, February 2010
- Speaker, Berkeley Journal of International Law's 2010 Riesenfeld Symposium "Advancing Arbitration," February 2010
- Speaker, “Arbitration Fairness Act,” *Current Trends and Developments in International Arbitration*, ABA Mid-Year Meeting, Orlando, Fla. February 2010
- Moderator, *Arbitration: Has it Fulfilled its Promises?*, ABA Annual Meeting, Chicago, Ill. July 2009
- Steering Committee, Moderator, *How to Litigate Your Best Case Before the ICDR: Perspectives from the Sharpshooter and the Arbitrator*; Speaker, *When Your Client or Adversary is Another Country: How to Successfully Sue and Defend Sovereigns*, Florida Bar International Law Section, Seventh Annual International Litigation and Arbitration Conference, Coral Gables, Florida, March 2009
- Moderator, *Current Issues in International Litigation in U.S. Courts*, Managing Business Disputes and Legal Risk in Latin America, Coral Gables, Florida, October 2008
- Speaker, *Keeping Them Honest: Drafting Binding Arbitration Clauses*; National Contract Management Association, World Congress, Cincinnati, Ohio, April 2008
- Steering Committee, Moderator, *Client Counseling*; Florida Bar International Law Section, Sixth Annual International Litigation and Arbitration Conference, Coral Gables, Florida, March 2008
- Speaker, *Intellectual Property and Entertainment – Practice Ethics and ADR*, Florida Bar, January 2008
- Speaker, *International Litigation and Arbitration*, Argentine Legal Exchange, Florida Bar International Law Section, **Buenos Aires, Argentina**, November 2007
- Speaker, *Intellectual Property Issues: Dealing with Patents and Trademarks*, Issues in International Environmental Law, Florida Bar International Law Section, **Rio de Janeiro, Brazil**, September 2007
- Speaker, *Arbitral Awards: What to do After the Victory*, American Bar Association Annual Meeting, San Francisco, CA, August 2007
- Florida Bar Speaker’s Bureau, *International Arbitration: It is Not Your Father’s ADR*, North Dade Rotary Club, May 2007
- Steering Committee, Moderator, *An Inside View of ICSID Arbitrations*, Moderator, *The Big 3: Differences and Similarities Between LCIA, ICC and ICDR*; Florida Bar

International Law Section, Fifth Annual International Litigation and Arbitration Update, April 2007

- Speaker, *Copyright and Trademark Issues for the Entertainment Lawyer*, Entertainment 2007: The Ninth Annual Legal Symposium on the World of Music, Film & Television, Florida Bar, March 2007
- Steering Committee, Florida Bar International Law Section, Fourth Annual International Litigation and Arbitration Update, May 2006
- **Conference Chair, *Hot Topics in International Litigation*, Moderator, *Multi-Jurisdictional Practice*, Florida Bar International Law Section, Third Annual International Litigation Update, May 2005**
- Speaker, *Arbitral Anti-Suit Injunctions*, Florida Bar International Law Section, Second Annual International Arbitration Update, October 2004
- Speaker, *Drafting Arbitration Clauses*, American Bar Association Annual Meeting, August 2004
- Speaker, *Internet Defamation*, Inter American Press Association, The Media and Legal Attacks, July 2004
- Moderator, *Internet and New Challenges*, Inter American Press Association, The Media and Legal Attacks, Spoke on Internet and Defamation and Personal Jurisdiction, July 2003
- Moderator, *Litigation v. Arbitration*, Florida Bar International Law Section, International Arbitration Update, Florida Bar Annual Meeting, June 2003
- Florida Bar Media-Law Conference, Speaker and Moderator, 1996-2002, hosting panels on internet defamation, intellectual property issues.
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