

Watergate Building  
2600 Virginia Ave., NW, #205  
Washington, DC 20006 USA  
+1 (202) 758-2057

1111 Brickell Avenue  
Suite 2715  
Miami, FL 33131 USA  
+1 (305) 856-7723

GSTLLP.COM

# Mauricio Gomm Santos

MAURICIO GOMM SANTOS, FCIArb, brings 30 years of experience as a senior level Brazilian/U.S. international attorney admitted to practice in Brazil, New York, and Florida; in the latter as Foreign Legal Consultant. Mr. Gomm serves as counsel, arbitrator, and mediator in proceedings in a variety of fields under the rules of world's major arbitral institutions<sup>1</sup> as well as AD-HOC and cases under the UNCITRAL<sup>2</sup> Arbitration Rules. Mr. Gomm participates as expert witness before national courts and arbitrations, seated in the United States and elsewhere. As arbitration expert, he served in the High-Level Meeting with Justices of Supreme Court on international commercial arbitration hosted by the Organization of American States in several venues in the region. Mr. Gomm was responsible for drafting the project of an academic institute focused on the study of international arbitration within the University of Miami, School of Law.

## ADDRESS

USA : 1111, Brickell Ave., Suite 2715, Miami, Florida, 33.131.  
Landline: + 1 (305) 856-7723  
Mobile: +1 (305) 542-0536  
Email: mauricio.gomm@gstllp.com

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<sup>1</sup> The International Chamber of Commerce ("ICC"); International Centre for Dispute Resolution ("ICDR/AAA"); London Court of International Arbitration ("LCIA"); Inter-American Commercial Arbitration Commission ("IACAC"); The International Institute for Conflict Prevention and Resolution ("CPR"); Centro de Mediação e Arbitragem da Câmara de Comércio Brasil-Canada ("CAM-CCBC"); Centro de Arbitragem e Mediação da Bolsa de Valores de São Paulo ("CAM BM&F BOVESPA"); Centro de Mediação e Arbitragem do Centro das Industrias do Estado de São Paulo ("CAM-CIESP/FIESP"); Conselho Arbitral de São Paulo ("CAESP"); Câmara de Arbitragem Empresarial - Brasil ("CAMARB"); Câmara de Mediação e Arbitragem da Associação Comercial do Paraná ("ARBITAC"); Federation of Oil, Seeds and Fats Association ("FOSFA"); Câmara FGV de Mediação e Arbitragem ("FGV") and Centro Brasileiro de Mediação e Arbitragem ("CBMA").

<sup>2</sup> United Nations Commission on International Trade Law.

## **EDUCATION**

- 2005-06: LL.M., International Comparative Law (Arbitration), University of Miami, School of Law;
- 1992-93: LL.M., International Private Law (Arbitration), cum laude, Queen Mary and Westfield College, University of London;
- 1987: Specialization Private Law, Paraná Federal University, School of Law, Curitiba, Brazil;
- 1984: J.D., Paraná Federal University, School of Law, Curitiba, Brazil.

## **ACTIVE PROFESSIONAL LICENSES**

- Brazilian Bar: n. 12.323/PR
- New York Bar: n. 5080445
- Florida Bar (Foreign Legal Consultant): n. 280985

## **ARBITRATION/MEDIATION PRACTICE: INDUSTRIES**

- Agency/Distribution
- Agribusiness
- Construction
- Corporate
- Franchising
- Infrastructure (involving state-owned entities)
- Insurance
- Joint-Ventures
- Logistic and Transportation
- Mining;
- Oil & Gas
- Renewable energy

## **AWARDS**

- *Global Arbitration Review* included GST LLP in the world's top 100's law firms in the field of international arbitration in 2015, 2016, 2017, 2018, 2019 and 2020.

- Named among the top 5 in Latin America and a prominent figure in Brazil in international arbitration, recognized by the *Global Arbitration Review*, 2006.

## **LANGUAGES**

Portuguese, English, Spanish and French

## **TEACHING AND ACADEMIC INITIATIVES**

- Adjunct Professor of Arbitration in Latin America, University of Miami, School of Law. 2007-10;
- CIArb Approved Faculty List for Accelerated Route to Fellowship Programs, 2020;
- Academic expert invited for the OAS - Organization of American States - Regional Meetings with Supreme Court Justices of Latin American countries and the Caribbean to discuss the role of the Courts in international arbitration: Miami, Montevideo, Santiago and St. Lucia, 2013/2014;
- Main drafter - Project for the creation of the Academic Institute focused on the Study of International Arbitration, within the University of Miami, School of Law, 2006;
- Instructor in the ICDR/AAA: Advanced Mediator Training Series, 2012-13 and Civil Law instructor for training international arbitrators, New York, 2016;
- Instructor in the IACAC - Training Program for Directors of Mediation and Arbitration Centers, June 03, 2014, at the American Arbitration Association, Miami, FL, USA;
- Instructor in the Advanced International Arbitration Training ICC and Other Institutions, CAM-CCBC, Sao Paulo, May 31, 2016;
- Visiting Professor at PUC/SP (Brazil) - International Arbitration - post/graduated course, since 2015;
- Professor at PUC/PR (Brazil) – Civil Procedure, Mediation and Arbitration - post/graduated course, since 2018;
- Alumni Ambassador and Mentor of international students, in the Queen Mary, University of London, international mentorship program 2020;

- Professor of the Online Introductory Course on Arbitration. Topic: “International Arbitration and Recognition and Enforcement of Foreign Arbitral Award”, organized by Brazilian Bar Association, The Brazilian Centre for Mediation and Arbitration and the Young Arbitrators Committee, July 23, 2020, at 19:00, Rio de Janeiro time;
- Instructor in the Course Introduction to Arbitration - Arbitrability within Public Administration - Associação dos Advogados de São Paulo (AASP), SP, August 2017;
- Instructor Large Complex Arbitration Case Roundtable, ICDR, Miami, June 2016;
- Instructor in the International Mediation - Technical and Cultural Aspects, Itkos Mediação Inteligente, Sao Paulo, March 28, 2016;
- Professor in the I Course Lawyering in Mediation: Setting up the case for Mediation, October 25, 2016, Sao Paulo;
- Instructor in the workshop ‘Mediating Business Disputes: Practical Insights, Process Dynamics’, a 4-hour training seminar organized for the Brazilian Bar Association - Rio de Janeiro Division; Rio de Janeiro, RJ, November 17, 2015;

## **RECENT ARBITRATION AND MEDIATION EXPERIENCE**

### **CHAIRMAN OF ARBITRAL TRIBUNALS**

- Special Committee, created under the rules of CAM-CCBC to review and rule on a challenge of an arbitrator proceeding; (English, 2019);
- Sale and Purchase Agreement of electricity out of Federal Bidding Process involving Brazilian corporations under the rules of CAM-FGV; (Portuguese, 2019). Sector: Commercial, Energy, Public Administration;
- Sale and Purchase Agreement involving Brazilian and Uruguayan corporation under the Rules of CAMARB; (Portuguese, 2018). Sector: Corporate, Water and Sewage;
- Investment Agreement and Share Purchase Agreement between Brazilian Individuals and Brazilian Subsidiary of a Norwegian Corporation, under the Rules of CAM-CCBC; (Portuguese, 2018). Sector: Corporate, International;
- Residential and Commercial Condominium Development involving Brazilian Corporations under the Rules of ARBITAC; (Portuguese, 2017). Sector: Sales, construction, real estate;
- Logistics Railway-commercial-related case involving Brazilian groups under the rules of CAM-CCBC; (Portuguese, 2017). Sector: Transport, Logistics;

- Acquisition of a Brazilian bank involving two Brazilian corporations, under the rules of CAM-CCBC; (Portuguese, 2017). Sector: Corporate, Banking;
- Share Purchase Agreement involving Brazilian corporations, under the Rules of CAM-CCBC; (Portuguese, 2016). Sector: Corporate, Mining;
- Sale and Purchase Agreement involving Brazilian Agribusiness Companies under the Rules of CAM-CCBC; (Portuguese, 2016). Sector: Corporate, Commercial and agribusiness;
- International distributorship case of pharmaceutical products among Indian and Puerto Rican companies under the Rules of ICC; (English, 2016). Sector: International Distributorship;
- EPC Agreement involving Brazilian and Finnish corporations under the Rules of ICC; (English, 2016). Sector: Construction, Energy (power plant), infrastructure;
- Corporate matter involving shareholders of Brazilian corporation in the field of construction, under the Rules of CAM CIESP/FIESP; (Portuguese, 2016). Sector: Corporate, Construction;
- Sale and Purchase and loan agreements between Brazilian Corporation and Cayman Islands Corporation under the Rules of CAM-CCBC; (English and Portuguese, 2015). Sector: International sales, Banking;
- Share and Purchase Agreement involving Brazilian Investment Fund and oil & gas Brazilian corporations under the Rules of ICC; (English, 2014). Sector: Corporate, Oil & Gas;
- International distributorship case of medical equipment between a Ohio corporation and Brazilian corporations under the Rules of ICC; (Bilingual: English and Portuguese, 2014). Sector: International Distributorship, Health insurance;
- EPC Consortium-related matter involving Brazilian subsidiary of Austrian company and Brazilian entities under the Rules of CAM-CCBC; (Portuguese, 2014). Sector: Infrastructure, Energy;
- Consortium-related matter to build a hydro power plant in Brazil under the Rules of CAM-CCBC; (Portuguese, 2014). Sector: Infrastructure, Energy (power plant);
- Sale and Purchase Agreement involving Brazilian and a U.S. entity related to transfer of technology under the Rules of ARBITAC; (English, 2010). Sector: International sales, transfer of technology;

- Chairman of ad-hoc Arbitral Tribunal in two corporate-related matters and one international distributorship agreement; (English and Portuguese). Sector: International Distributorship, Corporate;

#### CO-ARBITRATOR IN ARBITRAL TRIBUNALS

- Sales and Services Agreement between American Corporations in the electrical and energy fields, under CPR Non Administered Arbitration Rules; (English, 2020). Sector: Energy;
- Franchising Agreement related to rental car involving Brazilian Corporations under the Rules of CAM-CCBC; (Portuguese, 2020). Sector: Franchising;
- Sale and Purchase Agreement, Assignment of Rights involving Investment Fund and Brazilian Individuals regarding credits against the State, under the Rules of CAM-CCBC; (Portuguese 2020). Sector: Commercial, Administrative, Expropriation;
- Sales and Purchase Agreement involving German tech company and Brazilian mining company under the Rules of ICC; (English, 2020). Sector: International Sale, Transfer of Technology;
- Consortium Operational Agreement involving US and Brazilian gas and electrical companies under the Rules of ICC; (English, 2020). Sector: International Sale, Renewable energy;
- Infrastructure case involving Federal Regulatory Agency, Brazilian State-owned electric power entity and Renewable Energy Corporations, under the Rules of CBMA; (Portuguese, 2020). Sector: Sale, Mining, Gas, Public Administration;
- Concession/Construction Agreement involving Consortia of Brazilian entities, financial entities, and public administration entity under the Rules of ICC; (Portuguese, 2019). Sector: Construction, Public Administration;
- Sale and Purchase Agreement involving Brazilian shareholder and Brazilian corporation in the field of education under the rules of CAM-CCBC; (Portuguese, 2019). Sector: Corporate (M&A), Sale, Education;
- Construction case involving Brazilian corporation and Consortium constituted of Brazilian and Portuguese corporations under the rules of CAM-CCBC; (Portuguese, 2019). Sector: Infrastructure, International;
- Construction and Operation of Hotel Chain in Brazil involving U.S. corporations and Brazilian corporation under the Rules of ICC; (Bilingual: English and Portuguese, 2018). Sector: Construction, Hospitality, International;

- Sale and Purchase Agreement related to the license for construction of a port in Brazil between Brazilian entities under the rules of FGV; (Portuguese, 2018). Sector: Sale, Infrastructure, Public Administration;
- Sale and Purchase Agreement involving Brazilian State-Owned corporation and Consortium constituted by Brazilian corporations for construction and installation of sub-station of an oil refinery under the rules of CAM-CCBC; (Portuguese, 2018). Sector: Sale, Oil & Gas, Public Administration;
- Sale and Purchase Agreement between a Brazilian subsidiary of a U.S. corporation and Brazilian individuals under the rules of CAM-CCBC; (Portuguese, 2018). Sector: Sale, Agribusiness, Environmental;
- EPC Agreement involving Brazilian subsidiary of Austrian corporation and Brazilian corporation, under the Rules of CAM-CCBC; (Portuguese, 2018). Sector: Infrastructure, Renewable Energy;
- Sale and Purchase of oil involving Swiss/Italian and Brazilian corporations, under the Rules of LCIA; (English, 2017). Sector: International Sale, Transport, Maritime;
- International distributorship involving U.S. and Brazilian corporations under the Rules of CPR; (English; 2017). Sector: International Distributorship;
- Sale and Purchase Agreement of offshore oil fields involving Brazilian and Dutch corporations, under the Rules of LCIA; (English, 2016). Sector: International Sales, Oil & Gas;
- International distributorship matter between Brazilian and U.S. corporations, under the Rules of UNCITRAL, administered by the ICDR/AAA; (English, 2016). Sector: International Distributorship;
- Share Purchase Agreement involving U.S. health corporations and U.S. audit entity in the medical and hospital fields, under the Rules of CPR; (English 2016). Sector: Health, Insurance and Regulatory;
- Construction Agreement of brewery facility involving Brazilian corporations, under the Rules of CAM-CCBC; (Portuguese, 2015). Sector: Construction;
- Share and Purchase Agreement between Brazilian subsidiary of Swedish corporation and Brazilian corporation, under the Rules of CAM BM&F BOVESPA; (Portuguese, 2014). Sector: Corporate;
- Sale Agreement of oil between a Swiss Corporation and a Brazilian Corporation under the Rules of ICDR/AAA; (English, 2013). Sector: International Sales, Oil & Gas;

- Agreement between a Brazilian Corporation and an American Corporation related to distribution, sales, and representation of ultrasound products under the Rules of ICDR/AAA; (English, 2012). Sector: International Distribution, Health insurance;
- Construction related matter regarding construction of underground metro involving Brazilian Consortia and French corporations, under the Rules of ICC; (Portuguese, 2012). Sector: Infrastructure, Construction;
- International distributorship matter between a Brazilian Corporation and an Irish Corporation under the Rules of ICDR/AAA; (English, 2012). Sector: International Distributorship;
- Sale and Purchase Agreement involving U.S. mining corporation and a Canadian engineering corporation, under the Rules of ICDR/AAA; (English, 2011). Sector: Sales, Mining;
- International Agency Agreement involving Italian and U.S. corporations, under the Rules of ICC; (English, 2011). Sector: International Agency;
- Security Agreement involving U.S. Airplane owner and a U.S. bank, under the Rules of ICDR/AAA; (English, 2010). Sector: Banking;
- International Distributorship Agreement between Florida Corporation and Taiwanese Corporation under rules of ICDR/AAA; (English, 2010). Sector: International Distributorship;
- Agreement between a Brazilian Corporation and an American Corporation related to distribution, sales, and representation of medical products under the Rules of ICDR/AAA; (English, 2004). Sector: International Distribution.

## SOLE ARBITRATOR

- Infrastructure matter related to renewable energy involving Brazilian corporation, Brazilian subsidiaries of U.S. and French corporations, under the rules of **CAM-CCBC**; (Portuguese, 2019). Sector: International trade, Renewable Energy;
- Share Purchase Agreement involving U.S. Equity Fund, Cayman Island and Chinese Parties under the Rules of **ICDR/AAA**; (English, 2018). Sector: International, Corporate, Transportation, Technology;
- Hydroelectric construction related matter involving Brazilian subsidiary of Austrian and Brazilian corporations, under the Rules of **CAM-CCBC**; (Portuguese, 2016). Sector: Infrastructure, Power Plant, Energy, Construction, Environmental;

- International distributorship matter of telecom equipment involving U.S. and Brazilian companies, under the Rules of **CAM-CCBC**; (English, 2013). Sector: International Distributorship, Telecom;
- Franchising Agreement involving Brazilian corporations, under the Rules of **CAESP**; (Portuguese, 2013). Sector: Franchising;
- 5 (five) Cruise Line cases, under the Rules of **ICDR/AAA**; (English, 2015 to 2018). Sector: Cruise Line, Transport, Maritime.

#### EMERGENCY ARBITRATOR

- International distributorship Agreement involving U.S. and Canadian corporations for health products, under the Rules of **ICDR/AAA**; (English 2014). Sector: International Distributorship;
- International distributorship Agreement and asset acquisition matter between U.S. and Germany entities, under the Rules of **ICDR/AAA**; (English, 2012). Sector: International Distributorship;
- International distributorship Agreement involving U.S. and Chinese corporations for musical instruments, under the Rules of **ICDR/AAA**; (English, 2009). Sector: International Distributorship;

#### RECENT EXPERIENCE AS EXPERT WITNESS

- On Brazilian law in Federal courts in Florida and New York (English);
- On Brazilian law in arbitrations seated in Miami and California (English);
- On Brazilian law before Cayman Islands Courts (English).

#### RECENT EXPERIENCE AS MEDIATOR

- Ad-hoc franchising case involving U.S and Brazilian parties (English and Portuguese, 2018);
- Ad-hoc international distributorship, agency and securities case among Brazilian and U.S. companies (Portuguese, 2017);
- Ad-hoc international case among Brazilian, U.S.A, and Holland corporations regarding corporate matters (English and Portuguese, 2015);

- Ad-hoc international case involving commercial contracts among U.S. and Brazilian corporations (English, 2013);
- Ad-hoc international case involving U.S. stock-market American and Brazilian corporations (English and Portuguese, 2012).
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#### RECENT EXPERIENCE AS COUNSEL/ARBITRAL CONSULTANT

- Leading counsel in international franchising dispute, under the Rules of **ICDR/AAA**;
- Leading counsel in corporate and securities dispute under the Rules of **CAM BM&F BOVESPA**;
- Leading counsel in corporate disputes involving two related arbitration with flour milling companies before the **CAM-CCBC** and the **ARBITAC**;
- Leading counsel in a corporate dispute involving Brazilian and U.S. companies in the business of distribution and manufacture of automobile products under the Rules of **ICC**;
- Leading counsel in a corporate and securities dispute involving a major Brazilian construction company under the Rules of **CIESP/FIESP**;
- Co-Counsel for a Brazilian investor in a large securities-related lawsuit in the **Southern District of New York**;
- Co-Counsel for Brazilian engineering construction company in a corporate arbitration case under the Rules of **CIESP/FIESP**;
- Co-Counsel for a former Brazilian CFO sued as part of multi-billion-dollar securities class action in the **Southern District of Florida**;
- Counsel for a Guatemala citizen against an American company under the Rules of **ICDR**;
- Leading Counsel in a dispute related to international distributorship agreement involving U.S. and Brazilian corporations, under the Rules of **ICC**;
- Leading Counsel in a dispute related to breach of International Sale and Purchase Agreement involving U.S. and Brazilian corporations, under the Rules of **CPR**;
- Leading Counsel for U.S. manufacturer of heavy construction equipment in a dispute with Brazilian construction corporation, under the Rules of IACAC, administered by **ICDR/AAA**;
- Counsel for a Brazilian grain exporter against a German entity in an arbitration under the Rules of **FOSFA**;

- Counsel for an Argentinean investor in a security related arbitration under the Rules of **FINRA**;
- Advised Brazilian guarantor in a \$4.5 billion transaction related to purchase of company in the United States;
- Counsel for Brazilian franchise chain in foreign language teaching in a litigation related to a brand contract and unfair competition;
- Counsel for Brazilian first private-owned seaport in contractual matters involving international loans.

## **INSTITUTIONAL ACTIVITIES**

- **CIARb** - Fellow of the Chartered Institute of Arbitrators, since October 2018;
- **CCBC** – Center for Arbitration and Mediation of the Chamber of Commerce Brazil-Canada: Vice President, 2015-2019;
- **NYSBA**<sup>3</sup> – Member of the Dispute Resolution Committee, since 2019;
- **ICDR/AAA** - Chairman of the Brazilian Advisory Committee, since 2009;
- **AAA** – Council Member since 2019;
- **AAA** - Member of the Board of Directors 2014-16;
- **ICC** - International Chamber of Commerce: Member of Latin American Arbitration Group since 2006;
- **ICCA** – International Council for Commercial Arbitration, Member, 2014;
- **IADC** - International Association of Defense Counsel, between 2016 and 2020;
- **IERG** - International Executive Resources Group, Florida Chapter, since 2018;
- **CAM-FIEP** – Center for Arbitration and Mediation of the Chamber of Paraná: Member of the Board since 2017;
- **CBAr** – Brazilian Arbitration Committee, Founding Member;
- **CBAr** – Member of Directors’ Committee since 2011;
- **CBAr** – Member of Fiscal Council since 2018;
- Club Español del Arbitraje, since 2011;

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<sup>3</sup> New York State Bar Association

- **BACCF** – Brazilian American Chamber of Commerce of Florida – Member of the Board of Directors, since 2012;
- **MIAS** – Miami International Arbitration Society, founding member, 2008;
- **LCIA** – London Court of International Arbitration, 2008;
- **OAB-PR** – Brazilian Bar Association, Paraná Division, President of the Arbitration and Mediation Committee - 2004-05;
- **ARBITAC** – Arbitration and Mediation Center of the Paraná Chamber of Commerce: President in 2004;
- **IDB** - Inter-American Development Bank - Committee of Coordination and Oversight of the Project for the development of arbitration and mediation in Brazil, President, April 2000-01;
- **CONIMA** –National Council of Mediation and Arbitration Institutions: President, 1999-2001.

## **ARBITRAL BODIES (ROSTER)**

- **ARBITAC** - Member of the Board of Arbitrators since 1999;
- **AAA/ICDR** - Member of the Roster of International Arbitrators since 2004;
- **CCBC** - Member of the Arbitrators' Roster since 2007;
- **CIESP/FIESP** - Member of the Roster of Arbitrators since 2012;
- **CPR** – Conflict Prevention & Resolution: Member of the Roster of Arbitrators since 2013;
- **CAM-FIEP** – Center for Arbitration and Mediation of the Chamber of Paraná: Member of the Roster of Arbitrators since 2013;
- Official **Center of the Chamber of Madrid**: Member of the Roster of Arbitrators since 2013;
- **CAMARB** – Commercial Arbitration Center: Member of the Roster of Arbitrators since July 2013;
- **CBMA** – Brazilian Center of Arbitration and Mediation: Member of the Roster of Arbitrators since November 2013;
- **CAESP** – Arbitral Center of São Paulo - Member of the Roster of Arbitrators since 2013;
- **CCBC** – Member of the Mediators' Roster since 2017;
- **FGV** – Member of the Arbitrator's Roster since 2020.

- **CAMESC** – Member of the Arbitrator’s Roster since 2020

## RECENT PUBLICATIONS

- *Arbitration and Mediation in Public Administration in Brazil and USA: A lookout in the actual reality of both institutes*, co-authored with Karin Hlavnicka. Book: *Mediation and Arbitration in Public Administration - Brazil and Portugal*, Coordinators: António Júdice Moreira, Asdrubal Franco Nascimbeni, Christiana Beyrodt, Mauricio; Morais Tonin. Ed. Almedina Matriz, 2020;
- *Discovery Across the Globe – Obtaining Evidence Abroad to Support U.S. Proceedings*, Chapter 3 Brazil, coordinators Harrison, Brett, Gavin Foggo, Jorge Mestre, Paula C. Arias, and American Bar Association. Section of Litigation. Sponsoring Body. *Discovery across the Globe: Obtaining Evidence Abroad to Support U.S. Proceedings*. Chicago, Illinois: American Bar Association, Litigation Section, 2020;
- *The Singapore Convention on Mediation: Facilitating the Cross-Border Enforcement of Mediated Settlement Agreements in International Commercial Disputes*, IADC International Arbitration Committee Letter, 2019;
- *Corruption in International Arbitration: Evidentiary Challenges*, 2019; online publication, CAMESP – Camara de Arbitragem e Mediação de Santa Catarina, Agosto 2020 (<http://www.camesc.com.br/arquivos/11879>) (em inglês);
- *International Commercial Arbitration Practice: 21st Century Perspectives*, Publication 1530, LexisNexis, Chapter 8, September 2018;
- *Agribusiness Arbitration: Particularity and Importance of Specialized Entities*, Book *Arbitragem no Agronegócio*, Editora Verbatim, Coordenador Marcos Reis, 2018;
- *Brazil in the Context of International Arbitration*, Infrastructure Law of Brazil, co-author with Quinn Smith, edited by Marçal Justen Filho, Cesar Pereira and Maria Augusta Rost, Eleven International Publishing, Boom Uitgevers Den Haag, 2016, p. 427-443;
- *Comentários à Convenção de Viena sobre Contratos de Compra e Venda Internacional de Mercadorias - Visão Geral e Aspectos Pontuais*, edited by Luiz Gustavo Meira Mozer and Francisco Augusto Pignatta, Atlas, 2016;
- *The Role of Domestic Courts at the Beginning or During the Arbitral Process*, in *International Commercial Arbitration in the Caribbean*, Organization of American States (OAS. Official Records; OEA/Ser.D/XIX, 16), p. 45;

- *State-Owned Entities and Enforcement of Arbitral Awards in the United States*, co-author with Katherine Sanoja, *Revista de Arbitragem e Mediação*, nº 45, 2015;
- *Comments About Brazilian and U.S. Public Bidding Process and Legislation*, *Jornal O Globo*, Debate/Infraestrutura, Caderno Economia, May 14, 2015, p. 22/23;
- *Contrato Internacional. La intervención del poder judicial durante el proceso arbitral. El caso Jirau. In: Arbitraje Comercial Internacional, Reconocimiento y Ejecución de Sentencias y Laudos Arbitrales Extranjeros*, (OAS. Documentos Oficiales; OEA, Ser. D, XIX, 15), p. 219;
- *Article 7 - The interpretative tool of the CISG*, A CISG e o “*Brasil: Lições e Reflexões Quando de sua Entrada em Vigor*”, co-author with Katherine Sanoja, Ingeborg Schwenzer, Cesar A. Guimaraes Pereira e Leandro Tripoli, ed. Marcial Pons, Curitiba, 2015, p. 56;
- *The New Arbitration Rules of the International Centre for Dispute Resolution*, co-author with Rodrigo de Oliveira Franco, *Revista Brasileira de Arbitragem*, vol. 44, Oct-Dec 2014, ed. Sintese, p. 31;
- *Enforcement of international awards in Florida [Execução de Laudos Arbitrais Internacionais na Florida]*, co-author with Katherine Sanoja, *Revista Catarinense de Solução de Conflitos*, Ano II, n. 2, Sept. 2014, p. 30 (em português);
- *Challenge of an Arbitration Award in the US & The Doctrine of “Manifest Disregard of the Law”*, co-author with Isidora Enriquez Typaldos, *Revista de Arbitragem e Mediação*, Ano 11, 43, Oct-Dec 2014;
- *Arbitration: Don’t Let the Better be the Enemy of the Good. Comments on the Bill to Amend the Brazilian Arbitration Act*, *Migalhas International* n. 1559, October 24, 2104;
- *The Jirau Case: Comments on Anti-Suit Measures granted by Brazilian and English Judiciaries*, Co-authored with Fernanda Giorgio Beirão, *Revista de Arbitragem e Mediação*, Ano 11, 40, Jan-Abril 2014, Ed. Thompson Reuters Revista dos Tribunais, p. 233;
- *Shakespearean Impasse: Growing Number of Arbitrations Imposes New Dilemmas*, online edition, August 14, 2013;
- *The Role of Mediation in Arbitration: The Use and Challenges of Multi-tiered Clauses in International Agreements*, *Revista Brasileira de Arbitragem*, vol. 38, April-June 2013, Ed. Sintese, p. 7;

- *Anticipatory Breach: A Closer Look at CISG Article 72*, Revista de Arbitragem e Mediação, 2013;
- Florida Bar – International Law Quarterly, *Special Brazil Issue, Dispute Resolutions in Brazil: Important Trends*, Fall 2011;
- Co-author of the Miami Arbitration Reports;
- Editor of the Column *What's new in Latin American ADR*, Dispute Resolution Journal, 2009-2012;
- *Reviewing the History and Application of Article 7 of the Convention on the International Sales of Goods (CISG)*, co-author with Quinn Smith, TDM, vol. 8, issue 1, February 2011;
- *A Possível Alteração do Cenário Arbitral nos Estados Unidos e seus Efeitos na Arbitragem Internacional*, co-author, in *Arbitragem e Poder Publico*, Cesar Augusto Guimaraes Pereira & Eduardo Talamini eds., 2010.
- *Brazil in the Context of International Arbitration*, in *Infrastructure Law of Brazil*, Justen Filho, Marcal & Pereira, Cesar A.G. eds., 2010;
- *International Arbitration in Brazil [O Brasil na arbitragem internacional]* co-author Quinn Smith, Valor Econômico – Legislação e Tributos, p. E2, 02 June, 2010;
- *The Extent of the Arbitral Tribunal's Power to Manage Discovery in the United States of America*, co-author with Quinn Smith, Mealey's Litigation Report, vol. 19, # 20, February 20, 2009;
- *International Commercial Arbitration, United States Doctrinal Developments and American Style Discovery*, co-author, Revista Brasileira de Arbitragem, vol. 20, 2009;
- *The Changing Landscape of Arbitration in the United States and its Effects on International Arbitration*, co-author Quinn Smith, August, 2010;
- *Addressing the New York Convention's Latest Challenge: Enforcing Annulled Foreign Awards*, co-author Quinn Smith, SSRN, December 2, 2008;
- *New Keys to Arbitration in Latin-America*, co-author com Paul Mason, 2008, Journal of International Arbitration 25, 31, Kluwer Law International;
- *Brazil's Conflicting International Arbitration Case Law: The Inepar and Renault Decisions*, May-Jul 2009, Dispute Resolution Journal; New York Vol. 64, Iss. 2, p. 82-86;
- *The Miami Arbitration Reports*, 2010-2011, Revista Brasileira de Arbitragem, Vo. 8, p. 108;

- *Impactful Case Summaries: An Analysis of Developing Arbitral Jurisprudence in the United States*, co-author Quinn Smith, 2009, *Revista Brasileira de Arbitragem*, vol. 5, p. 189;
- *The Extent of the Arbitral Tribunal's Power to Manage Discovery in the United States of America*, co-author Quinn Smith, SSRN, 5 August 2010;
- *On Dangerous Footing: The Non-Statutory Standards for Reviewing an Arbitral Award*, co-author, *The American Review of International Arbitration*, vol. 18, no. 122, 2008;
- *Addressing the New York Convention's Latest Challenge: Enforcing Arbitral Awards in United States Courts after Chromalloy and TermoRio* in *Mealeys' Executive Summary*. Republished in *Revista de Arbitragem e Mediação.*, vol. 6, no. 21, 2008;
- *Arbitration in the Light of the Opening of Brazilian Reinsurance Market*, 2008, in *Revista Brasileira de Arbitragem*, Vol.4, p. 38;
- *The homologation of a foreign arbitration award: the 1958 New York Convention and the Brazilian arbitration law*, in "Arbitration – Studies in Honor of Professor Guido Fernando da Silva Soares, *in Memoriam*"; Coordinator: Selma Maria Ferreira Lemes; Carlos Alberto Carmona; Pedro A Batista Martins; Guido Fernando Silva Soares; Atlas Publisher, 2007, p. 175;
- *Arbitration in Brazil*, 2004, *Journal of International Arbitration* 21, 493, Kluwer Law International.

## **SPEAKING ENGAGEMENTS**

- Webinar "Conflict Management in the Agribusiness Sector", hosted by the Center for Applied Social Studies of the Master Program of the State University of Londrina; Londrina, PR, August 4, 2020, (in Portuguese);
- Author of a proposal for *Enunciado* regarding Arbitration within Public Administration at the First Administrative Law Meeting (Jornada), hosted by Council for Federal Justice, Brasilia, DF, August 03-07, 2020, (in Portuguese);
- Webinar "Effective Persuasion in Virtual Hearings: Challenges and Tools: Perspective from the Arbitrator", hosted by Arbitraje Alumni, July 10, 2020, At 10:00, Peruvian Time (in Spanish);

- Webinar “Thoughts About the Future of Conflict Management And Resolution”, hosted by Camara De Arbitragem, Mediação & Conciliação do Centro Das Indústrias do Rio Grande Do Sul (CAMERS), June 25, 2020, at 17:00, Brasilia Time, (in Portuguese);
- Webinar “Arbitration in Brazil 2020: Insights from International and Local Practitioners”, hosted by CIArb Brazil Branch in conjunction with NYIAC and baker Mckenzie, June 18, 2020, at 10:00, New York time, (in English);
- Webinar “CIArb And ICC Recommendations Regarding Arbitration And Mediation Remote Proceedings: A Comparative Approach”, hosted by CIArb Brazil Branch, April 29, 2020, at 18:00, Brasilia time, (in Portuguese);
- e-Interview “A Dialogue Between Mediation and Arbitration: When And How Domestic And International Experiences Can Help In A Pos Covid-19 Scenario”, hosted by Institute for Certification and Formation of Portuguese Speaking Mediators (ICFML), June 18, at 17:00, US.ET, (in Portuguese);
- Webinar “Current Challenges of International Arbitration”, hosted by Canal Arbitragem, June 03, 2020, at 16:00, Sao Paulo time; (in Portuguese)
- Webinar: Global perspectives for a Challenging ADR landscape: 2020 and Beyond. “The latin America perspective: Argentina, Brazil, Colombia, Mexico and Peru”, hosted by the New York State Bar Association and New York International Arbitration Center, May 19, 2020, (in English);
- Webinar “Fast-track Arbitration: Brazilian and international experiences”, hosted by CAMARB, May 07, 2020 at 10:00, Sao Paulo time, (in Portuguese);
- The Lawyer in the maritime arbitration. “Evidence in the arbitral process: Differences between Common law and civil law, hosted by CIArb, Brazilian Branch, March 06, 2020, Rio de Janeiro, RJ, (in Portuguese)
- “International arbitration track: Regional reports on the global current state of affairs in international arbitration”, Ilaw 2020, hosted by the Florida Bar, International Law Section and the American Arbitration Association, February 28, 2020. Miami, FL, (in English);
- 10th Annual International Arbitration Conference: “Thinking Outside The Box”, Hosted By ICDR/AAA and AMCHAM/Brasil; Program Co-Chair, December 03, 2019, Sao Paulo, Brazil, (in English);
- 2nd ICC Peru Arbitration Day: “Responsibilities of Arbitrators and Arbitral Institutions”, October 12, 2018, Lima, Peru; (in Spanish);

- 3rd International Mediation Congress. “Mediation Without Borders: The Singapore Convention”, Hosted by Mediation Group of The Brazilian Arbitration Committee, October 23, 2019, Sao Paulo, Brazil, (in Portuguese);
- Round Table: “Current Topics on Arbitration – Arbitrator In The Common Law World”, XII Seminar on Arbitration and Mediation, hosted by the Brazilian Institute Of Mediation And Arbitration, August 07, 2019, Sao Paulo, Brazil, (in Portuguese);
- “Arbitrator: The Civil Law and Common Law Approach – Similarities and Differences”, hosted by the Parana Institute of Lawyers, August 13, 2019, Curitiba, Brazil, (in Portuguese);
- “Best Practices and Pitfalls of Mediation and Arbitration”, organized by the International Association of Defense Counsel (IADC), Southeast Regional Meeting, and the American Arbitration Association (AAA), September 27, 2019, simultaneously hosted in Sao Paulo and Miami, (in English);
- “Corruption in international arbitration”, Ilaw 2019, hosted by the Florida Bar, International Law Section and the American Arbitration Association (AAA), Miami, February 22, 2019, (in English);
- “How to make International Arbitration proceedings more efficient – Will the Prague Rules help or are there other ways and means?”, hosted by the International Association of Defense Counsel (IADC), 2019 Midyear meeting, February 26, 2019, Santa Barbara, CA, (in English);
- “The lawyers’ role in mediation proceedings, III National Forum of Mediation and Arbitration, hosted by Superior School of Law – Brazilian Bar Association/Rio Grande do Sul (ESA-RS), December 06, 2018, Porto Alegre, Brazil, (in Portuguese);
- “A Conversation on Third Party Funding and Arbitration”, hosted by Florida International University (FIU) and CAM-CCBC, November 8, 2017, Miami, (in English);
- “Challenges and Perspectives of Arbitration: Multiparty arbitration”, hosted by the Spanish Arbitration Chapter, Brazilian Branch, October 20, 2018, São Paulo, Brazil, (in Spanish);
- Keynote speech: “Innovations in The Alternative Dispute Resolution Methods”, X CONIMA Congress of Arbitration and Mediation, June 14, 2018, Curitiba, Brazil, (in Portuguese);
- “How Arbitration can assist the businessmen in solving conflicts”, hosted by GO Associados, May 03, 2018, São Paulo, Brazil (in Portuguese);

- “Arbitration through the eyes of the Brazilian Superior Court of Justice, CIESP/FIESP Arbitration Day in New York City, organized by the Chamber of Conciliation, Mediation and Arbitration CIESP/FIESP, April 17, 2018, New York, NY, (in Portuguese);
- “Evidence in Arbitration: A practical view in International Arbitration”, hosted by the Brazilian Bar Association /Rio De Janeiro, October 2, 2017, Rio de Janeiro, Brazil, (in Portuguese);
- “The Impact of Mediation, Dispute Board and other ADRs in the Arbitration process”, hosted by the Brazilian Mediation and Arbitration Center (CBMA), August 11, 2017, Rio de Janeiro, Brazil, (in Portuguese);
- “The protection of Brazilian investment abroad: the role of arbitration”, hosted by the Brazilian Arbitration Committee, Minas Gerais Regional Coordination (CBAR-MG), August 17, 2017. Belo Horizonte, Brazil, (in Portuguese);
- “Myths and Truths about Arbitration”, hosted by Coordination of Legal Studies at the Parana Attorney General’s Office, August 08, 2017, Curitiba, Brazil (in Portuguese);
- “Topics of Arbitrability and Parties’ Capacity in Arbitration”, hosted by the Association of Sao Paulo lawyers (AASP), August 16, 2017, Sao Paulo, Brazil, (in Portuguese);
- “Challenges and Opportunities in times of Crisis”, National Congress on Business Dispute Management, hosted by International Institute for Conflict Prevention & Resolution (CPR), May 19, 2017, Curitiba, Brazil, (in Portuguese and English);
- “Brazilian Arbitration Day, Fast-Track Arbitration”, hosted by ICC-Brazil, May 04, 2017, Sao Paulo, Brazil, (in Portuguese);
- Caribbean ADR Panel: “The Role of the Courts as Agents for Growth and Development of International Arbitration in the Region”, hosted by CPR, March 02-04, 2017, Miami, FL, (in English);
- Mediation for Global Commerce & dispute Resolution: An Introduction”, hosted by the American Arbitration Association (AAA) and the CAM-CCBC, October 27, 2016, São Paulo, Brazil, (in English);
- “Arbitration and Dispute Resolution: Focus BRICS Countries”, Conference on International arbitration in BRICS: Challenges, Opportunities and Road Ahead, hosted by Indian Council of Arbitration, Brics India 2016 and FICCI, August 27, 2016, New Delhi, (in English);

- “Large, Complex Arbitration Case Roundtable”, hosted by the American Arbitration Association, June 2, 2016, Miami, FL, (in English);
- “The Past, Present and Future of Arbitration in the Americas”, 2016 Americas Forum, hosted by the American Bar Association (ABA) Section of international law, February 28-March 1, 2016, Miami, FL, (in English);
- The Representativeness of Pan-American Countries in the International Community, III Pan-American Arbitration Congress, organized by the CAM-CCBC and ICDR/AAA, São Paulo, October 25, 2016; (in Portuguese and English);
- “International and Domestic Arbitration: A Comparative Analysis”, organized by Câmara de Arbitragem da Associação Comercial do Parana, ARBITAC, Curitiba, Brazil, October 18, 2016, (in Portuguese);
- “Provisional and Urgent Measures in International Arbitration”, International, Litigation, Arbitration and Transaction, organized by the Florida Bar, Miami, February 26, 2016, (in English);
- “Cross-Cultural Tips in International Arbitration, CPR Annual Meeting, New Orleans, February 16, 2016, (in English);
- “Resolving Disputes for the Olympic Games and Related Industries, International Construction and Infrastructure Projects”, hosted by ICDR/AAA, IX International Arbitration and Mediation Conference Rio de Janeiro, RJ, November 18, 2015, (in English);
- “The Main Aspects of the Amendment to the Brazilian Arbitration Act”, joint round table between AAA/ICDR and CAM-CCBC, Washington, DC, November 11, 2015, (in English);
- “The Role of Brazilian Superior Court of Justice in the Recognition and Enforcement of Foreign Arbitral Awards”, joint roundtable between AAA/ICDR and CAM-CCBC, New York City, NY, November 10, 2015 (in English);
- “In Times of Crisis, there is also an increase in the Number of Cases of Hardship and Force Majeure”, II Pan-American Arbitration Conference, Moderator, Sao Paulo, SP, October 27, 2015, (in Portuguese and English);
- “Debate About Arbitration in South America and Other Jurisdictions”, 12th Meeting - ICC - Latin American Group Moderator, Mexico City, August 26, 2015, (in Spanish);
- “The Law on Arbitration and Arbitration for Lawyers”, organized by Federation of Trade and Services Associations of Rio Grande do Sul, Porto Alegre, August 20, 2015, (in Portuguese);

- “Interpretación del Contrato”, VII Latin-American Arbitration Conference Moderator, Curitiba, June 2015, (in Portuguese and Spanish);
- “40 Years of Panama Convention: Influence on the Development of International Arbitration”, Application of Panama Convention, Panama, May 17, 2015, (in Spanish);
- “Dispute Innovation in Brazil: How are we forging the future, and adapting to change?” CPR III Brazil Business Mediation Congress, Sao Paulo, April 24, 2015, (in English);
- “What Works and What Doesn’t?” Alumni & Friends of the School of International Arbitration, Queen Mary University of London, hosted by Norton Rose Fulbright, London, April 22, 2015, (in English);
- “Influences of Local Habits in International Arbitration” – International Institute for Conflict Prevention & Resolution (CPR) New Rules, Akerman Senterfitt, Miami, March 12, 2015, (in English);
- “The CISG in Arbitration in Brazil”, hosted by CAM-CCBC, São Paulo, March 4, 2015, (in English);
- “Recognition and Enforcement of Arbitral Awards in Latin America”, VI International Arbitration Congress, hosted by ICC Costa Rica, February 22-24, 2015, (in Spanish);
- “The Americas Legislative Update”, The ICDR Miami International Arbitration Conference, a Corporate Counsel Series: International Dispute Resolution in the Americas, Session VII Miami, FL, US, January 30, 2015, (in English);
- Co-Chairman of the 2014 ICDR-CCBC-AMCHAM Annual International Congress on Mediation and Arbitration held in São Paulo, November 18, 2014, (in English);
- “International Arbitration and Mediation in Brazil: Hot Topics”, V Brazil Infrastructure Investments Forum, Roundtable, organized by The Harvard Club, New York, NY, November 5, 2014, (in English);
- “The Role of the Judiciary in International Commercial Arbitration”, Expert invited by the Organization of American States (OAS) for the IV High-Level Meeting, Miami, Santiago, Montevideo, St. Lucia, 2014/2015; (Spanish, English);
- “Case Management as a Tool for Time Optimization: Organization of the Procedure, Production of Evidence, Partial Awards”. International Congress organized by the Brazilian Arbitration Committee (CBAr), Porto de Galinhas, PE, Brazil, September 21-23, 2014, (in English);

- “Grounds for Vacating an Arbitral Award”, hosted by the Brazilian Bar Association, Paraná Division (OAB-PR), September 23, 2014, (in Portuguese);
- “Fundamental Breach, Specific Performances Measures, Avoidance and its Consequences in Brazil. Convention on International Sales of Goods”, held at the Auditorium Federal Judicial Court, Curitiba, Pr, Brazil, March 19, 2014, (in English);
- Program Chair: The Annual International Congress on Mediation and Arbitration for the International Centre for Dispute Resolution (ICDR), São Paulo, SP, the AMCHAM, November 13, 2013, (in English and Portuguese);
- “The Use of International Arbitration as an instrument for Infrastructure Development”, IV Brazil Infrastructure Investments Forum, organized by The Harvard Club, New York, NY, October 1, 2013, (in English);
- “The Interrelationships Between Courts and International Arbitration in Leading Arbitral Jurisdictions: United States, Brazil, Switzerland, and England”, Joint Symposium organized by International Chamber of Commerce (ICC), Transnational Dispute Management and George Washington University Law School, Washington, DC September 26, 2013, (in English);
- “Legal and Cultural Considerations in International Arbitration”, held by PUC/SP, São Paulo, September 18, 2013, (in Portuguese);
- “Arbitrator Disclosures, Deliberations & Dissents”, 11th Annual ICDR Miami International Arbitration Conference, Tertulia Moderator: The Biltmore Hotel, Coral Gables, September 11-13, 2013, (in English and Spanish);
- “Arbitration Infrastructure, Peculiarities of the Public Sector - International Precedent”, International Seminar on Arbitration at CIESP/FIESP, São Paulo, Brazil, May 2013, (in Portuguese);
- “Changing the Way Brazil Resolves Conflict”, The CPR Brazil Business Mediation Congress: Rio de Janeiro, Brazil, April 2013, (in English);
- “Americanization of Arbitration? Harmonization of Common Law and Civil Law Rules.” VII Latin-American Arbitration Congress, Lima, Peru, April 24, 2013 (in Spanish);
- “The Insurer, the Reinsurer and the Challenges of Arbitration in Brazil, The Jirau Case: From the Brazilian Perspective”, organized by the Mediation and Arbitration Centre of the Portuguese Chamber of Commerce in Brazil, São Paulo, Brazil, April 2013, (in Portuguese);

- “Evidence in International Arbitration, the ICC, Young Arbitrators Forum Curitiba, Brazil, Feb-March, 2013, (in Portuguese);
- “Recognition and Enforcement of Foreign Arbitral Awards. The Interaction between Brazilian Arbitration Act, the New York Convention and other International Treaties Applicable to Brazil. Controversial Issues”, Sponsored by Brazilian Superior Court of Justice, (STJ) Brasilia, DF, Brazil, December 3, 2012, (in Portuguese);
- “The Available Mechanism to Foreign Investors”, King & Spalding Program on Dispute Resolution in Brazil, Houston, Texas, 2012, (in English);
- Program Chair: “Options for International Alternative Dispute Resolution in the Current Global Commercial Transactions”, the ICDR Conference, São Paulo, Brazil, 2012, (in English and Portuguese);
- Investment Arbitration, International Arbitration Meeting in Coimbra, Portugal, 2012, (in Portuguese);
- “Arbitration in Antitrust Issues, Brazilian Arbitration Committee (CBAR) International Congress”, Brasilia, DF, Brazil, September 18-20, 2011, (in Portuguese);
- “Recognition and Enforcement of Foreign Awards in Brazil”, hosted by Columbia University School of Law, New York, November 2010, (in English);
- “What Brazilian lawyers fear about an arbitral procedure against American lawyers and/or American parties?”, Brazilian Arbitration Day, hosted by Debevoise & Plimpton LLC, New York, US, November 2010, (in English).