

International Arbitration



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Womble Bond Dickinson is a full-service, global law firm, with over 1,000 lawyers based in 31 UK and US office locations.

We have arbitration practices in global arbitral centres, including London, Edinburgh, New York, Houston and Washington, D.C.



Our International Arbitration Practice

Our lawyers have conducted arbitrations with demonstrable success in hard-fought, complex cases, and we conduct arbitrations under all major institutional rules, including ICC, UNCITRAL, LCIA, ICSID, SIAC, Scottish Arbitration Rules, and Swiss Rules of International Arbitration, as well as ad hoc arbitrations.

Well Versed

As highly skilled dispute resolution practitioners, we provide practical, commercial, and sensitive resolutions that benefit our clients and maintain their business relationships and reputations.

We understand our client's sectors and businesses. We can recommend the best options, predict likely outcomes, and make well-informed decisions and manage costs. Our clients appreciate our ability to resolve disputes quickly and cost-effectively.

Well Connected

We have offices and arbitration practices in global arbitral centres across our 31 office locations. Our lawyers have experience of a large variety of complex cases in a wide range of countries. Our good relationships with other highly skilled lawyers throughout the world help to navigate local issues, both legal and practical, and reach a commercially pragmatic solution.

Well Regarded

"They understand the needs of the client's business, give clear advice as to the options available and recommend the best way forward taking all circumstances into consideration."

Chambers and Partners, UK

"The WBD team get to grips with the technical aspects of claims quickly. They invest time and effort in understanding complex issues, and consequently give clear instructions to expert witnesses."

The Legal 500, UK

"They have good knowledge of the contract requirements and case laws, which helps us make informed decisions."

Chambers and Partners, UK

"It is a top-notch firm."

**Litigation: General Commercial,
North Carolina (Band 1)**

Chambers and Partners, USA



Our Lawyers' Representative Experience

Our lawyers have a broad range of experience across multiple sectors.

Energy & Natural Resources

Renewables

- Acted for a Chinese client in an ICC arbitration worth \$55 million against a subcontractor, in a dispute over the delayed and defective construction of a key component of a renewable power plant in North Africa. Losses included the direct costs of remedying the defects, and other losses associated with the plant's delay and consequent failure to meet output requirements.

Oil, Gas and Coal

- Represented a Southeast Asian EPC Contractor in its dispute concerning the construction of an oil refinery in North Africa worth approximately \$2 billion. Issues included responsibility for delayed and defective works, entitlement to payment, and management of the relationship with funders.
- Acted for one of the world's largest electronics manufacturers in the arbitration of disputes arising out of the construction of a coal-fired power plant. The matter involved prosecution of the client's payment claim and defence of \$100 million in delay liquidated damages and defective work claims from the project owner and the EPC contractor.
- Acted for an engineering company in an arbitration against a North American petroleum company in a \$45 million ICC arbitration and in the subsequent challenge of the award in the English courts. The dispute concerned the design and construction of offshore oil and gas infrastructure in Trinidad & Tobago.
- Acted in an UNCITRAL arbitration against a Central American state on behalf of a US private investment firm in relation to a technically complex oil exploration license dispute.
- Represented a Finnish oil company in a dispute against a Middle Eastern state relating to taxation measures.

Major Projects & Plant

- Represented a Finnish oil company in \$250 million UNCITRAL arbitration proceedings concerning a raft of disputes concerning a process plant joint venture.
- Represented a UK-based chemicals company in proving wilful default and fraudulent misrepresentation in its \$37 million ICC arbitration with a European engineering firm, following the provision of delayed and defective designs for a chemicals plant.
- Defended subcontractor claims in excess of \$30 million for changed conditions and delay damages brought against the EPC contractor on the project. The arbitration involved issues relating to defective design of a cofferdam and other temporary works used to install a cooling water intake pipe for a cogeneration power plant in northern Mexico.
- Represented a Middle Eastern emanation of the state in relation to a \$200 million dispute under the ADCCAC Rules, concerning complex issues of structural engineering and design for an infrastructure project.
- Acted in an international arbitration under ICC Rules, for a major civil contractor as claimant, on a multi-million-dollar dispute concerning the design and construction of a sewage treatment plant and pumping station in the Middle East. The case concerned changes to the scope of work and defective design and workmanship.
- Represented a global energy EPC Contractor in an ICC arbitration against a subcontractor on a \$50 million dispute relating to the construction of a major power plant in Israel. The representation included coordinating local counsel's efforts in Israel. The seat of the arbitration was London, while Israeli law governed.



Manufacturing

- Acted in an international arbitration under ICC Rules for a world-wide manufacturer as Respondent. Issues concerned payment to and the performance of a contractor in undertaking the remedial works required at a major manufacturing plant in Europe. The matter also involved liaising with foreign Counsel to provide input on litigation matters proceeding in other European and US jurisdictions.
- Acted for a significant international oil and gas manufacturer and supplier in the defence of a UNCITRAL arbitration which was ultimately abandoned by the claimant.

Investment Disputes

- Represented Duke Energy Electroquil Partners and Electroquil SA vs The Republic of Ecuador (ICSID Case No. ARB/04/19) in ICSID arbitration proceedings under a US-Ecuador bilateral investment treaty and a specifically negotiated submission agreement. The dispute related to claims in connection with the company's investments in the domestic energy sector.
- Represented Duke Energy International Peru Investment No 1 Ltd vs The Republic of Peru (ICSID Case No. ARB/03/28) in a dispute concerning the alleged breach by the government of a legal stabilization investment agreement, the expropriation of the investment by the government due

to the improper assessment of various taxes, and the government's unfair and discriminatory treatment of the investment in violation of international law. The representation involved extensive interactions with various US Government agencies.

- Acted for Bridgestone's US entities in a claim against Panama (ICSID Case No. ARB/16/34), obtaining a landmark ruling which found for the first time that trademark licenses may comprise an "investment".

Other Significant Experience

- Advised boards and senior management on strategies relating to large infrastructure projects, leveraging on international protections to prevent international disputes.

- Represented a subsidiary of one of the world's largest telecoms companies, with interests in emerging markets across Africa, Asia and the Middle East, in relation to a \$50 million LCIA arbitration arising from a collapsed M&A transaction.
- Acted for a professional services company in a politically significant KCAB arbitration against a state.
- Represented UEG Araucaria Ltda, a Brazilian joint venture company in a \$1.8 billion Paris-based ICC arbitration against Companhia Paranaense de Energia Ltda, a state-owned utility, arising out of a long-term power purchase agreement and involving issues related to the construction of the power plant. This also involved coordinating local counsel's efforts to overturn an order by a local court seeking to enjoin the conduct of the arbitration. Brazilian law governed.
- Acted for an Israeli chemical company in a \$100 million LCIA arbitration in London concerning a gas sale and purchase agreement with a US energy company.
- Represented an International Genco in a Miami-based arbitration under the UNCITRAL Arbitration Rules. The parties' dispute arose out of a long-term power purchase agreement and concerned the interpretation of the agreement's payment clause and Guatemalan electricity sector regulations, testing the Guatemalan electricity regulations. The language of the arbitration was Spanish, while the governing law was Guatemalan.
- Represented a large food-services company against a heating-technology company regarding intellectual property, licensing, and contractual matters in an arbitration administered by the Swiss Chambers' Arbitration Institution.



Our Key Contacts

With a keen commercial acumen, extensive industry knowledge, and a constant awareness of broader concerns, our key contacts from Womble Bond Dickinson’s International Arbitration Team are well-positioned to represent you through every stage of your dispute.

United Kingdom



Jessica Tresham
Partner

E: jessica.tresham@wbd-uk.com
T: +44 (0)207 788 2451



Simon Lewis
Partner

E: simon.lewis@wbd-uk.com
T: +44 (0)191 279 9552



Lisa Dromgoole
Partner

E: lisa.dromgoole@wbd-uk.com
T: +44 (0)131 624 8707



Richard Collins
Partner

E: richard.collins@wbd-uk.com
T: +44 (0)191 279 9913



James Ignotus
Managing Associate

E: james.ignotus@wbd-uk.com
T: +44 (0)207 788 2343



Emily Leonard
Managing Associate

E: emily.leonard@wbd-uk.com
T: +44 (0)207 788 2322



Hannah Gardiner
Managing Associate

E: hannah.gardiner@wbd-uk.com
T: +44 (0)207 788 2509

United States



Francisco Balduzzi
Partner

E: francisco.balduzzi@wbd-us.com
T: +1 346.998.7814



Todd Conley
Partner

E: todd.conley@wbd-us.com
T: +1 703.394.2245



James Derrick
Partner

E: james.derrick@wbd-us.com
T: +1 704.331.4913



Russ Ferguson
Partner

E: russ.ferguson@wbd-us.com
T: +1 919.308.1996



Cordes Ford
Partner

E: cordes.ford@wbd-us.com
T: +1 843.720.4631



Jeff Golimowski
Partner

E: jeff.golimowski@wbd-us.com
T: +1 785.691.6486



Katie Hyman
Partner

E: katie.hyman@wbd-us.com
T: +1 202.857.4448



Christopher Jones
Partner

E: christopher.jones@wbd-us.com
T: +1 919.7558173



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