

IBA Workshop: IBA Rules on the Taking of Evidence

12 September 2024, Vilnius University Ensemble
3 Universiteto St., Vilnius, Lithuania

Organizing partners:



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VILNIUS COURT OF COMMERCIAL
ARBITRATION

SORAINEN

Ellex 

PRELIMINARY AGENDA

12 September 2024

12:00 – 12:15 ● Registration, coffee

12:15 – 12:30 ● Opening remarks

12:30 – 13:50 ● Panel discussion #1

General topic:

Panel discussion: Key features of the IBA Rules on the Taking of Evidence in International Arbitration (2020)

Speakers:

Bartosz Krużewski, Clifford Chance (Warsaw)

Dr. Eveli Lume, Squire Patton Boggs (Berlin, Estonia)

Erik Leikin, Freshfields Bruckhaus Deringer (Vienna)

Dr. Eglė Zemlytė, Miliauskas, Zemlytė ir Lauraitytė (Vilnius)

Moderator: *Ieva Rimavičienė (Sorainen)*

13:50 – 14:20 ● Coffee break

14:20 – 15:40 ● Panel discussion #2

General topic:

Panel discussion: What lessons can be learnt from the application of the IBA Rules on the Taking of Evidence to enhance efficiency of arbitration and litigation?

Speakers:

Ximena Herrera-Bernal, GBS Disputes, UK

Jurgita Petkutė, Knoetzl, Austria

Lucia Raimanova, Allen & Overy, Slovakia

Cosmin Vasile, ZRVP, Romania (IBA Arbitration Committee)

Moderators: *Simona Budreikaitė (Ellex), Tadas Varapnickas (Ellex)*

15:40 – 16:00 ● Closing remarks

SPEAKERS:



Bartosz Krużewski, Clifford Chance (Warsaw)

Bartosz Krużewski is an advocate, a partner at the Warsaw office of Clifford Chance and the head of the litigation practice in Warsaw and Continental Europe. He is one of the leading lawyers in Poland specializing in international arbitration, both commercial and based on investment treaties. Bartosz regularly handles disputes related to construction, infrastructure, post-M&A matters and in the energy sector. Bartosz was the chairman of the Arbitration Commission of the ICC Poland and a member of the management board of the ICC Poland. He currently serves as an alternate member of the ICC Court of Arbitration representing Poland, and is a sought after arbitrator in cases conducted before institutional and ad hoc tribunals.



Cosmin Vasile, ZRVP, Romania (IBA Arbitration Committee)

Dr. Cosmin Vasile is a Romanian lawyer and arbitrator based in Bucharest. He is managing partner of Zamfirescu Racoți Vasile & Partners and head of the firm's Arbitration Department, with practice experience of 22 years as counsel and 13 years as an arbitrator. He boasts an outstanding track-record of more than 100 international arbitration proceedings as counsel and arbitrator, providing legal counsel to both government institutions and private companies in multimillion-value disputes held under the auspices of numerous arbitral bodies or rules. Dr. Vasile regularly arbitrates disputes relating to construction, infrastructure, capital markets, privatization and energy.

In addition to his appointment to the ICSID Panel of Arbitrators, he is a CIETAC and CICA arbitrator and acts as a member of several arbitration institutions including the SCC Arbitrators' Council, the London Court of International Arbitration (LCIA), Arbitration and ADR worldwide, the IBA Arbitration Committee as former Secretary & Co-chair of the Eastern Europe Arbitration Group, and The Chartered Institute of Arbitrators, London. Cosmin publishes and lectures regularly on arbitration related matters and is one of the initiators of the Bucharest Arbitration Days conference series.



Dr. Eglė Zemlytė, Miliauskas, Zemlytė ir Lauraitytė (Vilnius)

Dr. Eglė Zemlytė is an arbitrator and a senior lecturer at the Private Law Department of the Law Faculty of Vilnius University. She teaches international commercial arbitration and civil procedure law. Additionally, she is admitted to the bar of the Republic of Lithuania and has practiced as counsel in arbitration and litigation cases for almost 20 years. As of 2020, she is a founding partner of the boutique law firm 'Miliauskas, Zemlytė and Lauraitytė.' Since 2017, she has primarily focused her career on arbitration, regularly serving as an arbitrator or chairing arbitrations, mostly under the rules of the VCCA.



Erik Leikin, Freshfields Bruckhaus Deringer (Vienna)

Eric Leikin is a partner with Freshfields Bruckhaus Deringer, based in the Vienna office. Eric specialises in international arbitration, with a particular focus on investment arbitration and post-M&A commercial disputes. He has represented clients in proceedings under various procedural rules, most often in the energy, finance and technology sectors. Eric is also experienced in US civil litigation and cross-border compliance investigations, particularly in the former Soviet Union. Before joining Freshfields in 2015, Eric worked for several years with another leading international law firm in Washington DC and clerked on the Constitutional Court of South Africa under Justice Madlanga. Eric is admitted to practice and is a member of the bar in New York and Washington DC (attorney-at-law).



Dr. Eveli Lume, Squire Patton Boggs (Berlin, Estonia)

Dr. Eveli Lume is a partner in the International Dispute Resolution Practice of Squire Patton Boggs. She is an international arbitration specialist with a practice exclusively focused on complex international disputes. Eveli is instructed in high-stakes international arbitrations, including both investor-state and commercial international arbitrations under the auspices of leading arbitration institutions. An Estonian national, educated and admitted to practice in Estonia and Germany, and regularly working in English, German, Estonian and Russian, her practice is uniquely international. She acts for clients with a broad geographic scope, including Eastern European, Central Asian and African states and state-owned entities, as well as private sector companies throughout Europe and beyond. Clients direct Eveli to act for them in arbitrations across a broad range of sectors, including in the energy, water, construction, mining, telecommunications, food and ceramic sectors. She is experienced in litigating cases under the rules of the International Centre for Settlement of Investment Disputes (ICSID), the UNCITRAL Arbitration Rules, the International Chamber of Commerce (ICC), the Stockholm Chamber of Commerce (SCC) and the rules of the German Institution of Arbitration (DIS). In December 2023, the Republic of Estonia appointed Eveli to the ICSID Panel of Arbitrators.

In addition to her practice, Eveli is involved in the International Dispute Resolution LL.M. program at the Humboldt University as a guest lecturer on public international law, and supervisor, and she also teaches international arbitration and international investment law at the Tartu University in Estonia.”



Jurgita Petkutė, Knoetzl, Austria

Jurgita Petkutė is a partner at KNOETZL, Austria's first large-scale dispute resolution firm dedicated to high-profile cases. Jurgita specializes in international commercial arbitration and practices both as counsel and as arbitrator.

She has handled a wide range of complex, multi-jurisdictional and high-value disputes, particularly in the CEE, SEE and Baltic regions. Jurgita's experience includes large disputes in the energy sector (electricity, oil, gas supply, exploration and transportation agreements), disputes stemming from the engineering and construction projects (under the FIDIC Books and others) as well as insurance, international sales, commercial and shipping disputes. Many of the proceedings handled by her involved sovereign states or their instrumentalities as a party.

Jurgita is regularly appointed to act as an arbitrator. She has acted as chairperson, sole arbitrator and co-arbitrator in international arbitrations under the ICC, SCC, FAI, VIAC and VCCA rules. Jurgita is admitted to the Vienna Bar (as a registered European Lawyer) and the Lithuanian Bar.



Lucia Raimanova, Allen & Overy, Slovakia

Lucia Raimanova is a partner at A&O Shearman Bratislava office. Lucia practised with the firm in London and Hong Kong before relocating to Bratislava to lead the firm's arbitration practice in the CEE. She has been repeatedly named a Thought Leader in Arbitration by Who's Who Legal.

Lucia regularly appears for corporate clients and States in investment treaty and commercial arbitration proceedings seated in both civil and common law jurisdictions (e.g. Geneva, London, Paris, Vienna) and under all the major arbitration rules (e.g. ICC, ICSID, LCIA, SCC, SRIA, UNCITRAL, VIAC).

Lucia currently serves on the Board of the Vienna International Arbitral Centre ('VIAC'), the Board of the British Chamber of Commerce in Slovakia and the Board of the Arbitration Association of Central and Eastern Europe (of which she is also a founding member). She is also a member of the ICC Commission on Arbitration and ADR and sits as arbitrator.



Ximena Herrera-Bernal, GBS Disputes, UK

Ximena Herrera-Bernal is a founding partner of Gaillard Banifatemi Shelbaya Disputes, where she focuses on disputes involving Latin American and Iberian parties. Prior to founding Gaillard Banifatemi Shelbaya Disputes she was a partner at Shearman & Sterling LLP.

She advises and represents corporate and sovereign clients in international arbitrations under a variety of rules, including the ICC, ICSID, ICDR, LCIA, CRCICA, UNCITRAL, and IACAC Rules. Her experience comprises investment treaty arbitrations under bilateral and multilateral treaties as well as commercial arbitrations in the oil & gas, power, infrastructure, telecommunication, and retail sectors. She also acts as arbitrator. She is a member of the ICSID Panel of Arbitrators, designated by the Republic of Colombia.

Ximena Herrera is listed as a “Next Generation Partner” in the 2023 edition of The Legal 500 UK and is featured in the 2019 edition of The Legal 500 International Arbitration Powerlist UK. She was part of the Commission set up by the Colombian Ministry of Justice for the Reform of the Colombian Arbitration Law and a member of the Commission for the Revision of the IBA Rules on the Taking of Evidence.

MODERATORS:

Ieva Rimavičienė



Ieva is a counsel at Sorainen Law Firm specializing in commercial arbitration and acting both as a counsel and as an arbitrator under the UNCITRAL Arbitration Rules, the International Chamber of Commerce (ICC), the Stockholm Chamber of Commerce (SCC) and the Vilnius Court of Commercial Arbitration Rules (VCCA).

Ieva has considerable experience advising local and international clients in a wide range of complex and high-stake disputes in both court and arbitration proceedings across a wide range of various sectors, including energy, construction, real estate, and commercial sectors.

Ieva is on the list of recommended arbitrators at the Vilnius Court of Commercial Arbitration (VCCA). Also, Ieva is a member of the ICC Commission on Arbitration and ADR (appointed by the Lithuanian national committee) from year 2022.



Simona Budreikaitė

Simona Budreikaitė is an Associate Partner at Ellex Valiunas with significant experience in high-value disputes related to energy law, construction, infrastructure, civil liability, company law and shareholder disputes, as well as the protection of trade secrets and unfair competition.

Ms Budreikaitė advises and represents clients in complex disputes before the state courts and arbitral tribunals, with expertise under various arbitration rules, including SCC, ICC, VCCA, and UNCITRAL. She also has substantial experience in investment arbitration and has represented the Republic of Lithuania both in pre-arbitration stages of investment disputes, and in subsequent arbitration proceedings.

Ms Budreikaitė is one of the leading young lawyers in Lithuania and named a key lawyer by Legal 500. She holds an LLM (Mjur, with Distinction) diploma from the University of Oxford, where she deepened her knowledge of commercial law and international dispute resolution. In addition to her practice, Ms Budreikaitė also assists and advises students practicing in the law clinic of Vilnius University Faculty of Law on a pro bono basis.



Tadas Varapnickas

Dr Tadas Varapnickas is an Associate Partner at Ellex Valiunas working in the field of litigation and international arbitration.

Dr Varapnickas is one of the leading young arbitration practitioners in the Baltics. He accumulated valuable experience in representing clients in complex arbitration cases under the regulations of SCC, ICC, LCIA, VCCA, UNUM, UNCITRAL and others.

Dr Varapnickas is an alumnus of the International Academy of Arbitration Law and recent alumnus of the renowned MIDS programme. Dr Varapnickas is very active in the academic field of arbitration, publishing articles on national and international journals and Kluwer Arbitration Blog. He is also sharing his experience with the younger generation of Lithuanian lawyers at Vilnius University where he was elected lecturer of the year in 2018. Dr Varapnickas is the general editor of the only annual arbitration-dedicated journal in the Baltics – ‘Arbitration. Law and Practice’ – published by the Vilnius Court of Commercial Arbitration.