NEW YORK STATE BAR ASSOCIATION

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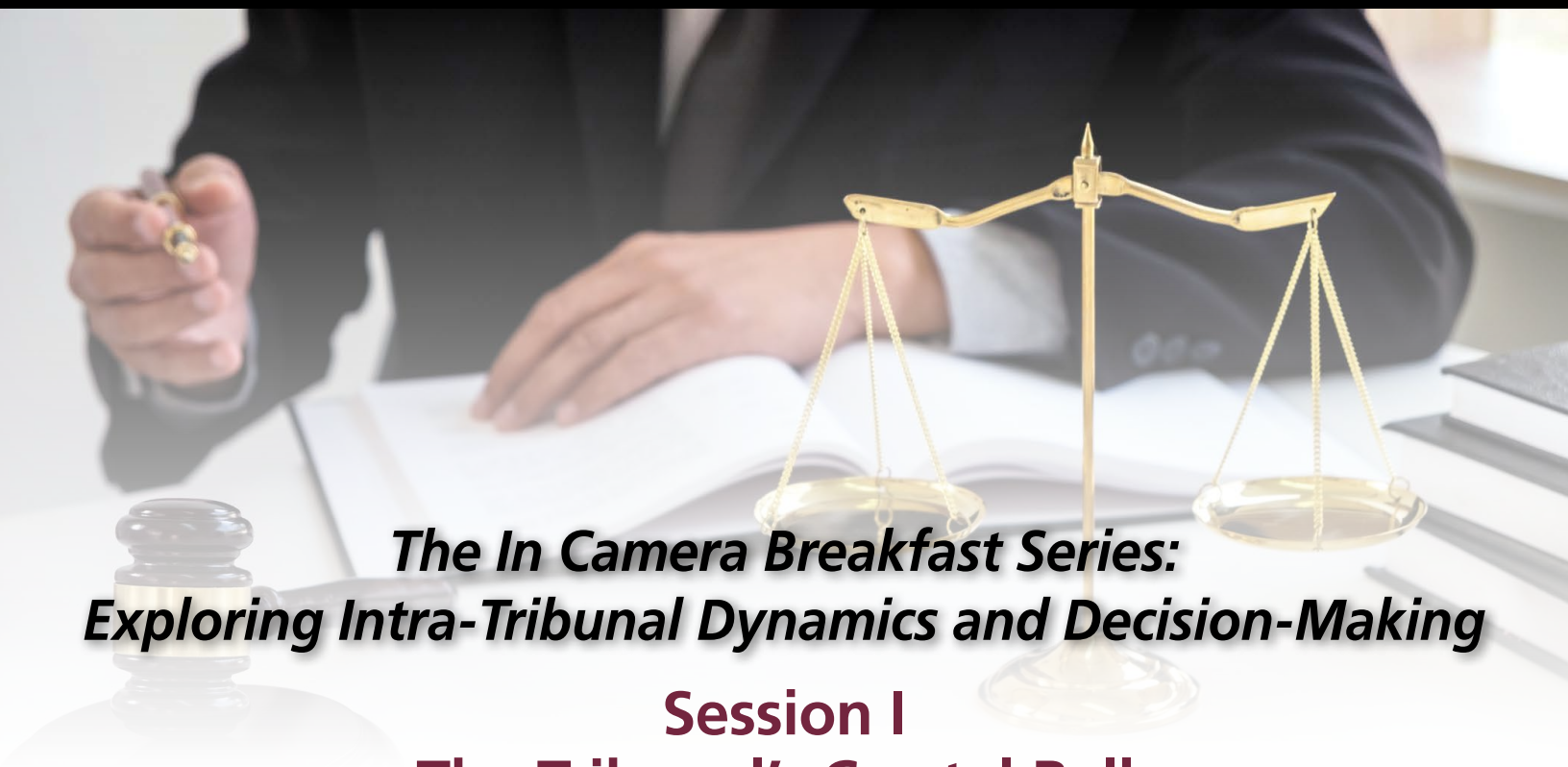
International Dispute Resolution Committee



The In Camera Breakfast Series: Exploring Intra-Tribunal Dynamics and Decision-Making

Session I
The Tribunal's Crystal Ball: Models, Experts, and Estimates in High-Stakes Cases

April 26, 2018, 8:30-10:00 a.m.

Baker & McKenzie LLP, 452 5th Ave., New York City

Catherine Amirfar, Debevoise & Plimpton LLP * **Mark Kantor**, Independent Arbitrator * **Kathleen Paisley**, Ambos, NBGO * **David Zaslowsky**, Baker & McKenzie LLP (moderator)

Session I will explore how tribunals analyze and resolve complex damages questions. Is it wise, for example, to ask party experts to provide arbitrators with calculations in excel spreadsheets so the arbitrators can manipulate them? Should damages questions be a topic at the preliminary conference?

To register, visit www.nysba.org/incameraseries18/.

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Session II

The Law According to Whom? How Arbitrators 'Get it Right'

May 23, 2018, 8:30-10:00 a.m.

Hogan Lovells LLP, 875 3rd Ave., New York City

Samaa Haridi, Hogan Lovells LLP * **Judge Faith Hochberg**, Judge Hochberg ADR * **Robert Smit**, Independent Arbitrator * **Marc J. Goldstein**, Independent Arbitrator (moderator)

Session II will consider how arbitrators find and determine applicable law. Is "the law" in arbitration confined to what the parties submit? Are there different norms and expectations in domestic vs. international arbitrations as to how far an arbitrator can or should go in researching the law or the extent to which such research must be shared with the parties?

A remote dial-in option will be available for Session I to accommodate persons located at a distance from New York City or who are otherwise not able to attend. Calling information will be provided upon registration for Session I. We regret that we cannot provide a dial-in option for Session II.

Stephanie Cohen and **Marc Goldstein**, co-chairs, International Dispute Resolution Committee

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