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Andrew Aglionby
Arbitrator, Arbitration
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Prof. Dr. Ziya Akinci President, Istanbul Arbitration Centre Opening Address



Jonathan W Blythe Founder Member, British Turkish Lawyers Association Opening Address



Nicholas Davidson QC 4 New Square Keynote Speaker



Noyan Göksu Partner, Goksu | Aydın Avukatlık Bürosu Moderator — 1st Grand Panel



**Değer Boden** Managing Partner, Boden Law



Tim Chelmick Barrister, 4 New Square



Ismail Esin Managing Partner, Esin Attorney Partnership



Dr. Sinan H. Yuksel Yuksel Legal



Dr. Berk Demirkol Yuksel Legal



**Prateek Bagaria** Partner, Singularity Legal LLP



Girgis Abd El-Shahid Managing Partner, Shahid Law Firm



Baran Alptürk Senior Associate, Hergüner Bilgen Özeke Attorney Partnership



**Eda Cerrahoğlu Balssen** Partner, Cerrahoglu Law Firm



James Freeman Partner, Allen & Overy



Sami Houerbi Director for Eastern Mediterranean, Middle East & Africa, ICC International Court of Arbitration; Partner, Houerbi Law Firm, Dubai/Tunis



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8:50 — 9:00	Welcome Speech Jonathan W Blythe, Founder Member, British Turkish Lawyers Association			
9:00 — 9:15	Opening Address — Turkey Arbitration Update 2018 Prof. Dr. Ziya Akinci, President, Istanbul Arbitration Centre			
9:15 — 9:45	Keynote Section — Evolution of International Arbitration in 2018 Nicholas Davidson QC, 4 New Square			
9:45 — 10:15	3rd Party Funding in ADR / Litigation Ayse Lowe, Vice President, Bench Walk Advisors			
10:15 - 10:45	Advising on Shareholder Disputes and Exit Procedures Ismail Esin, Managing Partner, Esin Attorney Partnership			
10:45 — 11:15	Networking & Morning Refreshment			
11:15 — 11:45	Protecting Turkish investors under Investment Treaties of Turkey Değer Boden, Managing Partner, Boden Law			
11:45 — 12:05	Why arbitration is a failure in Turkey so far and what can we do to change that?  Noyan Göksu, Partner, Goksu   Aydın Avukatlık Bürosu			
12:05 — 12:25	Allegations of Corruption in International Arbitration Baran Alpturk, Senior Associate, Hergüner Bilgen Özeke Attorney Partnership			
12:25 — 12:45	Enforcement of Arbitration Awards Eda Cerrahoğlu Balssen, Partner, Cerrahoglu Law Firm			
12:45 - 14:00	Networking Lunch			
14:00 — 14:40	1st Grand Panel — Advising on Local and International Construction Disputes Moderator Noyan Göksu, Partner, Goksu   Aydın Avukatlık Bürosu Panellists: Tim Chelmick, Barrister, 4 New Square Chambers Prateek Bagaria, Partner, Singularity Legal LLP			

• Girgis Abd El-Shahid, Managing Partner, Shahid Law Firm

14:40 — 15:00	Managing Disputes with Egyptian Companies Girgis Abd El-Shahid, Managing Partner, Shahid Law Firm
15:00 — 15:15	Post M&A Disputes: Some War Stories and How to Avoid Them James Freeman, Partner, Allen & Overy
15:15 — 15:45	Cooperation Between Inhouse Counsels and Law Firms in Matters of Arbitration • Dr. Sinan H. Yuksel, Yuksel Legal • Dr. Berk Demirkol, Yuksel Legal
15:45 — 16:05	Short Break & Afternoon Refreshment
16:05 — 16:25	Is Mediation Going to be a Legitimate Alternative from 2018 under Singapore's Leadership? Prateek Bagaria, Partner, Singularity Legal LLP
16:25 — 16:45	Choice Of The Seat Of The Arbitral Tribunal Prof. Dr. Tarkan Göksu, Partner, Zaehringen Law Office, University of Fribourg, Switzerland
16:45 — 17:30	2nd Grand Panel — Expert Witness In Arbitration — Regional Overviews and Updates in 2018 Moderator • TBC Panellists: • Prof. Dr. Ziya Akinci, President, Istanbul Arbitration Centre • Sami Houerbi, Director for Eastern Mediterranean, Middle East & Africa, ICC International Court of Arbitration; Partner, Houerbi Law Firm, Dubai/Tunis • Ismail Esin, Managing Partner, Esin Attorney Partnership
17:30 — 17:35	Closing Remarks & Lucky Draw
17:35 — 18:35	Networking Cocktail

#### Andrew Aglionby, Arbitrator, Arbitration Chambers, Hong Kong and London

Andrew Aglionby is a lawyer who has been involved in arbitration since 1986. Since 2015 he practices mostly as an independent arbitrator. He sits as a sole, party-nominated and presiding arbitrator around the world. He is involved in commercial cases of many different types, including technology, telecoms, construction, international trade and shareholder issues.

He was called to the bar of England & Wales in 1984 and admitted as a solicitor in England & Wales (1991) and Hong Kong (1994). From 1993 to 2010 he lived in Hong Kong. From 2000 to 2010 he was head of arbitration for Baker & McKenzie in Asia Pacific and head of Construction for China. His work has involved common law and civil law claims, and parties and disputes from more than 30 jurisdictions.

He is a Chartered Arbitrator and a Fellow of the Chartered Institute of Arbitrators and of the Hong Kong Institute of Arbitrators. Andrew is a member of the ICC Commission on Arbitration and ADR.

#### Prof. Dr. Ziya Akinci, President, Istanbul Arbitration Centre

Ziya Akinci is the founding partner of Alkinci Law Office, carries out his duty as the president of Istanbul arbitration Centre (ISTaC). Dr. Akinci is a member of the ICC International Court of arbitration since 2006 and he is also head of the International private Law Division of Galatasaray university Faculty of Law. Dr.

Akinci focuses primarily on dispute resolution and has acted as counsel, expert, sole arbitrator and co-arbitrator in many international and domestic proceedings including international construction projects, energy projects, investment disputes, mergers and acquisitions, international commercial disputes. Dr. Akinci as admitted to the Bar in 1986. In 2003 he became a professor of Private International Law in Galatasaray university. He has authored numerous publications on topics including but not limited to international arbitration, international construction law, applicable law to the contracts, international family law and the international carriage of goods by road.

#### Jonathan W Blythe, Founder Member, British Turkish Lawyers Association

Jonathan is one of the founder members of the BTLA and is currently adviser to the board. He is a qualified Scottish and English solicitor, but for the majority of his professional life he has been located in Turkey. Having completed an MA (Law) at Istanbul University, in 1995 he set up and ran the Istanbul office of the Scottish oil and gas law firm Ledingham Chalmers. A veteran of the BTC pipeline deal, he has acted for a number of State and Private Entities. Following an MBO in 2004 he has been 12 years with the successor firm Senguler law Office. Besides energy and project work, Jonathan advises foreign investors setting up in Turkey across a range of sectors.

Being fluent in Turkish but having a common law background he and his team at Senguler assist clients as they seek to navigate the sometimes uncertain waters of Turkish local regulation. Jonathan is a qualified Arbitrator, and a member of ClArb, he has sat in a number of ICC cases involving multinational parties under both Turkish and English law.

# Nicholas Davidson QC, 4 New Square

Nicholas is a commercial litigator and arbitrator, who has been described in the Legal 500 and Chambers and Partners as "one of the leading trial lawyers of his generation with excellent client skills", "a great leader", "extremely competent, user-friendly and authoritative", "frighteningly intelligent and incisive", "a must-have barrister who is mustard when it comes to identifying the salient points" and "a sensational cross-examiner and advocate". His interests are worldwide, and among them is dispute resolution in relation to investment advice and management. He is a Deputy Judge of the High Court of England and Wales.

#### Noyan Göksu, Partner, Goksu | Aydın Avukatlık Bürosu

K. Noyan Göksu is a leading arbitration specialist of Turkey, with several high stakes cases argued before a wide spectrum of tribunals. As a member of the Istanbul Bar and a registered foreign attorney of the English Bar, he has worked for close to two decades in Turkey, the US and France with global law firms and an international court.

Combining credentials as an ICSID arbitration advocate in Washington D.C., a commercial arbitration advocate in Turkey, as well as a Legal Officer of the ECHR in Strasbourg, Noyan has been on both sides of the bench. Since 2009, he as also been teaching at law schools and other academic and professional institutions as a part time arbitration professor. He was recently instructed by the US Department of State as one of the three Middle-East arbitration experts as part of a weeklong training program for foreign officials. Currently, he is lecturing high ranking Turkish Transportation Ministry officials on construction dispute resolution, intricacies of FIDIC forms, and legal aspects of contract management.

Legal 500 and Chambers & Partners recognize Noyan as an advocate who "has an impressive track record in international arbitrations and before international courts, including the ECHR". He has the "ability to bring completely different perspectives to complex questions without losing touch with common sense and practical solutions" and who "has strong experience in infrastructure, engineering and energy litigation, and also has substantial experience representing Turkish and foreign companies in arbitration and enforcement proceedings". Noyan is recently recognized among the leading individuals in this practice area by Global Arbitration Review (2018). He is also recognized as a leading construction law expert by Who's Who Legal (2018).

Noyan is a graduate of Galatasaray Law School (LL.B.) and Yale Law School (LL.M.). He has numerous publications on international arbitration and commercial litigation.

In addition to being a recognized arbitration attorney with over 15 years of experience, Noyan teaches at law schools and other institutions. He previously taught the International Commercial Arbitration class at Istanbul Bahcesehir University Law School and gave lectures on Alternative Dispute Resolution in M&A and JV projects at Istanbul Bilgi University as part of the ELSA M&A School. Since 2010, he has been an Adjunct Professor at Istanbul Yeditepe University Law School, teaching the International Commercial arbitration class. In 2014, he was chosen by the US State Department as the leading regional expert to train Iraqi officials on alternative dispute resolution.

Noyan holds an LL.B. from Galatasaray University Law School (2000) and an LL.M. from Yale Law School (2003).

#### Ismail Esin, Managing Partner, Esin Attorney Partnership

Ismail esin has more than 15 years of experience advising clients in arbitration and mergers and acquisitions matters. He is listed in The International Who's Who for mergers and acquisitions and commercial arbitration and in Chambers & partners and Legal 500 for Corporate/M&a and Dispute resolution. He has lectured on law of obligations and mergers and acquisitions law at Marmara, Galatasaray, Yeditepe and Bilgi universities in Istanbul, and writes extensively on these topics. Ismail advises banks, multinational companies, governments and private equity funds on investments and major projects in Turkey, the Middle East and the CIS. His work focuses primarily on the energy, infrastructure, construction, telecom and healthcare industries. He also acts as an arbitrator and as counsel in arbitration matters, especially focusing on arbitration of M&A transactions. He recently coedited Arbitration in Turkey published by Kluwer Law International, the first comprehensive guide to arbitration in Turkey published by Kluwer. He was also recently appointed as an advisory board member for the Istanbul Arbitration Center.

# Değer Boden, Managing Partner, Boden Law

Değer Boden has significant experience in energy, infrastructure and arbitration matters. She is listed in Legal 500, Chambers & Partners and Who's Who Legal for her energy and natural resources' practices. She assists clients in avoiding or resolving disputes and regulatory issues through negotiation, mediation, arbitration and litigation. Her experience embraces international commercial and investment treaty arbitration. She also advises clients in relation to the structuring of their overseas investments to benefit from investment treaty protection. Her commercial arbitration experience includes disputes arising from shareholders agreements, construction agreements and EPC contracts. She also represents clients in enforcement proceedings. She acts as arbitrator in disputes (especially energy disputes). She publishes, teaches and speaks extensively on arbitration and energy matters. She is lecturing on "Energy Project Management and Law" at Kadir Has University, Energy Engineering Department.

She received her law degree (LL.B) from Galatasaray University, School of Law (2000). She is a member of Istanbul Bar since 2001. She holds an LL.M. degree in International Business Law from the University of Minnesota, School of Law (2005) and another LL.M. degree in Law of Economics from Istanbul Bilgi University, School of Law (2004).

She speaks Turkish, English and French.

# Baran Alptürk, Senior Associate, Hergüner Bilgen Özeke Attorney Partnership

Baran Alptürk is a senior consultant at Hergüner Bilgen Özeke. Baran mainly practices transnational dispute resolution, and he supports teams litigating cases both in court and in arbitration. His most recent area of focus has been disputes arising out of distributorship agreements. In addition to providing support to the dispute resolution team, Baran also assists the transactional department on various projects.

Baran received his bachelor's degree in business administration from Boston University, and his J.D. from George Mason University School of Law. Baran also holds a Juris Master in policy analysis from George Mason University. Baran is admitted to the Virginia, New York, Georgia and Istanbul bars.

# Eda Cerrahoğlu Balssen, Partner, Cerrahoglu Law Firm

Eda Cerrahoğlu Balssen is a Partner in the Arbitration Department. She joined the Firm in 2005. Mrs. Cerrahoğlu Balssen's practice is focused on international and domestic arbitration and corporate law. She received her B.A. (Economics and International Relations, magna cum laude) from Brown University, Providence, Rhode Island and her J.D. at the University of Virginia Law School. She qualified for Istanbul Bar in 2009.

She is a member of Phi Beta Kappa, American Bar Association, International Bar Association, ASA, DIS 40, LCIA and ICC YAF. She speaks Turkish and English and has a good conversational command of German. She is the exclusive provider of updates for Turkey in international arbitration for the International Law Office legal newsletters

#### Girgis Abd El-Shahid, Managing Partner, Shahid Law Firm

Girgis Abd El-Shahid is the managing partner of Shahid Law Firm in Cairo, which has grown to become one of the leading international law firms operating in Egypt and the region since its inception in 1987. With a vision of wanting to create an institution orientated law firm, Girgis recently took over the day-to-day running of the firm by developing an adaptive strategy that ensures competitiveness and includes regional growth and even global diversification beyond Egypt.

Girgis specializes in dispute settlement, with a particular focus on energy-related disputes; media and entertainment; construction; M&As; corporate and commercial agreements; banking and finance; telecommunications; and intellectual property.

He is one of the youngest Egyptian lawyers to be appointed to tackle some of the most difficult arbitration cases in Egypt and the Middle East. He is thus identified amongst the world's leading and Egypt's youngest arbitration practitioners in Who's Who Legal: Future Leaders 2018 and Who's Who Legal: Energy 2017 "as being among the world's leading energy lawyers".

Girgis is also recognized by Legal 500 as "extremely personable, [having] vast knowledge of Egyptian law", "extremely responsive and having a unique international outlook" "smart, articulate, knowledgeable and business-oriented," and "simply excellent, very bright and entrepreneurial" with advice that is "always spot on". He is also featured as a notable practitioner in the Chambers Dispute Resolution guide, recognized as "impressive - very driven and very business-oriented". According to Who's Who Legal, clients have said that Girgis Abd El-Shahid "has, time and time again, proved himself able to successfully, and swiftly, navigate the complexities and challenges that Egyptian law routinely poses".

As a student, Girgis was one of very few who initiated the new trend in Egypt of combining both an LL.B. and a BA in Economics and Business Administration from Cairo University and the American University in Cairo simultaneously, because he did not simply want a law degree like most lawyers but wanted to revolutionise the entire legal sector altogether. Equipped with his knowledge of the inner workings of businesses, the complexities of the law, and the intersection of the two has given Girgis a unique ability and a competitive advantage in the corporate/legal world. He then travelled to the USA to receive an LL.M. in International Legal Studies from Georgetown University Law Centre and returned to Egypt in 2005 to become a Public Prosecutor before resigning in 2007 to become a full-time legal practitioner.

Girgis is also a regular panellist and speaker in many local and international conferences on arbitration, energy & infrastructure projects.

# James Freeman, Partner, Allen & Overy

James is a Partner in the International Arbitration Group in the London office. He has conducted arbitrations under all of the major institutional rules and at all the major seats. He specializes in the energy and finance sectors has also experience of a number of industry sectors including mining, insurance, commodities, aerospace, telecoms and steel. He acts in both commercial and investor-state cases. He is a Solicitor Advocate, has appeared as an advocate in cases worth up to \$1 billion, and was described in Legal 500 as "an excellent advocate". He has a First Class Honours degree from Oxford University and a Diploma in International Arbitration with Distinction from Queen Mary, University of London.

James is a former Co-Chair of the Young International Arbitration Group (YIAG) of the LCIA and sits on the CPR Y-ADR Steering Committee. He has been Lawyer of the Week in The Times and was a judicial assistant to Lord Justice Kennedy in the English Court of Appeal. In Who's Who Legal's Arbitration Future Leaders 2018, he was ranked in the top two non-partners in Europe. In the same directory in 2017, he was recognised among the top 10 "most highly regarded individuals" among non-partners globally, with the directory stating: "James is 'a quality guy: excellent all round, highly visible on the circuit and very well respected.'" Chambers UK 2017 says: "Excellent critical thinker' James Freeman is particularly adept at disputes involving financial instruments as well as those arising in the energy sector. Observers say: 'Freeman has excellent instincts for what the client needs and exceeds client expectations'.

#### Tim Chelmick, Barrister, 4 New Square

Tim specialises in complex commercial litigation and arbitration with a focus on international commercial and construction disputes. He is now based in the UK but lived and worked in Dubai for two years and so many of his cases involve projects in the Middle East. His practice encompasses the full spectrum of litigation and arbitration, both domestic and international. He has also been involved in a number of disputes involving PFI and other long-term relationship contracts including claims against local and national governments. He has been involved in arbitrations conducted under a wide variety of rules including UNCITRAL, LCIA, DIAC, ADCCAC and ICC. Tim is often instructed as lead or sole advocate in cases at all levels and regularly appears against QCs in both Court and arbitration proceedings.

Tim is recommended in the major UK legal directories for construction and professional liability disputes and is listed in Legal 500's UAE guide as a leading commercial junior (as one of only 6 barristers ranked). He has been described by clients as "An incredibly commercial barrister, who is able to cut through all extraneous information and drill down to the facts of the case" who has "an uncanny ability to adapt quickly to all kinds of instructions"; "an extremely bright mind" and "excellent advocacy skills" with "the potential to rise to the top of the profession".

# Sami Houerbi, Director for Eastern Mediterranean, Middle East & Africa, ICC International Court of Arbitration: Partner, Houerbi Law Firm, Dubai/Tunis

Sami Houerbi is the Director of the ICC eastern Mediterranean, Middle-East and Africa ICC Dispute resolution Services, where he is in charge of raising awareness about alternative Dispute resolution mechanisms throughout the region and promoting ICC arbitration and aDr rules. prior to that, he was member of the Secretariat of the International Court of arbitration in paris, where he was directly involved in the administration and managing ICC arbitration proceedings.

Mr Houerbi is a registered lawyer of the Tunis Bar association and the Managing Partner of Houerbi Law firm, which areas of practice include mainly: Corporate Law, arbitration and Litigation. Sami Houerbi acts regularly as arbitrator under ad hoc and various international arbitration institutions. He holds a post-graduate degree in international law from the university of paris II and an LL.M in German Law from the Ludwig-Maximilian university in Munich. His working languages are Arabic, English, French and German.

#### Prateek Bagaria, Partner, Singularity Legal LLP

Prateek is a partner with Singularity Legal LLP, an Asia-focused international law practice. He holds an LL.M in International Disputes Settlement from MIDS, a course jointly organised by University of Geneva and Graduate Institute. He specialises in advising energy & resources, construction & infrastructure, shipping & trade companies and institutional investors in shareholder and joint venture disputes, operational disputes and sovereign disputes, across jurisdictions.

His ranges of experience include advising clients in international commercial arbitrations under various rules like ICC, SIAC, LCIA, ICDR, FCC and UNCITRAL; in cross-border disputes before courts in India, Indonesia, Israel, Singapore, Mauritius and United States; and in investment and tax treaty disputes.

He also acts as a strategic counsel in cross-border investments, joint venture and trade deals. He has a passion for advising on law of radical technologies and businesses.

He has been recognised as Legal Era's 40 under 40 Rising Starts 2018 for his contribution to international disputes in the South and East Asia.

# Dr. Sinan H. Yuksel, Yuksel Legal

Dr. Sinan H. Yüksel joined Yüksel Legal in order to develop a boutique legal practice in the areas of corporate law, banking and finance, capital markets, international and domestic dispute resolution, and FinTech law. Prior to joining Yüksel Legal, Dr. Yüksel acted as of counsel to leading multinational and local law firms. He is specialised in a multitude of aspects of commercial law, among which are corporate law, cross-border M&A transactions and disputes, construction contracts and disputes, RTOs, financial law and regulation, IP law and competition law. His experience includes representation of clients in international and domestic arbitrations conducted under major institutional rules, such as ICC, SIAC, JAMS, as well as in ad hoc arbitrations.

Dr. Yüksel acts as consultant to largest banks, publicly held companies, multinational conglomerates and leading construction companies alongside his executive committee membership roles. He provides expert opinions, witness statements and affidavits in international arbitrations and cross-border litigations. He also sits as arbitrator.

Dr. Yüksel is a lecturer at the Commercial Law Department of the University of Galatasaray. He is regularly invited to the University of Fribourg Faculty of Law to give seminars on corporate law, group of companies, and M&A. He holds LLM and PhD degrees from the University of Galatasaray. He wrote his master thesis on shareholders agreement and he focused on mergers of publicly held companies for doctoral research. He regularly attends conferences as speaker and publishes in various areas of commercial law.

He is fluent in Turkish, English, and French.

#### Dr. Berk Demirkol, Yuksel Legal

Dr. Berk Demirkol has joined Yüksel Legal as the co-head of the international arbitration practice. His practice focuses on international commercial and investment treaty arbitration. His experience includes representation of clients in arbitrations conducted under major institutional rules, such as ICSID, ICC, and SIAC. He also advises on matters related to international commercial and financial transactions.

Dr. Demirkol is a lecturer at the Private International Law Department of the University of Galatasaray. After having completed the Geneva LLM in International Dispute Settlement (MIDS) programme, Dr. Demirkol pursued his PhD studies on state responsibility and investment treaty arbitration at the University of Cambridge. His monograph on 'Judicial Acts and Investment Treaty Arbitration' was awarded the International Chamber of Commerce (ICC) Institute Prize in 2017 and has recently been published by Cambridge University Press. He regularly publishes articles in leading international and national journals in his fields of research.

He is a member of the Istanbul Arbitration Centre (ISTAC) Expert Commissions on the Revision of the ISTAC Arbitration Rules and on Investment Arbitration. He is responsible for Turkish jurisdiction as a contributor to the database of "1958 New York Convention Guide", which has recently been established by the cooperation between UNCITRAL, Shearman&Sterling LLP, and Columbia Law School. He also prepared the Turkish section for investment treaty overviews by jurisdiction in the Oxford University Press database titled "Investment Claims".

He is fluent in Turkish, English, and French.

#### Ayse Lowe, Vice President, Bench Walk Advisors

Ayse Lowe is a Vice President of Bench Walk Advisors based in London. Prior to joining Bench Walk Advisors, Ayse worked as a Manager within Arthur J Gallagher's Dispute Resolution team. In her role she worked with international law firms and litigation funders around the world to achieve funding and insurance solutions for clients. Ayse also worked for one of the world's largest litigation and arbitration funder, Burford Capital, for seven years in an underwriting capacity. Before entering the funding market Ayse worked for various law firms both in Turkey and in the United Kingdom. After finishing her scholarship funded Turkish law degree at Baskent University, she studied English Law at Nottingham Law School and graduated with distinction. Ayse is a Chartered Insurer.

# Prof. Dr. Tarkan Göksu, Partner, Zaehringen Law Office, University of Fribourg, Switzerland

Tarkan is a Swiss Lawyer having Turkish origins. He has passed all his entire school life in Switzerland and graduated from the University of Fribourg/Switzerland in 2000. He is a Founding Partner of the Law Firm Zaehringen.

Tarkan has a vast experience in international and national arbitration proceedings, where he participated in numerous cases as counsel or arbitrator. He often practiced under the ICC-Rules and in ad hoc-arbitration cases. Tarkan is specialized in the field of commercial, construction and inheritance law and advices and defends private persons, companies and governmental entities in their disputes before state courts and arbitral tribunals.

Tarkan regularly publishes articles on international arbitration and reports on arbitration related decisions of the Federal court of Switzerland, in particular regarding to construction law cases. He is author of a (general) book on Swiss arbitration, in addition to his numerous publications in the field of Civil Law, Civil Procedure and International Private Law.

Tarkan is teaching Civil procedure and Civil Law at the University of Fribourg in Switzerland since 2004 and is a substitute Judge at the High Court of Fribourg.

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