

VIAC – Questionnaire for Arbitrators

1. Name: Dr Cristina Emilia Alexe, FCI Arb

2. Citizenship: Romanian

3. Contact information:

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4. Current position:

- Partner, ACEADVISOR- Attorneys at Law, with over 25 years of experience in legal matters focusing on International Arbitration, advising on matters of international law, contract law, cross border jurisdiction and assisting clients in arbitration proceedings in front of Romanian and international courts of arbitration under various rules of arbitration (ICC, DIS, VIAC, UNCITRAL, ICSID and CICA CCIR) involving complex litigation related to commercial law (commercial contracts, international transactions, privatizations, joint ventures, project finance, construction etc.). Strong knowledge in various fields of law, such as M&A/Privatization, Real Estate, Project Finance, Banking & Finance and Corporate/Commercial. Participated in numerous large-scale mergers and acquisitions projects in various industries from IT & Communications to Real Estate and Banking, assisting during the bid selection processes, negotiation of transaction instruments, completion and post-completion phases. Extensive experience in investment complex risk assessments providing pre-litigation and post litigation guidance as well. Legal advisor on corporate-commercial matters; skilled in drafting of commercial contracts, including, joint venture and shareholders agreements; corporate-commercial matters. Experience in banking authorizations, restructuring and loan agreements.
- Independent arbitrator (2014-present) Acting as international arbitrator under the Rules of Arbitration of the International Chamber of Commerce (ICC), German Arbitration Institute (DIS) Rules, Vienna International Arbitral Centre (VIAC) and Rules of the Court of International Commercial Arbitration attached to the Chamber of Commerce and Industry of Romania (CICA CCIR).
- Lecturer International Arbitration LLM organised in English language, Faculty of Law, University of Bucharest (2013-present)
- Editor in Chief of the Romanian Arbitration Journal (*Revista Romana de Arbitraj*), Wolters Kluwer, Kluwer Arbitration publication (2019-present)
- Listed seven (7) years in a row as recognized practitioner by **GAR/ Who's Who Legal Arbitration Global Leader and Future Leaders – Partners** (<https://whoswholegal.com/cristina-alexe>).

5. Education:

- **Stockholm Chamber of Commerce (SCC)/Swedish Arbitration Association (SAA) Diploma Course for International Arbitrators** (2024)
- **Fellow with the Chartered Institute of Arbitrators** (2016)
- **ICC Advanced Arbitration Academy for Central and Eastern Europe** (2014 - 2015) Graduated a unique two-year basis advanced level training designed for professionals interested in pursuing a career as an international arbitrator held under auspices of the ICC Institute of World Business Law and ICC International Court of Arbitration
- **Ph.D. in Civil Procedure - highest distinction, *summa cum laude***, Faculty of Law, University of Bucharest (January 2008) "*The Civil Trial Judge Between an Active Role and Arbitrariness. Comparative Studies.*" Supervisor: Prof. Dr. Viorel Mihai Ciobanu
- **Trained and registered mediator** (2007 – 2008)
- **Bachelor of Law**, Faculty of Law, University of Bucharest (September 1994 – June 1998)

6. Practiced experience in arbitration

- How many arbitrations have you participated in (domestic/international); under which Rules?

Over eighty (80) domestic and international arbitrations under ICC Rules, DIS Rules, VIAC Rules, under Rules of the Court of International Commercial Arbitration attached to the Chamber of Commerce and Industry of Romania (CICA CCIR), ICSID and UNCITRAL out of which fifty-four (54) mandates as arbitrator out of which fifteen (15) international arbitrations and the remaining as counsel.

- How often have you acted as Chairman? 4 (four) cases
- How often have you acted as Sole Arbitrator? 4 (four) cases
- How often have you acted as Co-Arbitrator? 45 (forty-five)
- How often have you acted as Counsel? Very often. See above for international arbitration.
- How often have you acted in a different function (e.g. Administrative Secretary)? Emergency Arbitrator – 1 (one)

7. Publications and other activities in arbitration (e.g. training sessions, seminars, conferences, articles and others):

Books

- „*The Civil Trial Judge Between an Active Role and Arbitrariness*”, vol. I and vol. II, CH Beck Publishing House, Bucharest, 2008; (in Romanian, original title: "*Judecătorul în procesul civil, între rol activ și arbitrar*").
- Co-author „*The Binding Character of Arbitral Awards*”, coord. By D. M. Șandru și Andrei Săvescu, Universitaria Publishing House, Bucharest, 2012; (in Romanian, original title "*Forța juridică a hotărârilor arbitrale*").

Publications

- Editorials and pro-active editing of all quarterly issues of the *Romanian Arbitration Journal*, Wolters Kluwer since 2019 until the present
- "*Argument(s) in favour of a timely reasoning of national court judgements (also) in civil procedure*", Andrea Anamaria Chiș, Cristina Alexe, Roxana Dan, (*In honorem studies for professor Viorel Mihai Ciobanu*, M. Nicolae, T. Briciu (eds) Universul Juridic, 2022)

- *“National Court Procedures and Arbitral Proceedings - Cross Pollination. Certain de lege ferenda Proposals”*, Cristina Alexe, Dr Andrea Anamaria Chiş, Liviu Zidaru, Revista Română de Arbitraj (Romanian Arbitration Journal) no. 4/2021.
- *“ICC Arbitration Uncovered: Key trends, tools and tactics”*, Speaker at ICC Conference in Bratislava on *Mediation and expert determination as pre-requisites to arbitration*, 8 June 2023
- *IBA Arb40 Toolkit for Award Writing launch in Bucharest* conference, Speaker, 17 February 2023
- *“Arbitrating Construction Disputes”*, Speaker, Chartered Institute of Arbitrators European Branch, Milano, 20 January 2023
- *“Arbitration in European law context”*, Speaker, JURIDICE conference, 18 January 2023
- *“Experience in Arbitration”*, Speaker JURIDICE conference, 11 October 2022
- *“International Arbitration in the Real World: A How-To Guide to the Delos Rules”*, a DELOS Dispute Resolution conference held as speaker together with Thomas Granier, 24 November 2021
- 6 February 2020: RAA- CEA Conference on Arbitration and Corruption with *“Corruption in arbitral institutions. The Romanian Example”* (<https://arbitration.ru/en/events/conference/raa-cea-conference-arbitration-and-corruption/index.php> with material available on site)
- *“Latest Amendment to New Civil Procedure Code Cures Unclear Setting Aside Provision”*, Global Developments Section in ICC Dispute Resolution Bulletin Issue no. 1 of 2018.
- *„Interpreting one version of a pathological arbitration clause under the ICC Rules”*, Revista Română de Arbitraj (Romanian Arbitration Journal) no. 3/2016.
- *„From Autonomy to Delocalisation in international commercial arbitration – the French experience and the Romanian echo”* co-author together with F. Nitu (In Romanian, original title: *“De la autonomia clauzei arbitrale la doctrina delocalizării – experiența franceză și efectele ei în spațiul românesc”*, Revista Română de Arbitraj (Romanian Arbitration Journal) no. 3/2014; (in Romanian).
- *„Impact of the New Civil Procedure Code”*, 4 April 2013, Finantistii.ro (in Romanian).
- *„Revision proposals for the Council Regulation (EC) no. 44/2001 concerning arbitration”*, co-author together with C. Dontu, Revista Română de Arbitraj (Romanian Arbitration Journal) no. 3/2012; (in Romanian).
- Contributor for the *“The World Justice Project Rule of Law Index”* Reports on Romania since 2012 until 2017.
- Contributor for *„Arbitrating and Mediating Disputes in Bucharest, Romania - Survey of the Investing Across Borders Project 2012”*, World Bank Group (The World Bank, International Finance Corporation and World Bank Group Multilateral Investment Guarantee Agency), 2011 and 2009 Editions.
- *„The Need to Protect the Romanian Judge from Obstruction of Justice”*, Pandectele Române no. 3/2007; (in Romanian, original title: *“Nevoia protejării judecătorului român față de obstrucționarea justiției”*).
- Co-author for *„Premerger Coordination: The Emerging Law of Gun Jumping and Information Exchange”* de W.J. Vigdor, 2006.
- *„Communications Handbook 2005”*, co-author together with F. Nitu, Country Q&A - Romania, seria Cross-Border Handbooks, Practical Law, March 2005.
- *„The Active Role of the Judge and the Risk of Procedural Rights Abuse in Romanian Civil Procedure - Part I - The Legal Order and The Role of the Judge”*, Pandectele Române no. 2/2005; (in Romanian, original title: *“Rolul activ al judecătorului și riscul abuzului de drept în procesul civil român Partea I - Ordinea juridică și rolul judecătorului actual.”*).
- *„The Active Role of the Judge and the Risk of Procedural Rights Abuse in Romanian Civil Procedure - Part II - The Active Role of the Romanian Judge Today.”*, Pandectele Române no. 3/2005; (in Romanian, original title: *“Rolul activ al judecătorului și riscul abuzului de drept în procesul civil român actual- Partea a II-a - Rolul activ al judecătorului român contemporan.”*).
- *„The Liability of Judges - a Guarantee for Independence of Justice”*, Pandectele Române no. 1/2004; (in Romanian, original title: *„Răspunderea judecătorilor, garanție a independenței justiției”*).

- „New Obligations Set for Traders”, „Banii Noștri”, Media On Publisher, June 2003; (in Romanian, original title: „Noi obligații pentru comercianți”).
- “Digest of Commercial Laws of the World: Romania (Digest & Forms)”, Oceana Publications, Inc., New York, 2002 and 1999 Editions.
- „International Insurance Law”, co-author with C. Baiculescu, Centre for International Legal Studies, Oceana Publications Inc., February 2001.
- “Purchasing Law in Romania”, World Markets Research Centre, 2000.

8. Membership in arbitral institutions / functions in arbitral institutions/organizations:

- Member of the Board - Court of Arbitration of AHK Romanian-German Chamber of Commerce and Industry
- ICC Institute of World Business Law; International Council for Commercial Arbitration (ICCA) (2017); Institute for Transnational Arbitration (ITA) (2017); Chartered Institute of Arbitrators (2016); LCIA European Users’ Council (2013); Fellows and Legal Scholars of the Center for International Legal Studies; Bucharest Bar/Council of Bars and Law Societies of Europe (1999), R.E.AL. (2021) and support of RAI, the Pledge and Greener Arbitrations.
- Founding member of ArbCEE – Arbitration Association of Central and Eastern Europe (2023)
- New York State Bar Association (NYSBA)

9. Languages

Mother tongue: **Romanian**

Working languages (i.e. languages in which you have both a spoken and written command so that you may conduct arbitral proceedings in this language): **English** - Grade A Certificate in Advanced English from University of Cambridge (2000), Certified legal translator for English (2005).

Good knowledge: **French**

10. In which legal systems have you trained?

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Civil Law | <input type="checkbox"/> Common Law | |
| <input type="checkbox"/> Austrian Law | <input type="checkbox"/> Hungarian Law | <input type="checkbox"/> Swiss Law |
| <input type="checkbox"/> Czech Law | <input type="checkbox"/> Polish Law | <input type="checkbox"/> Ukrainian Law |
| <input type="checkbox"/> German Law | <input type="checkbox"/> Slovakian Law | <input type="checkbox"/> European Law |

Other **Romanian Law**

11. What is your main jurisdiction of practice? Romania

12. In which jurisdictions are you admitted to the bar? Romania

13. Special expertise or specializations (please list a maximum of five):

- | | | | |
|---|---|--|---|
| <input type="checkbox"/> Antitrust/Unfair competition | <input type="checkbox"/> Damages | <input type="checkbox"/> Insolvency | <input type="checkbox"/> Natural resources |
| <input type="checkbox"/> Aviation | <input type="checkbox"/> Distribution | <input type="checkbox"/> Insurance | <input type="checkbox"/> Power plants |
| <input type="checkbox"/> Banking & Finance | <input type="checkbox"/> Domain name disputes | <input type="checkbox"/> Intellect. property (IP) | <input checked="" type="checkbox"/> Private Intern. Law |
| <input type="checkbox"/> Capital markets | <input type="checkbox"/> Employment | <input type="checkbox"/> Investment arbitration | <input type="checkbox"/> Public Intern. Law |
| <input type="checkbox"/> CISG | <input type="checkbox"/> Energy | <input type="checkbox"/> ISDS/Foreign inves. | <input checked="" type="checkbox"/> Real estate |
| <input type="checkbox"/> Civil fraud disputes | <input type="checkbox"/> Engineering | <input checked="" type="checkbox"/> Joint ventures | <input type="checkbox"/> Shipping |
| <input checked="" type="checkbox"/> Commercial disp. / transactions | <input type="checkbox"/> Entertainment | <input type="checkbox"/> Licensing | <input type="checkbox"/> Sports |

- | | | | |
|---|--|---|---|
| <input type="checkbox"/> Commodity market | <input type="checkbox"/> Healthcare & Pharmac. | <input type="checkbox"/> Life sciences | <input type="checkbox"/> State/Public contracts |
| <input checked="" type="checkbox"/> Company/Corporate/M&A | <input type="checkbox"/> Hotel/Gastro./Tour. | <input type="checkbox"/> Maritime arbitration | <input type="checkbox"/> Technology |
| <input type="checkbox"/> Construction | <input type="checkbox"/> Inform. technology (IT) | <input type="checkbox"/> Media | <input type="checkbox"/> Telecommunication |
| <input checked="" type="checkbox"/> Contract law | <input type="checkbox"/> Infrastructure | <input type="checkbox"/> Mining | <input type="checkbox"/> Transport |
| <input type="checkbox"/> Other _____ | | | |

14. Date of birth: 14 September 1976

VIAC offers arbitration practitioners the possibility to present themselves on its website. VIAC reserves the right to publish any presentations submitted and to remove it as the case may be. Parties are free to nominate an arbitrator of their choice and so is the VIAC Board when appointing an arbitrator. These presentations do not constitute recommendations but may assist the parties in choosing an arbitrator willing to conduct proceedings according to the Vienna Rules. The fact that an arbitration practitioner appears on this list, does not authorize this person to use the title "VIAC-arbitrator".

X I have completed this questionnaire to the above to the best of my knowledge and believe they are accurate.

X I hereby consent that the data provided in this questionnaire may be processed for the appointment of arbitrators and published by VIAC. This includes in particular publication on the website of VIAC as well as use in any presentations, etc. This consent may be withdrawn at any time by contacting VIAC at our general contacts, in particular by email addressed to office@viac.eu. The consequence of any such withdrawal will be that my data will no longer be processed by VIAC. For further information, see our privacy statement at <http://www.viac.eu>.

12 July 2024