

VIAC – Questionnaire for Arbitrators

1. Name: Gary Birnberg

2. Citizenship: USA, permanent residency Brazil

3. Contact information:

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4. Current position:

Arbitrator/Mediator

5. Education:

Bachelor of Arts in International Relations, University of Pennsylvania; Juris Doctor, Boston University; MBA INSEAD

6. Practiced experience in arbitration

- How many arbitrations have you participated in (domestic/international); under which Rules?
Approximately 45 Cases: 40 domestic / 5 international. Rules: ICC, IBA, JAMS, AAA, FINRA
- How often have you acted as Chairman?
Approximately 9 cases
- How often have you acted as Sole Arbitrator?
Approximately 12 cases
- How often have you acted as Co-Arbitrator?
Approximately 25 cases
- How often have you acted as Counsel?
Never
- How often have you acted in a different function (e.g. Administrative Secretary)?
Never

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

Trainings conducted by AAA, FINRA, JAMS, ICC and Chartered Institute of Arbitrators. Frequent conference participation, including (over the last 13 months) 16th and 17th ICC Miami Conference on International Arbitration, Hong Kong Arbitration Week, Paris Arbitration Week, São Paulo Arbitration Week. Additionally, I am a CIARB trainer and have co-delivered a 40 hour training course in Maritime Arbitration in conjunction with the Maritime Arbitration Center of Rio de Janeiro (CAMARJ).

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

Arbitration panel member at JAMS (USA), CBMA (Rio de Janeiro), CAMARB (Belo Horizonte), CIESP/FIESP (São Paulo), CPR (USA), FINRA (USA), Russian Institute of Modern Arbitration (Moscow), CMAP (Paris). Fellow, Chartered Institute of Arbitrators. Chairman, Florida Chapter North America Branch Chartered Institute of Arbitrators

9. Languages

Mother tongue: English

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): French, Portuguese

10. In which legal systems have you trained?

- Civil Law
- Common Law
- Austrian Law
- Hungarian Law
- Swiss Law
- Czech Law
- Polish Law
- Ukrainian Law
- German Law
- Slovakian Law
- European Law

Other _____

11. What is your main jurisdiction of practice?

USA

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

USA: District of Columbia, Massachusetts, Minnesota, New York

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

- Antitrust/Unfair competition
- Aviation
- Banking & Finance
- Capital markets
- CISG
- Civil fraud disputes
- Commercial disp. / transactions
- Commodity market
- Company/Corporate/M&A
- Construction
- Contract law
- Other _____
- Damages
- Distribution
- Domain name disputes
- Employment
- Energy
- Engineering
- Entertainment
- Healthcare & Pharmac.
- Hotel/Gastro./Tour.
- Inform. technology (IT)
- Infrastructure
- Insolvency
- Insurance
- Intellect. property (IP)
- ISDS/ Foreign invest.
- Joint ventures
- Licensing
- Life sciences
- Maritime arbitration
- Media
- Mining
- Natural resources
- Power plants
- Private Intern. Law
- Public Intern. Law
- Real estate
- Shipping
- Sports
- State/Public contracts
- Technology
- Telecommunication
- Transport

14. Date of birth:

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

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>.

14 November 2019
Date