

# VIAC – Questionnaire for Arbitrators

**1. Name:** Gene M. Burd

**2. Citizenship:** USA

**3. Contact information:**

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**4. Current position:**

Founding Partner; Co-Chair of International Disputes Practice

**5. Education:**

- Rutgers Law JD, 1997
- McGeorge School of Law/Salzburg University, Salzburg
- Purdue University MSCE
- Georgian Technical University BS

**6. Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?  
12
- How often have you acted as Chairman?  
1
- How often have you acted as Sole Arbitrator?  
none
- How often have you acted as Co-Arbitrator?  
5
- How often have you acted as Counsel?  
6
- How often have you acted in a different function (e.g. Administrative Secretary)?  
none

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

See attached

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

- International Commercial Arbitration Court of the Ukrainian Chamber of Commerce
- Ukrainian Arbitration Association
- Vienna International Arbitral Centre

**9. Languages**

Mother tongue: Russian, 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): Ukrainian.

**10. In which legal systems have you trained?**

- |                                       |   |  |
|---------------------------------------|---|--|
| <input type="checkbox"/> Civil Law    | X 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"/> | <input type="checkbox"/> European Law  |

Other \_\_\_\_\_

**11. What is your main jurisdiction of practice?**

USA

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

- District of Columbia
- New Jersey
- Pennsylvania
- U.S. Court of Appeals – D.C. Circuit
- U.S. Court of Appeals – 11th Circuit
- U.S. District Court – District of D.C.
- U.S. District Court – District of New Jersey
- U.S. District Court – Eastern District of Pennsylvania
- U.S. Bankruptcy Court – District of New Jersey

**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               | X 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 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     |
| X CISG   | X Energy   | <input type="checkbox"/> ISDS/Foreign inves.      | <input type="checkbox"/> Real estate            |
| <input type="checkbox"/> Civil fraud disputes            | <input type="checkbox"/> Engineering             | X Joint ventures                                  | <input type="checkbox"/> Shipping               |
| <input 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 type="checkbox"/> Company/Corporate/M&A           | <input type="checkbox"/> Hotel/Gastro./Tour.     | <input type="checkbox"/> Maritime arbitration     | <input type="checkbox"/> Technology             |
| X Construction   | <input type="checkbox"/> Inform. technology (IT) | <input type="checkbox"/> Media                    | <input type="checkbox"/> Telecommunication      |
| <input type="checkbox"/> Contract law                    | <input type="checkbox"/> Infrastructure          | <input type="checkbox"/> Mining                   | <input type="checkbox"/> Transport              |
| <input type="checkbox"/> Other _____                     |  |   |   |

**14. Date of birth:** Available upon request

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](mailto: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>.

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Date

### Presentations and Publications

- Washington Arbitration Week Recap: the Ukraine Crisis and Post-War Scenarios - Kluwer Arbitration Blog
- Ukraine And Ukrainian Nationals and Assets: Options of International Arbitration and Litigation, Funding and Recovery Options for Ukraine, its Nationals and the Protection of Their Assets – World Arbitration Update, 3<sup>rd</sup>
- International Dispute Resolution and the Ukraine-Russia Crisis – World Arbitration Update, 2<sup>nd</sup>
- Enforcement of International Arbitration Awards and Collection of Damages – World Arbitration Update, 1<sup>st</sup>
- Recent Developments in the Investment-State Disputes Settlement – Enforcement of Arbitral Awards Against Foreign States and State-Owned Companies, ABA Section of International Law, 2020 Virtual Meeting.
- Attachment of Sovereign Assets in the United States, RAA/ABA XI CIS Dispute Resolution Conference, Moscow 2019.
- Obtaining Discovery in the United States for Use in Foreign Proceedings, 5th Edition Fraud, Asset Tracing & Recovery Asia, Hong Kong 2019.
- The Future of Life Sciences: The Convergence of Private and Public Law, Copenhagen, Denmark
- Doing Business with the BRICS Nations, Washington, D.C. 2018.
- From Russia with the Scars (and Profits) to Prove it: How Experience in Countries of the Former Soviet Union Can Apply to Cuba (Business Law); ABA Section of International Law, Miami, FL 2017.
- The Impact of Economic Sanctions on International Arbitration, Stockholm, Sweden, 2016.
- Russia-Related Litigations in U.S. Courts, Moscow State Institute of International Relations, 2004.
- Fourth Circuit Weighs In on Whether International Commercial Arbitration Panels Are Tribunals, JD Supra, 2020
- The Eleventh Circuit Confirms its Pro-Arbitration Stance Once Again, JD Supra 2020
- \$4M Arbitration Award Issued to a CBD Oil Supplier Client, Law360 (mention), 2020
- Moldova Likely to Pay \$58 Million Debt to Platon-associated Energy Company, Case Returns to Paris Appeal Court, Moldova.org (mention), 2019
- Confidential Arbitration Award in Dispute Between Phosphagenics and Mylan, JD Supra, 2018
- Energy Co. Says \$50M Award Row Should Proceed, Law360 (mention), 2018
- We Agreed to What? Lessons From a Recent Federal Court Decision on Arbitrability, JD Supra 2018.
- Top 5 Reasons for Life Sciences Companies to Use International Arbitration for Intellectual Property Disputes, JD Supra, 2018.
- Is There a Burger in the Treasury's CAATSA Report? JD Supra, 2018.
- Light At The End Of Tunnel: Enforcing Arbitral Awards Against Sovereigns, Mealey's International Arbitration Report, 2017.
- Dow Takes its Gene Patents Row with Bayer to the Supreme Court to Avoid the \$455 Million Arbitral Award, JD Supra, 2017

- C. Court Sends a Harsh Reminder to Yukos Shareholders: Section 1782 Discovery is Discretionary, JD Supra, 2017
- Obtaining Evidence for use in Foreign Proceedings, JD Supra, 2017
- Discovery for Use in International Arbitration: A Catch 22, Young Arbitration Review, 2017.
- Industry Pulse for Life Sciences Companies: Resolving Intellectual Property Disputes through International Arbitration, JD Supra, 2017
- 2nd Circuit Tilts the Scale in Favor of Discovery in Aid of Arbitration, JD Supra, 2017
- Russia Responds to Western Sanctions by Banning Imported Foods, JD Supra, 2014.
- Sanctions Against Russia – Part 2: What Your Company Should Consider Now, JD Supra, 2014.
- Labor Conciliation Proceeding is Not a Tribunal for the Purposes of 28 U.S.C. §1782, JD Supra, 2014.