

# VIAC – Questionnaire for Arbitrators

**1. Name: Peter Nahmias Reiss**

**2. Citizenship: Spain and USA**

**3. Contact information:**

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**4. Current position: Independent counsel**

**Nahmias+Partners**, Madrid, Spain – Private practice offering legal services relating to the resolution of international commercial disputes acting as arbitrator, mediator, counsel, or expert.

**5. Education:**

- The Phoenix Dispute Solutions Limited (PDSL) Mediation Training Programme - an International Mediation Institute, Civil Mediation Council and CIArb approved training provider (London, UK) (2022).
- CIArb Module 3 - International Arbitration: Evidence, Decision Making and Award Writing, Chartered Institute of Arbitrators (London, UK) (2021).
- CIArb Module 2- Contract and Tort law, Chartered Institute of Arbitrators (London, UK) (2021)
- CIArb Module 1- Advanced Course on International Commercial Arbitration, CEU San Pablo University and the Center for International Arbitration, Mediation and Negotiation (CIAMEN) in collaboration with the Chartered Institute of Arbitrators (Madrid, Spain) (2018).
- Licenciatura en Derecho (Spanish Law Degree) - Spanish Ministry of Education (Madrid, Spain) (2000).
- Máster en Asesoría Jurídica de Empresa (LLM, Corporate Counseling), Instituto de Empresa (Madrid, Spain) (1998).
- Juris Doctor, Fordham University School of Law (New York, NY) (1989)
- Bachelor of Arts, Political Science, Rutgers, The State University of New Jersey (New Brunswick, NJ) (1986).

**6. Practiced experience in arbitration**

- How many arbitrations have you participated in (domestic/international); under which Rules?
- How often have you acted as Chairman?
- How often have you acted as Sole Arbitrator?
- How often have you acted as Co-Arbitrator?
- How often have you acted as Counsel?

- **US\$ 150 Million damages claim arising from Distribution/Agency Contract termination:**
  - **Counsel/Legal Advisor** acting for a manufacturer in connection with international mediation arising from allegedly wrongful termination of long-term distribution contract for markets of KSA, Kuwait and Bahrain.
- **BJUS\$ 500 Million damages claim arising from Investor/State-Expropriation, fair and equitable treatment, umbrella clause:**
  - **Counsel/ Legal Advisor** acting for a manufacturer for tobacco manufacturer and owner of renown brands on investor-state arbitration claims arising from breaches of “fair and equitable treatment standard” and de facto expropriation of trademark rights (\$500M damages claim).
- **US\$ 1 Billion claim arising from Investor/State-Expropriation, fair and equitable treatment, umbrella clause**
  - **Counsel/ Legal Advisor** acting for a manufacturer on potential investor-state arbitration claims arising from umbrella clause and breach of “fair and equitable treatment standard” in connection with alleged breach of condition in connection with \$1Bn purchase of privatized State monopoly.
- **US\$ 5M claim arising from the termination of a joint venture contract:**
  - **Counsel/ Legal Advisor** acting for Spanish designer and builder of Outdoor Recreational Installations on potential domestic arbitration proceedings in connection with claims arising from alleged wrongful termination of joint venture contract.
- **US\$ 8M claim arising from the termination of a partnership agreement:**
  - **Counsel/ Legal Advisor** acting for Spanish company, designer, and manufacturer of water purification systems on potential Ad Hoc international arbitration proceedings, in connection with claims on account of wrongful termination of agreement with Egyptian partner.
- **US\$ 50M claim arising from procedural issues, default, and annulment:**
  - **Counsel/ Legal Advisor** acting for joint venture partner based in Peru providing legal assessment of possible annulment proceedings to set aside ICC Arbitral award due to claimant’s default arising from lack of adequate funding.
- **WIPO Domain name dispute:**
  - **Counsel/ Legal Advisor** acting for Spanish subsidiary of well-known brand owner of alcoholic beverages in WIPO domain name dispute resolution proceedings.
- **Strategic advice on impact of SCOTUS ruling on Discovery and Evidence in ADR:**
  - **Counsel/ Legal Advisor** acting for various clients providing strategic advice and legal assessment of impact of June 2022 SCOTUS ruling on the availability of US discovery (28 US Code § 1782) in support of ongoing and contemplated international commercial arbitration proceedings.
- How often have you acted in a different function (e.g. Administrative Secretary)?

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

**Publications**

- *Into the Future with Eyes Wide Open: Arbitration in the Digital Age*, The Journal of International Arbitration, Mediation and Dispute Management, CI Arb, Issue 88.4 (November 2022).
- *AlixPartners LLP v. The Fund for Protection of Investors' Rights in Foreign States*: El futuro del “discovery” en EEUU en apoyo al arbitraje internacional; *CEA Spain Arbitration Review* (December 2022).
- *The future of US discovery in support of international arbitration- The US Supreme Court settles the debate over the reach of Section 1782*, The Journal of International Arbitration, Mediation and Dispute Management, CI Arb, Issue 88.5 (February 2023).

### Speaking

- CI Arb Iberian Chapter Meets with Peter Nahmias on *The future of US discovery in support of international arbitration- The US Supreme Court settles the debate over the reach of Section 1782*. Webinar held by Iberian Chapter CI Arb, Madrid, (July 21, 2022).
- Moderator, CI Arb Iberian Chapter Meets with WIPO; Mediation and Arbitration in Life Sciences and FRAND Disputes, Webinar held 9 June 2022.
- *The EU/ US Trade War*, The Ana Rosa TV Program, (October 4, 2019).  
[https://www.telecinco.es/elprogramadeanarosa/guerra-comercial-estados-unidos-union-europea-exportaciones\\_18\\_2829495092.html](https://www.telecinco.es/elprogramadeanarosa/guerra-comercial-estados-unidos-union-europea-exportaciones_18_2829495092.html)
- *Hidden risks of international business and how to navigate them*, 16ª Edición de la Feria de Internacionalización IMEX-Impulso Exterior, Madrid (February 14, 2018).

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

- Fellow Chartered Institute of Arbitrators
- Iberian Chapter Chartered Institute of Arbitrators- Member Leadership team
- Club Español de Arbitraje- Member
- International Bar Association- ADR Committee Member
- New York State Bar Association – ADR Committee

### 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): Spanish

**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?**

Spain and US

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

Spain and US ( New York and New Jersey)

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

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

**14. Date of birth: 14 december 1964**

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".

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>.

13 october 2022  
Date