

# VIAC – Questionnaire for Mediators

1. **Name:** CATALIN-DANIEL BRAICOVICI

2. **Nationality:** Romanian

3. **Contact information**

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4. **Education and professional experience (original profession; where did you study?):**

*Please add your CV!*

**Full CV attached**

5. **Core area of current professional activity:**

International Mediator for: Civil Disputes, Commercial Disputes, Criminal Disputes, Insolvency and enforcement Disputes, Administrative and fiscal Disputes, Capital and insurance market Disputes, Consumer protection Disputes, Property Disputes, Human rights Disputes, Acquisitions and infrastructure project Disputes, Family Disputes and Malpractice Disputes.

6. **Accreditation in the field of ADR (including relevant trainings and connected qualifications):**

- Mediator Training Course - Pro Medierea Association, 2013
- Accesing and Initiating Mediation in Criminal Justice - European Forum for Restorative Justice, 2013
- Mediation in Romania Conference: History and Perspectives - Romanian National Union of Mediators, 2014
- Practical aspects in mediation - Romanian Mediation Council, 2014
- Mediation in the New Civil Code and the New Code of Civil Procedure - International Center for Dispute Resolution, 2015

7. **Practical experience in mediation**

- How many (international) mediations have you participated in

- **as single/co-mediator/in a team?**

500 + mediation

- **administered by an institution; under which Rules?**

Mediation Council, Directive European and Convention on International Settlement Agreements

Resulting from Mediation.

- **in which areas/fields?**

I conducted mediations in all areas of expertise/specialism.

- **how complex (please provide examples, participation of lawyers/experts)?**

Many mediations are cross-border, multi-party and high value. Most parties attending in international commercial mediations are represented by a lawyer. On occasions they appear without a lawyer. Since the disputes handled involve complex technical and legal issues, on occasions senior barristers (Q.C.s) and experts will attend where appropriate

- How often have you acted in a different function (e.g. consultant, expert)?

As well as the more normal one, two or three day mediation, I have experience of handling extended negotiations between commercial parties over a period of months, assisting the parties in putting

their teams together for a successful negotiation and bringing them to a successful settlement which allows a project to move forward or future trading to be secured for a number of years going forward

- What other ADR-experience do you have?  
I have experience in acting on behalf of a party in international commercial mediation

### 8. Languages (including levels)

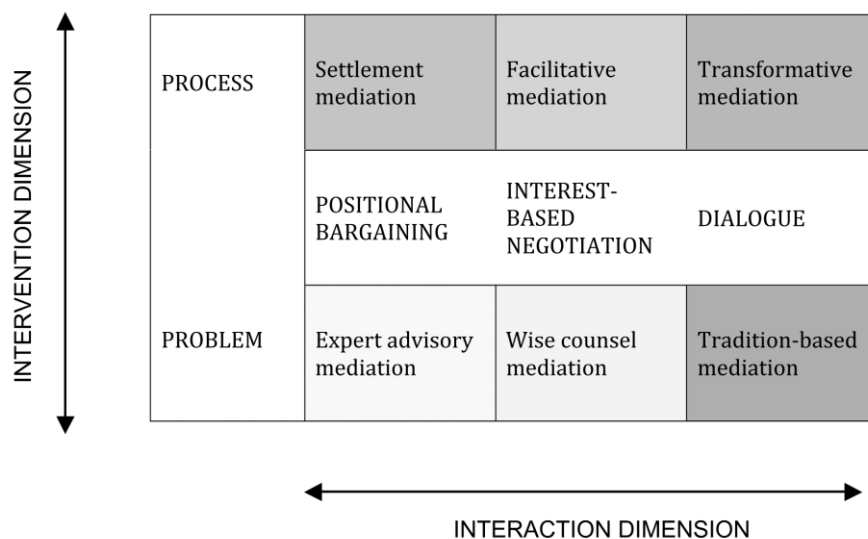
Mother tongue: Romanian

Working languages (i.e. languages in which you have both a spoken and written command so that you may conduct mediation proceedings in this language): English

Basic knowledge:

### 9. Style of mediation

Where do you see yourself? Please tick box as appropriate or indicate your preferred style.



© Alexander, Nadja (2011) "The Mediation Meta-Model - the realities of mediation practice," *ADR Bulletin*: Vol. 12: No. 6, Article 5. Available at: <http://epublications.bond.edu.au/adr/vol12/iss6/5>; see also here for a detailed description of the 6 mediation styles.

Conducts mediations in a style of friendly informed discussion between the parties and the mediator. Encourages open discussion between the parties themselves where appropriate. Seeks to establish team working. Encourages the parties, individually, to make an early accurate assessment of their risks in any underlying litigation or arbitration and then tries to help them to come together to find the innovative and more interesting commercial solutions that are often available in mediation. Can be tough when required. Style may be described as a mixture of all styles of mediation as appropriate to the situation - facilitative, transformative, evaluative (privately) when required, but always interests-based and commercial. Dialogue is, of course, at the centre of the process.

### 10. Please describe aspects of your personality which could be interesting to clients you are going to mediate; what would former clients emphasize in your work?

These are comments from prior users and from the directories: „ethics and diplomatic protocol“; "gifted mediator"; "inspires confidence"; "gets results"; "the consummate professional"; "reliable and experienced performer"; "gentle persona hides a solid steel intellect "; "grapples with the issues head on"; "very considered and commercial in her comments" and "meticulous in planning and very good on the day"; "she has that skill of getting people, despite their prejudices, to see that there is a better way forward for them and all parties"; "very patient, thoughtful and thorough

**11. Publications and other activities in ADR related matters (e.g. training sessions, seminars, conferences, articles and others):**

My case has been published: *Criminal court decision by which the application of the more favorable criminal law regarding the conclusion of mediation agreements was made when from the commission of the facts until the final settlement of the case several legal provisions intervened*, Law Magazine (Union of Lawyers) no. 8/2017

**12. Memberships in mediation institutions / functions in mediation institutions/organizations:**

Accredited Mediator - Romanian National Union of Mediators, 2014 - Present

**13. Special expertise or specializations (please list a maximum of three) in your ADR-practice:**

International Commercial Disputes; International Human rights Disputes and International Capital and insurance market Disputes.

**14. Soft Skills (e.g. intercultural competences):**

- Time Management
- Problem Solving
- Leadership
- Communication
- Ethics and diplomatic protocol

**15. How do you ensure your professional quality (e.g. coaching, practice supervision, etc)?**

Trainer - European Information and Development Center, 2019 – Present

**16. Date of birth: 12.02.1983**

VIAC offers mediation 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 a mediator of their choice and so is the VIAC Board when appointing a mediator. These presentations do not constitute recommendations but may assist the parties in choosing a mediator willing to conduct proceedings according to the Vienna Mediation Rules. The fact that a mediation practitioner appears on this list, does not authorize this person to use the title "VIAC-mediator".

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 mediators 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 [www.viac.eu](http://www.viac.eu).

21.03.2022

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Date



# CATALIN-DANIEL BRAICOVICI

## CONTACT

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- Str. Industriei, nr 15, bl. 12, sc.4, ap. 76, Braila, Romania

## SKILLS

Time Management



Problem Solving



Leadership



Communication



## EXPERIENCE

### ● Founder

Catalin Braicovici - Mediator's Office | 2022 - Present

### ● Founder & Managing Partner

Catalin Braicovici & Associates - Professional Civil Society of Mediators | 2014 - 2022

### ● Founder & President

European Court of Judicial Arbitration Romania | 2020 - Present

### ● Founder & President

European Information and Development Center | 2012 - Present

## EDUCATION

### ● Law License

Danubius University of Galati | 2021 - Present

### ● Master in Company Management

Dunarea de Jos University of Galati | 2006 - 2007

### ● Management License

Constantin Brancoveanu University of Braila | 2002 - 2006





# CATALIN-DANIEL BRAICOVICI

## MEDIATION AND ADR TRAINING

- **Mediator Training Course**

Pro Medierea Association | 2013

- **Accesing and Initiating Mediation in Criminal Justice**

European Forum for Restorative Justice | 2013

- **Mediation in Romania Conference - History and Perspectives**

Romanian National Union of Mediators | 2014

- **Practical aspects in mediation**

Romanian Mediation Council | 2014

- **Mediation in the New Civil Code and the New Code of Civil Procedure**

International Center for Dispute Resolution | 2015

## ACREDITATION IN THE FIELD OF ADR

- **Trainer**

European Information and Development Center | 2019 - Present

## PRACTICAL MEDIATION EXPERIENCE

- Civil
- Commercial
- Criminal
- Insolvency and enforcement
- Administrative and fiscal
- Capital and insurance market
- Consumer protection
- Property
- Human rights
- Acquisitions and infrastructure project
- Family
- Malpractice

## MEMBERSHIP AND POSITION IN OTHER ADR ORGANAZATION

- **Accredited Mediator**

Romanian National Union of Mediators | 2014

