

PATRICIA SAIZ

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ABOUT

Patricia Saiz is an arbitrator with more than 20 years of experience in the field of law. As arbitrator and counsel, she has handled arbitrations under many of the major arbitral rules (such as ICSID, ICC, LCIA, UNCITRAL), in a broad range of sectors (including energy, construction & engineering, M&A, corporate, finance, insurance, technology, among others), and under both the laws of civil and common law jurisdictions (e.g., Brazil, California, Canada, Ecuador, Guatemala, Hungary, New York, Oman, Peru, Spain, Uruguay and Venezuela). Also, as a member of the International Court of Arbitration of the ICC, she has scrutinized dozens of awards in English, Spanish and Portuguese.

Before becoming an arbitrator and professor of law based in Spain in 2014, she practiced in the United States for more than 10 years. As such, she is familiar with common law and civil law jurisdictions. She is educated in both, having earned an LL.M. from Harvard Law School and a J.D. equivalent from Esade Law School in Spain, and she is licensed to practice in New York, Washington DC and Spain. Additionally, before turning to arbitration, she practiced as a tax lawyer for seven years. Her transactional and tax planning background gives her a unique insight into the inbound and outbound structuring of investments, contractual risk allocation, and damages calculations.

Prof. Saiz teaches at some of the world’s most prestigious law schools, such as Esade Law School, the CIDS’s LL.M. in International Dispute Settlement (“MIDS”), and Columbia Law School’s U.S. Business Law Academy, and is a sought-after speaker in international arbitration. She is an active member of the arbitration community, as an officer of the IBA Arbitration Committee, a member of the ICC Commission on Arbitration and ADR, and a member of the Board of the Spanish and Ibero-American Arbitration Club (“CEIA”) and Chairman of its Scientific Committee.

She speaks English, Spanish, French, and Catalan, and has an advanced knowledge of Portuguese and a basic knowledge of German. She is a national of Spain and the United States.

PROFESSIONAL & ACADEMIC EXPERIENCE

SAIZ Arbitration, Madrid (Spain)..... present
Arbitrator (since October 2014, see Annex I for list of arbitrator appointments)

ICC International Court of Arbitration..... July 2018 – present
Member on behalf of Spain

Esade Law School, Barcelona (Spain) September 2014 – present
Full-time Lecturer, Investment & Commercial Arbitration
Academic Director of International Relations

Columbia Law School’s U.S. Business Law Academy, New York, NY (USA) April 2020 – present
Lecturer, Investment & Commercial Arbitration

CIDS’s LL.M. in International Dispute Settlement (MIDS), Geneva (Switzerland)..... October 2019 – present
Lecturer, Contract Law in International Arbitration

Harvard Law School, Cambridge, MA (USA)..... January 2018, 2019, 2020, 2021, 2022, 2023, 2024
Guest Lecturer

Weil, Gotshal & Manges LLP, Washington, DC and New York, NY (USA)..... January 2007 – July 2014

Senior Associate, International Arbitration (October 2008 – July 2014)

- Represented multinationals and foreign governments in international commercial, investor-State, and State-to-State arbitrations, under the ICC, ICSID, LCIA, and UNCITRAL rules (see Annex II for list of representative counsel matters).
- Advised diverse client portfolio, including General Electric, Staples, the Williams Companies, Mina Corp., Repsol, Pluspetrol, Hunt Oil, Sonatrach, Tecpetrol, the Government of Ecuador, the Government of Canada, and the Government of Hungary.

Senior Associate, Tax (January 2007 – October 2008)

- Represented public and private clients in mergers, acquisitions and dispositions, restructuring, divestitures, financing transactions (domestic and cross-border) and cross-border aircraft leasing transactions.
- Advised diverse client portfolio, including Lehman Brothers, Washington Mutual, Goldman Sachs, General Electric and its subsidiary NBC, as well as a number of private equity funds and hedge funds.

PricewaterhouseCoopers LLP, New York, NY (USA) and Mexico City (Mexico)September 2003 – January 2007

Senior Associate, International Tax Services

- Designed and implemented efficient tax solutions for the minimization of effective tax rates in cross-border transactions, investment structuring, mergers and acquisitions, treasury and financing structures, profit repatriation and intellectual property migrations.

EDUCATION

Harvard Law School, Cambridge, MA (USA).....May 2003

Master of Laws (LL.M.) and International Tax Program (ITP)

La Caixa Fellowship, awarded for academic excellence

Esade Law School, Ramon Llull University, Barcelona (Spain)..... July 2001

Master in Business Law

Esade Law School, Ramon Llull University, Barcelona (Spain)..... July 2001

Licenciatura en Derecho (J.D. equivalent)

LANGUAGE CAPABILITIES

- English (bilingual proficiency), French (bilingual proficiency), Spanish (native), Catalan (native), Portuguese (advanced), German (limited working proficiency)

OTHER RELEVANT INFORMATION

- Admitted to practice in New York, Washington DC and Spain
- Vice-Chair of the IBA Arbitration Committee; Diversity and Inclusion Officer of the IBA Arbitration Committee (2022 – 2023); Member of the IBA Subcommittee on Investment Arbitration (2016 – 2017)
- Member of the Bureau of the Latin American and Iberian Chapter of the ICC Institute of World Business Law
- Member of the ICC Task Force on Corruption in Arbitration and of the ICC Commission on Arbitration and ADR
- Member of the Academic Council of the Institute for Transnational Arbitration (ITA)
- Recognized by Who's Who Legal: "Thought Leader" 2024, Chambers Global Guide: "Most in Demand Arbitrators in Spain" 2024, and Leaders League: "Spain's Best Arbitrators" 2024
- Member of the ICCA 2024 Academic Committee and ICCA 2026 Executive Committee
- Member of the CEIA Board and Chairman of its Scientific Committee
- President of the Esade Alumni Arbitration Club
- Member of the Board of Arbitration Channel
- Member of the Advisory Board of the American Review of International Arbitration of Columbia Law School
- Co-drafter of CEIA's "Code of Best Practices for the Governance of Arbitral Institutions" (2019)
- Winner of the Iberian Lawyers "40 under Forty" Award (2015)
- Sought-after speaker and lecturer on international arbitration (see Annex III for recent speaking engagements)

ANNEX I – ARBITRATOR APPOINTMENTS

Chair

- Chair in an ICC arbitration between two Central American companies related to the construction of a hydroelectric power plant and the supply of energy
- Chair in an ICC arbitration between two Spanish companies related to a construction dispute
- Chair in an arbitration under the rules of the Cámara de Comercio de Lima between the Peruvian State and a private investor related to the construction of a hydroelectric power plant
- Chair in an arbitration under the rules of the Cámara de Comercio de Lima between several Latin American companies related to credit guarantees
- Chair in an arbitration under the rules of the Centro Internacional de Arbitraje de la Cámara de Comercio Americana del Perú between Peruvian companies related to the insurance industry
- Chair in an arbitration under the rules of the Corte de Arbitraje de Madrid between various Spanish parties related to a corporate bylaws dispute
- Chair in an arbitration under the rules of the Tribunal Arbitral de Barcelona between a non-profit and a financial institution involving complex financial products

Sole arbitrator

- Sole arbitrator in an ICC arbitration involving an infrastructure project in Central Asia
- Sole arbitrator in an ICC arbitration between a Spanish and a Latin American company related to the procurement of military equipment
- Sole arbitrator in an arbitration under the rules of the Corte de Arbitraje de Madrid between two Spanish companies related to a construction dispute
- Sole arbitrator in an arbitration under the rules of the Corte de Arbitraje de Madrid between two Spanish companies related to the construction of a photovoltaic plant in Africa
- Sole arbitrator in an arbitration under the rules of the Corte de Arbitraje de Madrid between two Spanish companies related to the real estate industry

Co-arbitrator

- Co-arbitrator in an ICC arbitration between a Uruguayan company and a Mexican company related to a corporate dispute under a shareholders' agreement
- Co-arbitrator in an ICC arbitration between an Asian company and a Spanish company related to a sponsorship agreement
- Co-arbitrator in an arbitration under the rules of the Cámara de Comercio de Lima between a consortium of private investors and a Peruvian State-owned entity related to an energy dispute
- Co-arbitrator in an arbitration under the rules of the Cámara de Comercio de Lima between a private investor and the Peruvian State related to an energy dispute
- Co-arbitrator in an arbitration under the rules of the Cámara de Comercio de Lima between two Peruvian companies related to an energy dispute
- Co-arbitrator in an arbitration under the rules of the Cámara de Comercio de Lima between Peruvian parties related to the construction sector
- Co-arbitrator in an arbitration under the rules of the Corte de Arbitraje de Madrid between two Spanish companies related to a corporate dispute under a shareholders' agreement
- Co-arbitrator in an arbitration under the rules of the Corte de Arbitraje de Madrid between two Spanish companies involving antitrust law matters
- Co-arbitrator in an arbitration under the rules of the Corte de Arbitraje de Madrid between a Spanish company and an investment fund related to a corporate dispute under a share purchase agreement
- Co-arbitrator in an arbitration under the rules of the Corte de Arbitraje de Madrid between two Spanish parties related to a post-M&A dispute
- Co-arbitrator in an arbitration under the UNCITRAL Rules between a consortium of Latin American companies and an international organization related to the transportation infrastructure industry
- Co-arbitrator in an ad-hoc ex aequo et bono arbitration between two Spanish companies related to the telecommunications industry

ANNEX II – REPRESENTATIVE COUNSEL MATTERS (until July 2014)

Investor-State arbitrations

- Represented the Williams Companies in an ICSID arbitration against the Venezuelan government involving an expropriation of gas compression facilities
- Represented a consortium of oil and gas companies (including Repsol and Hunt Oil, amongst others) in an ICSID arbitration against a State-owned company concerning a liquefied natural gas (LNG) project in Latin America
- Represented a claimant in an ICSID arbitration against a Middle Eastern country related to a mining project
- Represented Hungary in an UNCITRAL arbitration against an electricity company regarding the termination of various power purchase agreements

Commercial arbitrations

- Represented an Ecuadorian State-owned company in an ICC arbitration against a Brazilian company relating to the construction of a hydroelectric plant in Latin America
- Represented a Spanish construction company in an arbitration related to the design and construction of an industrial plant
- Represented a German company in an ICC arbitration against an American company involving a licensing agreement to a ticketing online platform
- Represented General Electric in an ICC arbitration involving a shareholders' agreement

State-to-State arbitrations

- Represented Canada against the United States in an LCIA arbitration related to a dispute under the Softwood Lumber Agreement

ANNEX III – RECENT SPEAKING ENGAGEMENTS (from 2020 onwards)

- “Panel 3: Decision-Making and Biases” (moderator) (XXVIth ICCA Congress, Hong Kong, May 2024)
- “Empresa pública y arbitraje: ¿Cuándo y por qué?” (keynote speaker) (RocaJunyent & ICC Spain, Barcelona, April 2024)
- “Key Players in Arbitration” (moderator) (The Leaders League Iberian Summit & Awards, Madrid, March 2024)
- “Litigation funding en España: presente y futuro” (moderator) (Foro Ramco-Esade, Madrid, January 2024)
- “The ICC Court turns 100: continuity, evolution and the future ahead” (3rd ICC Iberian Arbitration Day, Lisbon, November 2023)
- “East Meets West” (webinar, WIA, July 2023)
- “Recuperación de activos y ejecución de laudos: ‘the practitioner’s toolkit’” (moderator) (ICC, Madrid, June 2023)
- “ICC DRS LGBTQIA+ Expanded Network Launch Event” (opening remarks: “The Importance of Allyship”) (webinar, ICC, June 2023)
- “Charlie y la fábrica de chocolate. Tendencias en arbitrajes de energía. Aplicación a Third Party Funding y oportunidades” (moderator) (Open de Arbitraje, Madrid, May 2023)
- “Advancing the Rule of Law: A Fireside Chat with the Presidents of the ICC Court & IBA” (closing remarks) (ICC, Madrid, May 2023)
- “Arbitraje: los in-house hablan” (opening and closing remarks) (ESADE Alumni, Barcelona, February 2023)
- “El orden público en la jurisprudencia del Tribunal Constitucional” (CEA/CGPJ, Jornada de Arbitraje: “El Orden Público en el Arbitraje”, Madrid, December 2022)
- “Arbitraje de Emergencia: aspectos relevantes para la práctica ecuatoriana” (webinar, Instituto Ecuatoriano de Arbitraje, November 2022)
- “Real life examples on how to tackle disruptions during the proceedings: when and how to defend using a shield and a sword” (ICC Miami, October 2022)
- “Virtual Arbitrations: are they here to stay?” (Holland & Knight, Miami, October 2022)
- “Independencia e imparcialidad de árbitros: progresos y retrocesos en América Latina” (18ª Reunión del Grupo Latinoamericano de la CCI, October 2022)
- Workshop “Reglas del arbitraje, organización del proceso, calendario y audiencias” (Programa de Arbitraje Internacional e inversiones, Amcham Perú & Universidad del Pacífico, October 2022)
- “Casino Royale: Types of Damages” (moderator) (ICAB International Arbitration Congress, Barcelona, October 2022)
- “Introduction to International Arbitration” (NOVA School of Law, July 2022)
- “La detección y prueba de la corrupción en arbitraje” (moderator) (CEA/ICAB, I Jornada de Arbitraje con ocasión del XVI Congreso Internacional del CEA, June 2022)
- Interview to Noiana Marigo (CEA Mujeres, XVI Congreso Internacional del CEA, June 2022)
- “Obligaciones éticas en el procedimiento arbitral” (XVI Congreso Internacional del CEA, June 2022)
- “Evidence in civil and common law jurisdictions – considerations for key players” (AIA – ArbIt – 40, May 2022)
- “Taking of Evidence in International Arbitration – a mix of traditions” (Harvard International Arbitration Law Students Association, April 2022)
- “Achieving diversity for the next generation of international arbitration practitioners – why it matters” (MIDS, March 2022)
- “Ejecución de medidas cautelares extranjeras (ordinarias y urgentes)” (4th ICC Peruvian Arbitration Day, February 2022)
- “Arbitraje Internacional: La diversidad como motor de desarrollo en la región iberoamericana” (WWA & CIAM, February 2022)
- “Arbitraje Internacional, ¿quo vadis?” (Colegio de Abogados de Alicante, February 2022)
- “Arbitraje 101” (Charlas ICC Spain Podcast, January 2022)
- “Best Practices regarding the Drafting of Effective Awards” (ERA Arbitration Pledge YPSC, November 2021)
- “Decision-making in international arbitration” (ICCA Mentoring Program, October 2021)
- Workshop “Reglas del arbitraje, organización del proceso, calendario y audiencias” (Programa de Arbitraje Internacional e inversiones, Amcham Perú & Universidad del Pacífico, October 2021)
- “The Protection of banking and finance through investment arbitration” (Open de Arbitraje, Madrid, October 2021)
- “The arbitral agreement” (intensive course, Università degli Studi Roma Tre, June 2021)
- “Virtual Hearings: hindsight 2020” (webinar, Columbia’s US Business Law Academy, May 2021)

- “*Mujeres juristas sin barreras de género ni de territorio*” (webinar, ESADE Women initiative and Women in a Legal World, March 2021)
- “*La prueba: Oportunidad para presentarla y valoración del Tribunal Arbitral*” (4ta. Sesión - Seminario Arbitraje Internacional ‘Fernando de Trazegnies Granda’, webinar, Carlos Soto & Asociados y LIA – Latin American International Arbitration, March 2021)
- “*Acuerdo arbitral: consentimiento y patologías*” (AmCham Arbitration Unplugged Series, webinar, AmCham Perú and AmCham LAB, February 2021)
- “*Seminario: Nuevas Reglas de Arbitraje CCI*” (webinar, Comisión de Arbitraje de CCI México, February 2021)
- “*Challenges in Conducting Hearings during the Pandemics*” (Milan Investment Arbitration Week, webinar, Università Degli Studi di Milano and European Court of Arbitration, February 2021)
- “*Diversity in International Arbitration*” (webinar, Stanford Law School, February 2021)
- “*Reclamaciones, Contra-Reclamaciones y Defensas*” (Diplomado: Arbitraje Comercial Internacional, webinar, ITESO Universidad Jesuita de Guadalajara, January 2021)
- “*Técnicas de persuasión, networking y marca personal en el arbitraje*” (III Conferencia Internacional Women in Arbitration IPA, IPA Instituto Peruano de Arbitraje, January 2021)
- “*A Comparison of the new ICC Rules, the LCIA Rules and the Swiss Rules: and the “Winner” Is...?*” (webinar, ICC YAF and ASA below 40, January 2021)
- “*Efectos de la corrupción en el arbitraje y las cláusulas anticorrupción*” (webinar, IPA Instituto Peruano de Arbitraje, November 2020)
- Workshop “*Reglas del arbitraje, organización del proceso, calendario y audiencias*” (Programa de Arbitraje Internacional e inversiones, Amcham Perú & Universidad del Pacífico, October 2020)
- “*La importancia de la sede en el arbitraje internacional*” (Madrid, Open de Arbitraje, October 2020)
- “*Blockchain, Smart Contracts and Arbitration*” (webinar, CBAR, September 2020)
- “*Impact of COVID-19 on Investment Arbitration*” (webinar, Columbia Law School, July 2020)
- “*Diversity in Arbitration*” (webinar, Asian International Arbitration Center, July 2020)
- “*How to conduct a virtual hearing*” (webinar, Columbia Law School, May 2020)
- “*Daños compensatorios y no compensatorios en common law y civil law*” (webinar, Instituto Ecuatoriano de Arbitraje, May 2020)
- “*Impacto del COVID-19 en los procedimientos arbitrales: ¿cómo conducir una audiencia completamente online?*” (webinar, Centro Internacional de Arbitraje de Madrid, Cámara de Comercio de Quito, ICC Ecuador, May 2020)
- “*Arbitraje en tiempos de COVID-19: retos y oportunidades para conducir procedimientos arbitrales completamente online*” (webinar, Think Tank Peruvian Arbitration, April 2020)
- “*International Arbitration post-COVID 19*” (webinar, Columbia Law School, April 2020)
- “*Arbitrators’ Best Practices*” (moderator) (Paris, February 2020)