

ANNE K. HOFFMANN, LL.M.

PERSONAL DATA

Nationality: German

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QUALIFICATIONS

LL.M. (Master of Laws): University College London, University of London, 1998

Germany: First State Exam, Freie Universität Berlin, 1997
Second State Exam, Rechtsanwältin (qualified to practice since November 2000)

England and Wales: Solicitor (qualified to practice since June 2003)

EXPERIENCE

Oct 2018 - present Independent Arbitrator, Hoffmann Arbitration FZCO, Dubai

Jan 2017 - Sep 2018 Legal Director at Clyde & Co, Dubai

Jun 2013 - Jun 2016 Special Counsel at Al Tamimi & Company, Dubai

Apr 2005 - May 2013 Partner (from 2011) at Python & Peter, Geneva

Jan 2003 - Mar 2005 Worked as assistant at the Bar in London, especially for VV Veeder, QC and Alan Redfern

Nov 2000 - Dec 2002 Associate at Coudert Brothers, London

REPRESENTATIVE CASES

As Arbitrator

Commercial Arbitration

- Saudi Arabian company v. BVI, Maltese and Egyptian companies, dispute concerns the financing of a large infrastructure project, CRCICA Rules, English Law (co-arbitrator)
- Saudi Arabian company v. Chinese/ Saudi company, dispute arises out of construction project, LCAM Rules, English Law (co-arbitrator)
- UAE/Chinese company v. UAE company, dispute concerns feasibility study for infrastructure project, DIAC Rules, UAE Law (Chair)
- Azerbaijani entity v. Austrian and Jersey entities, dispute arises out of a service agreement, VIAC Rules, Austrian Law (Chair)
- UAE company v. Iranian company, dispute arising out of a cooperation agreement, DIAC Rules, UAE Law (Sole Arbitrator)
- UK company v. UAE company, dispute arising out of a sales contract relating to chemicals, SCC Rules, The United Nations Convention on Contracts for the International Sale of Goods (CISG) (Chair)

- UK entity v. UAE company, dispute arising out of a share purchase agreement in the property development sector, DIFC-LCIA Rules, DIFC Law (Sole Arbitrator)
- Qatari entity v. Qatari company, dispute arising out of a lease agreement, ad hoc, Qatari Law (Chair)
- BVI entity v. three UAE entities, dispute arising out of management agreement, DIFC-LCIA Rules, DIFC Law (Sole Arbitrator)
- UK company and two UAE companies v. UAE company, dispute arising out of share sale and purchase agreement, DIFC-LCIA Rules, DIFC Law (Sole Arbitrator)
- Russian company v. Hong Kong company, dispute arising out of a sale and purchase agreement concerning maritime goods, HKIAC Rules (Expedited Procedure), Laws of England & Wales / Russian Law (Sole Arbitrator)
- UAE entity v. UAE entity, dispute arising out of a construction contract, ADDCAC Rules, UAE Law (Co-arbitrator)
- BVI company v. UAE company, dispute arising out of a loan agreement, DIFC-LCIA Rules, Laws of England & Wales (Co-arbitrator)
- Indian entity (DIFC branch) v. UAE entity, dispute arising from a credit facility agreement, DIFC-LCIA Rules, Laws of England & Wales (Co-arbitrator)
- Malaysian entity v. Singaporean entity, dispute arising from a supply agreement, ad hoc, Malaysian law (Sole Arbitrator)
- Indian claimant v. Panama respondent, dispute arising from a share purchase agreement, DIAC Rules, UAE Law (Chair)
- UAE claimants v. Japanese respondent, dispute arising from a shareholder agreement in the automotive industry, DIAC Rules, UAE Law (Chair)
- UAE entity v. Indonesian entities, dispute arising from a coal sale purchase agreement, SIAC Rules (Expedited Procedure), Law of England & Wales (Sole Arbitrator)
- UAE claimant v. UAE respondent, dispute arising out of a lease agreement, DIAC Rules, UAE Law (Chair)
- American and UAE claimants v. BVI and UAE respondents, dispute arising out of an option repurchase agreement in the hospitality sector, DIFC-LCIA Rules, UAE Law (Sole Arbitrator)
- UAE company v. Saudi Arabian company, dispute arising out of two licensing agreements, LCIA Rules, Kuwaiti and Bahraini Law (Chair)
- Omani claimant v. UAE respondent, dispute arising from shareholder agreement, DIFC-LCIA Rules, UAE Law (Sole Arbitrator)
- Omani claimant v. UAE respondent, dispute arising from share purchase agreement, DIFC-LCIA Rules, UAE Law (Sole Arbitrator)
- Saudi Arabian company v. UAE company, dispute arising from distribution agreement, ICC Rules, UAE Law (Sole Arbitrator)
- Indian claimant v. American respondent, dispute arising out of a partnership agreement in the hospitality sector, DIFC-LCIA Rules, UAE Law (Sole Arbitrator)
- American claimant v. UAE companies, dispute arising from a joint venture agreement, DIFC-LCIA Rules, UAE Law (Co-arbitrator)
- Russian claimant v. UAE company, dispute arising from a property contract, DIAC Rules, UAE Law (Sole Arbitrator)
- UAE company v. two Belorussian companies, dispute arising from an oil delivery contract, LCIA Rules, Law of England & Wales (Co-arbitrator in two parallel proceedings)
- Turkish company v. Tunisian company, dispute arising from steel sales contract, Swiss Rules (Expedited Procedure), Swiss Law (Sole Arbitrator)
- Belorussian company v. Italian company, delivery and installation agreement, Swiss Rules, Swiss Law (Sole Arbitrator)

- Swiss company v. US corporation, sales contract, ICC Rules, Swiss Rules, Swiss Law (Sole Arbitrator)
- French company v. Saudi Arabian company, dispute arising out of a design and management services agreement concerning the construction and restructuring of a shopping centre, ICC Rules, Swiss Law (Sole Arbitrator)
- Turkish company v. Ministry of Education of a Central Asian State, contractual dispute arising from a sales contract, UNCITRAL Rules, Swiss Law (Chair)
- Russian company v. Irish company, contractual dispute in the telecommunications sector, ad hoc, Swiss Law (Chair)
- Hong Kong corporation v. Ukrainian company, delivery of telecommunication equipment, DIS Rules, German Law (Chair)

Investment Treaty Arbitration

- English/American investors v. Kazakhstan (ICSID Case No. ARB/15/13), dispute arising under the UK/US - Kazakhstan BITs, ICSID Rules (Co-arbitrator)

As Counsel

- representing Claimant in ICC gas price adjustment dispute
- representing Claimant in UNCITRAL BIT arbitration against North African State
- representing Claimant in UNCITRAL proceedings concerning contracts in support of activities of an international organization
- representing Claimant in DIAC proceedings concerning property development dispute
- representing Claimant in ad hoc, PCA administered, proceedings concerning construction project
- representing Claimant in GCC Arbitration Centre proceedings concerning failed joint venture
- representing Claimant in DIAC proceedings against developer
- representing Dutch investor in UNCITRAL BIT proceedings against Eastern European State
- representing German investor in UNCITRAL BIT arbitration against Eastern European State
- representing American investor in ICSID proceedings against Central Asian State
- representing Claimant in ICC arbitration between shareholders in Iraqi company
- representing Respondent in ad hoc arbitration in Russia between two telecommunication companies
- representing Claimant in major ICC arbitration regarding oil terminal in Eastern Europe
- representing Respondent in ICC arbitration between two telecommunication companies
- representing Claimant in large ICC arbitration between two major European telecommunication companies

LANGUAGES

- English, German, French, Russian

SPECIAL PROFESSIONAL ACTIVITIES/ ACHIEVEMENTS

- since 2011 - Visiting Lecturer at Humboldt University, Berlin, Germany
- Member of the HKIAC Panel of Arbitrators
- Member of the SIAC Panel of Arbitrators
- Member of SIAC Users Council
- Member of the Middle East Sub-Committee of the Equal Representation in Arbitration Pledge
- Member of the MENA Sub-Committee of the Greener Arbitrations Campaign
- recommended by Who is Who Legal 2014 - 2021 as a global leader in arbitration
- Public speaking:
 - 8 April 2021 - Speaker at the launch event of the Equal Representation in Arbitration Pledge Middle East Subcommittee on "How to make it as a female arbitrator in the Middle East"

- 7/8 April 2021 - Speaker at SIAC Middle East Academy on “Theory and Practice of Emergency Arbitration”, online
- 8 March 2021 - Guest speaker at CRCICA webinar on “The New World of Arbitration - Lessons for Counsel and Arbitrators from the Past Year”, online
- 17 November 2020 - Moderator at GAR Interactive Dubai of a discussion on “Achieving full diversity and inclusion”, online
- 10 November 2020 - Speaker at “ADGM Arbitration Community Check-in - The status of arbitration in the current environment”, online
- 8 October 2020 - Speaker at GAR Interactive Moscow on “This house believes that judges or arbitrators should be more critical of counsel and experts in awards”, online
- 20 August 2020 - Speaker at the ELSA Athens Summer Law School on International Investment Law on Counterclaims in Investment Arbitration, online
- 5 February 2020 - Speaker at SIAC/ADGM Arbitration Conference on “Saving Time and Costs under the SIAC Rules - Expedited Procedure, Emergency Arbitrator, Early Dismissal” in Abu Dhabi
- 5 February 2020 - arbitrator in mock cross examination during YSIAC Workshop on Oral Advocacy, Abu Dhabi
- 28 January 2020 - Speaker at GAR Live on “This House believes that the erosion of arbitral immunity is to invite the guerrilla into the room”, Abu Dhabi
- 18 November 2019 - Speaker at the 2019 International Arbitration Conference on “Around the globe in 60 minutes: hot topics in international arbitration”, Brisbane
- 26 September 2019 - Chair of the 6th Annual International Arbitration and Regulatory Global Summit Turkey & Middle East, Istanbul
- 28 May 2019 - Speaker at GAR Live in Frankfurt on the topic “Arbitral Institutions - what does value for money mean for users”
- 23 November 2018 - Speaker at the 2nd International Conference of the Libyan International Arbitration Centre on “Counterclaims in Investment Arbitration” in Tunis
- 18 November 2018 - Speaker during the BCDR-AAA/ SCC Joint Conference on Salient Issues in Investment Arbitration in Bahrain
- 15 November 2018 - Speaker at GAR Live in Dubai on the topic of “AI in IA”
- 27 September 2017 - Speaker during 4th International Arbitration Summit in Istanbul on “Protecting Investments through Bilateral Investment Treaties”
- 15 June 2017 - Speaker at GAR Live in Istanbul on issues of third-party funding
- 4 April 2017 - Speaker during ICC MENA Conference on “Parallel proceedings, tactics and remedies: Overview of available options, prevailing practices and anti-suit injunctions”
- 24 February 2016, Lecture on “Counterclaims in Investment Arbitration” at law school of McGill University, Montreal
- 23 February 2016, Speaker at McGill Journal of Dispute Resolution Symposium on expert evidence in international arbitration in Montreal
- 10 December 2015 - Speaker at BCDR-AAA/ BIICL International Investment Arbitration Conference in Manama, Bahrain, on “What next for the MENA Region and Investment Treaties - are Arab States being left behind?”
- 20 November 2014 - Speaker during GAR Live in Dubai on “Investment Arbitration - is the Middle East heading the way of Latin America?”

- 19 November 2014 - Speaker at the Young ICCA Workshop (“Strategy Considerations in International Arbitration in the Middle East”) and the MENA Young Arbitrators Conference (“Investment Arbitration in the Middle East”), Dubai
- 22 May 2014 - Speaker on Investment Arbitration during the first Madrid Arbitration Day
- 29 October 2013 - Speaker during CIArb Young Group’s seminar in Dubai
- 18 October 2013 - Chair of panel during ABA fall meeting in London on “Abuses in International Arbitration”
- 12 June 2012 - Rapporteur at the ICCA Congress in Singapore on “Evidence, Document Production, Witnesses, Experts and Hearings”
- 17 November 2011 - Speaker at Kiev Arbitration Days 2011 on “Document Production - abuse and how much is too much?”
- 29 March 2011 - Guest Lecture on investment arbitration at King’s College London before the Master Class of International Arbitration 2010/ 2011
- 3 March 2011 - Roundtable Talk at the Faculty of International Law at the University of Vienna on “What is an investment? - Recent developments on this issue in international investment law”
- 30 April 2010 - speaker at the Juris Conference on “Investment Arbitration in the Asia - Pacific Region” in Washington DC
- 1/2 April 2009 - speaker at the ITA-CANACO Americas Workshop in Mexico City
- 18/19 June 2008 - speaker at roundtable talk on “Interest and Cost in Arbitration” as well as at the ITA Annual Workshop on “Damages in International Arbitration” in Dallas
- 14/15 May 2008 - speaker at conference on “Investment Treaties and Investor-State Dispute Settlement: Emerging Issues and Challenges for Arab Countries” (jointly organised by UNCTAD/CRCICA) in Cairo
- 7 March 2008 - organiser of and speaker at conference on “Protection of Investments through Modern Treaty Arbitration - Diversity and Harmonisation” in Zurich
- 21 September 2007 - speaker at conference on “Substantive Standards of Protection in Investment Arbitration” in Vienna
- 29 September 2006 - moderator at the annual seminar of ASA below 40 in Zurich
- 6 October 2004 - chairing panel on Arbitration during the annual meeting of the European Branch of the Chartered Institute of Arbitrators in Vilnius, Lithuania

PUBLICATIONS

- *Duty of Disclosure and Challenge of Arbitrators: The Standard Applicable Under the New IBA Guidelines on Conflicts of Interest and the German Approach*, 21(3) Arb. Int’l 427 (2005)
- *Counterclaims by the Respondent State in Investment Arbitrations - The Award on Jurisdiction over Respondent’s Counterclaim in Saluka Investments B.V. v Czech Republic*, 6 SchiedsVZ, 317 (2006)
- Book review on “International Investment, Political Risk and Dispute Resolution: a Practitioner’s Guide” by Noah Rubins and Stephan Kinsella, 23(3) Arbitration International, 518 (2007)
- *The investor’s right to waive access to protection under a bilateral investment treaty*, 22(1) ICSID Review - Foreign Investment Law Journal, 69 (2007)
- *Indirect Expropriation*, in: Substantive Standards of Investment Protection (ed. A. Reinisch), Oxford University Press (2008);
- *The Relationship between International Tribunals and Domestic Courts* (co-authored with J. van Harsoelte - van Hof), in: The Oxford Handbook of International Investment Law (2008)
- Protection of Investments through Modern Treaty Arbitration - Diversity and Harmonisation, ASA Special Bulletin edited by Anne K. Hoffmann, May 2010

- *Modern Forms of Expropriation*, in: Protection of Investments through Modern Treaty Arbitration - Diversity and Harmonisation (ed. Anne K. Hoffmann), ASA Special Bulletin, May 2010
- *Public policy versus private interest - has balance been maintained in investment protections in the Asia-Pacific region?* in: Investment Treaty Arbitration and International Law - Volume 4, Ian A. Laird, Todd J. Weiler, Nina Mocheva (editors), Juris 2012
- *Counterclaims in Investment Arbitration*, 28(2) ICSID Review - Foreign Investment Law Journal, 438 (2013)
- *Selection and Appointment of Arbitrators*, in: Arbitration in Switzerland - The Practitioner's Guide (ed. Manuel Arroyo), Kluwer 2013 (first edition); 2018 (second edition)
- *Denial of Benefits*, in: International Investment Law - A Handbook (ed. M. Bungenberg, J. Griebel, S. Hobe, A. Reinisch), C.H. Beck-Hart-Nomos, 2015
- *Counterclaims*, in: Building International Investment Law - The First 50 Years of ICSID, (ed. M. Kinneer, G. Fischer, J. Minguez Almeida, L. F. Torres, M. Uran Bidegain), Kluwer, 2016
- *Middle Eastern Investors as Claimants in Investment Treaty Arbitrations*, in: (2016) 3 BCDR International Arbitration Review, 389, Issue 2
- *The New Arbitration Law of the United Arab Emirates - Two steps forward?*, in: 3 SchiedsVZ, 126 (2019)
- Country Update: United Arab Emirates, in: Asian Dispute Resolution, October 2020, 179