

## Curriculum Vitae

### Personal and Professional Information

Sofia Martins

Born 29 August 1973, Washington D.C., USA.

Portuguese national (sole nationality)

Lawyer, admitted to the Portuguese Bar Association since 1998

Miranda & Associados

Av. Eng. Duarte Pacheco, 7 r/c

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### Education

Graduated from the Faculty of Law of the University of Lisbon in 1996

### Languages

Portuguese (mother tongue), English (bi-lingual), Spanish (good written and oral skills) and French (good written comprehension and reasonable oral skills)

### Professional Experience

Partner and Co-Head of Litigation & Arbitration Practice at Miranda & Associados (since August 2016)

Managing Associate and Coordinator of the Litigation & Arbitration Practice at Miranda & Associados (since August 2015)

Senior Associate in the Litigation & Arbitration Department of Miranda Correia Amendoeira & Associados (since February 2014)

*Of Counsel* at Uría Menéndez-Proença de Carvalho (February 2008 – January 2014)

Partner, Fraústo da Silva & Associados (December 2006 – February 2008)

Associate, FSMM & Associados (March 2004 – December 2006)

Trainee and Associate, Henrique Abecasis, Andresen Guimarães & Associados (September 1996 – February 2004)

Member of the International Bar Association, the International Council for Commercial Arbitration, the Portuguese Arbitration Association (*Associação Portuguesa de Arbitragem - APA*), the Brazilian Arbitration Committee (CBAr) and of the Spanish Arbitration Club (*Club Español del Arbitraje – CEA*)

President of the Board of the Portuguese Arbitration Association (since 2023)

Member of the ICC Commission on Arbitration and ADR (since November 2015)

Chair of the Board of CONCORDIA Arbitration Center (Lisbon, Portugal) (2020-2023)

Member of the Award Scrutiny Commission of the CIAM – Madrid International Arbitration Center (2021-2023)

Ambassador of the ICC Commission on the Belt and Road Initiative (2019-2022)

Member of the Board of the Portuguese Arbitration Association (2014-2022)

Co-editor of the IBA Arbitration Guide (2017-2022)

Officer of the IBA Arbitration Committee (2017-2022)

Member of the Board of the Arbitration Centre of the Portuguese Chamber of Commerce and Industry (2012-2019)

*Rapporteur* for the IBA Subcommittee on the Recognition and Enforcement of Foreign Arbitral Awards (2014-2016)

Secretary to the General Assembly of the Portuguese Arbitration Association (2013-2014)

Co-founder and co-coordinator of APA Sub 40, the under forty section of the Portuguese Arbitration Association (2011-2013)

Co-coordinator of the CEA-40, the under forty section of the Spanish Arbitration Club (2010-2012)

### **Arbitral experience**

As counsel, co-counsel or local counsel, participation in several arbitrations and/or pre-dispute advice, submitted to Portuguese, French, Angolan, Mozambican, Santomean, Cape Verdean and Senegalese law, as well as in set aside proceedings, as follows:

- (i) Counsel to real estate developer in two *ad hoc* arbitrations seated in Lisbon, Portugal, applying Portuguese law, related to the construction of shopping centres
- (ii) Counsel to Portuguese company, together with French co-counsel, in a dispute against a French multinational company, administered by the ICC, seated in Paris and subject to French law, related to an industrial franchise agreement
- (iii) Counsel to Portuguese branch of a multinational company in the mining sector in a dispute, administered by the Arbitration Centre of the Portuguese Chamber of Commerce and Industry, seated in Lisbon and subject to Portuguese law, related to a supply agreement

- (iv) Counsel to the Republic of Cape Verde in a dispute administered by the PCA, seated in the Hague, relating to a consultancy service rendering agreement, subject to the law of Cape Verde (PCA Case No. 2014-33)
- (v) Local counsel in pre-dispute advice to several international oil companies relating to a potential dispute against an African State-owned entity in connection to production sharing agreements, notably to stability provisions, subject to the law of said African State (settled)
- (vi) Counsel to co-respondent within four disputes administered by the ICC, seated in Lisbon and applying Portuguese law, relating to legislative alterations impacting on ongoing power purchase agreements, brought by two companies against the current Portuguese private entity (formerly a State-owned entity) administering the national electricity system
- (vii) Representing Claimant, as co-counsel, in dispute under the UNCITRAL Rules, administered by the PCA, in respect to investment claim against an African State related to the concession of rail and port infrastructures (PCA Case No. 2020-21), as well as in related ICC dispute
- (viii) Counsel to a Portuguese construction company in an *ad hoc* arbitration, seated in Lisbon and subject to Portuguese law, in connection to the construction of a shipyard in a dispute brought by the public concessionaire of the shipyard
- (ix) Counsel to a Portuguese company, as one of five respondents, in a dispute administered by the ICC, seated in Lisbon and applying Portuguese law, related to a shareholders' agreement
- (x) Counsel to a Portuguese construction company in a dispute administered by the ICC, seated in Lisbon and applying Portuguese law, in connection to the construction of two offshore windfarms
- (xi) Counsel to a French company, part of a multinational group operating in the renewable energy sector, in a dispute against a Spanish subcontractor, relating to a construction project in Benin (mediation)
- (xii) Counsel to the Mozambican branch of an international tobacco company in an *ad hoc* arbitration, seated in Mozambique and applying Mozambican law, related to the purchase of fertilizer
- (xiii) Counsel to Portuguese construction company in arbitration administered by the CCJA, seated in Abidjan and applying Senegalese law, against the owner, related to a construction contract for a hotel in Senegal
- (xiv) Counsel to a state-owned entity from Timor-Leste in arbitration administered by the ICC, seated in Singapore and applying the laws of Timor-Leste, related to a service agreement.

Co-arbitrator, Sole Arbitrator and Presiding Arbitrator in several disputes, as follows:

- (i) Co-arbitrator in seven *ad hoc* disputes, in Portugal and applying Portuguese law, related to medical patents
- (ii) Co-arbitrator in a dispute relating to the price revision mechanism contained in a share purchase agreement between a Spanish company and a Portuguese company, applying Portuguese law, administered by the Arbitration Center of the Portuguese Chamber of Commerce and Industry
- (iii) Sole arbitrator in a dispute between a Spanish and an Italian company relating to a contract for the conception, construction and transport of certain components to be installed in a plant in Argentina, applying Spanish law, administered by the ICC

- (iv) Sole arbitrator in a dispute between a Spanish and a middle-eastern company relating to a publicity contract, applying Spanish law, administered by the Madrid Arbitration Court (CAM)
- (v) Presiding arbitrator in a dispute between a Spanish and a US company relating to a distribution contract, applying Spanish law, administered by the Madrid Arbitration Court (CAM)
- (vi) Presiding arbitrator in a dispute between a Spanish and a Dutch company relating to a contract for the repair of a vessel, applying Spanish law, administered by the ICC (settled)
- (vii) Sole Arbitrator in a dispute applying Portuguese law, administered by the Arbitration Center of the Portuguese Chamber of Commerce and Industry, between two Portuguese companies, related to a lease agreement
- (viii) Sole arbitrator in a dispute between Egyptian individuals and the Spanish branch of a multinational aircraft manufacturer, applying Spanish and Egyptian law, administered by the ICC
- (ix) Presiding arbitrator in a post-M&A dispute between Brazilian individuals and a Dutch company, applying Brazilian law, administered by the CAM-CCBC
- (x) Presiding arbitrator in a dispute between two Brazilian companies, one of which the Brazilian branch of a multinational in the area of IT, relating a contract for the provision of IT services, applying Brazilian law, administered by the AMCHAM (settled)
- (xi) Presiding arbitrator in a dispute between a Brazilian company and the Brazilian branch of a Chinese company relating to the construction of a solar power plant, applying Brazilian law, administered by the ICC
- (xii) Presiding arbitrator in a dispute between a French company and its Egyptian branch against an Egyptian company, relating to a share purchase agreement, applying Egyptian law, administered by the ICC
- (xiii) Co-arbitrator in a dispute between two Portuguese companies in the health industry related to a service rendering agreement, administered by the Arbitration Center of the Portuguese Chamber of Commerce and Industry
- (xiv) Presiding arbitrator in a dispute between a Spanish company and a Mexican company, regarding a shareholders' agreement, applying Mexican law, administered by the ICC
- (xv) Co-arbitrator in a post-M&A dispute between a Portuguese company and a Swedish company, applying Portuguese law, administered by the Arbitration Center of the Portuguese Chamber of Commerce and Industry
- (xvi) Presiding Arbitrator in a post-M&A dispute between Brazilian individuals and a US company acting in the food sector, applying Brazilian law, administered by the CAM-CCBC
- (xvii) Presiding arbitrator in ICSID Case no. ARB/21/41, Metro de Lima v Peru (II)
- (xviii) Presiding arbitrator in a dispute between a Turkish company and an American company, relating to a purchase agreement, applying Swiss law, administered by the ICC
- (xix) Presiding arbitrator in a dispute between Brazilians companies included in a Canadian group acting within the energy sector and Brazilian construction companies relating to the construction of a power plant, applying Brazilian law, administered by the ICC
- (xx) Presiding arbitrator in a dispute between two Portuguese companies, one of which a bank, administered by the Arbitration Center of the Portuguese Chamber of Commerce and Industry, related to swap agreements
- (xxi) Co-arbitrator in a dispute administered by the ICC, applying Brazilian law, between Brazilian companies, related to the construction of an airport

- (xxii) Co-arbitrator in ICSID Case no. ARB/23/10, Autopistas del Atlántico, S.A. de C.V. et all vs. Republic of Honduras (appointed by ICSID)
- (xxiii) Co-arbitrator in a dispute administered by the ICC, applying Portuguese law, between a Portuguese individual and a Luxembourg company, related to a shareholders' agreement
- (xxiv) Presiding arbitrator in a dispute administered by the ICC, applying Spanish law, between a Swiss company and a Spanish company, related to a purchase and sale agreement
- (xxv) Presiding arbitrator in dispute under the UNCITRAL Rules, administered by the PCA (PCA Case No. 2023.35)
- (xxvi) Presiding arbitrator in a dispute administered by the ICC, applying Brazilian law, between three foreign companies and a Brazilian company, as Claimants, and a Brazilian company, as Respondent, related to a charter agreement.

Listed in the rosters of the Arbitration Centre of the Portuguese Chamber of Commerce and Industry, Concórdia, the Commercial Arbitration Institute (Porto), CAM-CCBC (Centro de Arbitragem e Mediação da Câmara de Comércio Brasil Canadá), CAMARB (Câmara de Arbitragem Empresarial – Brasil), Câmara de Arbitragem e Mediação da Federação das Indústrias do Estado do Paraná – CAM-FIEP, Harmonia Arbitration Centre (Angola) and the BVI International Arbitration Centre.

#### **Publications and conferences in arbitration or arbitration related matters**

The following publications are highlighted:

2010 - Winds of Change in Arbitration in Portugal, *in* International Bar Association Arbitration News, no. 2, 2010 (Co-author)

2011 - De la relevancia de la convención del arbitraje en la resolución de cuestiones suscitadas por la condena genérica en el ámbito del Derecho portugués de arbitraje voluntario, *in* CARLOS ALBERTO SOTO COAGUILA (Director), Tratado de Derecho Arbitral, Instituto Peruano de Arbitraje, Bogotá (Co-author)

2012 - A Nova Lei da Arbitragem Voluntária Portuguesa, *in* Revista de Arbitragem e Mediação (Brasil), n.º 32 e 33, 2012, July 1, 2012

2012 - The Role of State Courts within the New Portuguese Arbitration Law: a Brief Overview, *in* Spain Arbitration Review, no. 15, 2012 (Co-author)

2012 - The New Portuguese Arbitration Law: a Brief Comment, *in* Les Cahiers de l'Arbitrage/Paris Journal of International Arbitration, November 2012

2013 - Abaclat vs Argentina: What's It About? *in* Young Arbitration Review, January 8, 2013

2013 - Concurrent Powers Between Arbitral Tribunals and State Courts Regarding Interim Measures *in* Young Arbitration Review - Year 3, Edition 10, July 11, 2013 (Co-author)

2013 - Application of the New York Convention in Spain and Portugal: are the courts getting it right? *in* Revue de Droit des Affaires Internationales, August 15, 2013 (Co-author)

2014 - International Influences on the Portuguese and Spanish Arbitration Laws, *in* IBA Arbitration News, February 1, 2014 (Co-author)

2014 - Las medidas cautelares en el arbitraje. Concurrencia de poderes entre Tribunales estatales y arbitrales, *Revista de Arbitraje Comercial y de Inversiones*, Vol. VII, 2014 (Co-author)

2014 - A Redação de Cláusulas Arbitrais: Riscos a Prevenir *in* Interventions in the VII Congress of the Portuguese Chamber of Commerce and Industry, Almedina, June 11, 2014

2015 – Ainda a Redação de Cláusulas Arbitrais. Cláusulas em contratos multipartes e em situações de contratos múltiplos *in* Studies in Honor of Mário Raposo, Universidade Católica Editora, January 2015

2015 – Lei da Arbitragem Voluntária Anotada, Almedina/Associação Portuguesa de Arbitragem, 2<sup>nd</sup> Edition, Coordin. Dário Moura Vicente

2016 - Portuguese commercial arbitration center follows suit and enacts new fast track arbitration rules. Expanding the pie or a sign the system needed mending?, *Young Arbitration Review*, January 2016

2016 - O Regulamento do Centro de Arbitragem Comercial sobre Nomeação, Recusa e Substituição de Árbitros em arbitragens não institucionalizadas no Centro, *Revista Internacional de Arbitragem e Conciliação*, December 2016

2017 – Lei da Arbitragem Voluntária Anotada, Almedina/Associação Portuguesa de Arbitragem, 3<sup>rd</sup> Edition, Coordin. Dário Moura Vicente

2019 – A relevância das regras deontológicas no desenvolvimento da arbitragem em Portugal, *in* Estudos em Homenagem a Agostinho Pereira de Miranda, March 2019 (Co-author)

2019 – Lei da Arbitragem Voluntária Anotada, Almedina/Associação Portuguesa de Arbitragem, 4<sup>th</sup> Edition, Coordin. Dário Moura Vicente

2019 - Diferenças culturais na arbitragem internacional: um verdadeiro problema?”, *in* Arbitragem Comercial - Estudos Comemorativos dos 30 anos do Centro de Arbitragem Comercial da Câmara de Comércio e Indústria Portuguesa, June 2019 (Co-author)

2019 – “A “cláusula da nação mais favorecida”: evolução interpretativa quanto à sua aplicação aos mecanismos de resolução de litígios”, *E-Pública*, September 2019 (Co-author)

2020 – “Litígios entre Privados em Setores Regulados”, *Mediação e Arbitragem na Administração Pública, Brasil e Portugal*, Almedina

2020 – “Lisbon Court of Appeals Denies Security Pending Suspension of Recognition of Foreign ICC Award”, *ICC Dispute Resolution Bulletin*, Issue 2

2020 – International Arbitration in Portugal (chapter on arbitral institutions), Wolters Kluwer

2020 – Portuguese chapter of IBA survey on impact of COVID-19 in the activity of State courts

2021 – Lei da Arbitragem Voluntária Anotada, Almedina/Associação Portuguesa de Arbitragem, 5<sup>th</sup> Edition, Coordin. Dário Moura Vicente

2023 – Lei da Arbitragem Voluntária Anotada, Almedina/Associação Portuguesa de Arbitragem, 6<sup>th</sup> Edition, Coordin. Dário Moura Vicente

2023 – “Arbitragem Internacional”, *in* Tratado de Arbitragem, Coord. Sílvio Venosa, Rafael Gagliardi e Caio Benet

Participates regularly in courses, congresses, and colloquia on arbitration related matters, as follows:

Participation as lecturer in Arbitration Course organized by Nova University of Lisbon – Law School, Lisbon, Portugal (since 2012)

Participation as speaker at the VIII Congress of the Portuguese Chamber of Commerce and Industry Lisbon, Portugal (2012)

Participation as organizer and coach in Intensive Course for Arbitrators organized by the Arbitration Center of the Portuguese Chamber of Commerce and Industry, Lisbon, Portugal (2013 to 2017)

Participation as moderator and member of the Scientific Committee of the III International Arbitration Conference organized by the Barcelona Bar Association, Barcelona, Spain (2014)

Participation as speaker at the I Arbitral Conference organized by the Center for Investigation in Private Law of the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2015)

Participation as lecturer at the I Post-Graduate Course in Arbitration organized by the Center for Investigation in Private Law of the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2016)

Participation as speaker at the IBA Annual Conference, Washington D.C., USA (2016)

Participation as speaker at the III Pan-American Arbitration Congress organized by CAM-CCBC in São Paulo, Brazil (2016)

Participation as speaker at the V Luanda International Arbitration Conference in Luanda, Angola (2016)

Participation as lecturer at the II Post-Graduate Course in Arbitration organized by the Center for Investigation in Private Law of the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2017)

Participation as lecturer on the New York Convention in the Masters in Law and Legal Practice organized by the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2017)

Participation as lecturer at the I Post-Graduate Course in Commercial Dispute Resolution organized by the Center for Investigation in Private Law of the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2017)

Participation as speaker in the II CBMA International Arbitration Congress in Rio de Janeiro, Brazil (2017)

Participation as moderator in the ICCA QMUL Task Force on TPF - Public Discussion of the Draft Report, Lisbon, Portugal (2017)

Participation as speaker in the debate organized by PLMJ and by CAM-CCBC regarding Tendencies of Arbitration in Brazil, Lisbon, Portugal (2018)

Participation as speaker in the I Meeting of Lusophone Arbitration Practitioners organized by Derains & Gharavi, Paris, France (2018)

Participation as speaker in the Annual CIARB European Branch Conference, Lisbon, Portugal (2018)

Participation as speaker in the German-Portuguese International Symposium – Cross Perspectives: bringing economies together and international arbitration as the best way to solve cross-border disputes, Lisbon, Portugal (2018)

Participation as speaker in the conference “Magistratura e Arbitragem: olhares cruzados”, Porto, Portugal (2018)

Participation as speaker in annual ICC YAF Conference, Lisbon, Portugal (2018)

Participation as lecturer at the II Post-Graduate Course in Commercial Dispute Resolution organized by the Center for Investigation in Private Law of the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2018)

Participation as speaker in the XVII Congress of the CBAR, Salvador da Bahía, Brazil (2018)

Participation as speaker in the Brazilian Arbitration Forum, Sciences Po, Paris, France (2018)

Participation as speaker in the III Oxford Symposium on Comparative International Arbitration, Oxford (2018)

Participation as speaker in a workshop on “Requests for the Production of Documents: Ally or Foe? A Guided Tour from London to Prague” organized by ARBIT – Italian Forum for Arbitration and ADR, Milan, Italy (2019)

Participation as speaker in the 8<sup>th</sup> Brazilian ICC Arbitration Day, São Paulo, Brazil (2019)

Participation as lecturer on the New York Convention in the Masters in Law and Legal Practice organized by the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2019)

Participation as speaker in a Workshop on IBA soft-law instruments during the African Arbitration Academy, London, UK (2019)

Participation as speaker at the XIII Congress of the Portuguese Chamber of Commerce and Industry, Lisbon, Portugal (2019)

Participation as speaker at the VI Arbitration Congress organized by the CAM-CCBC in São Paulo, Brazil (2019)

Participation as speaker in a Workshop on the IBA Rules on the Taking of Evidence, São Paulo, Brazil (2019)

Participation as speaker in a Workshop on IBA soft-law instruments co-organized by the IBA and the Cairo Regional Centre for International Commercial Arbitration, Cairo, Egypt (2019)

Participation as speaker in webinar promoted by the recently launched CIAM (Madrid, Spain) on the importance of the choice of seat in international arbitration (2020)

Participation as speaker in webinar launching the committee for Lusophone legislation and jurisprudence of the *Club Español del Arbitraje* (2020)

Participation as faculty member in the Remote Oral Advocacy Program (ROAP) promoted by Delos (2020)

Participation as speaker in webinar promoted by Hard Talks (Brazil) on arbitration and public entities (2020)

Participation as speaker in online edition of GAR Live Energy Disputes (2020)

Participation as speaker in online Edition of GAR Europe Connect (2021)

Participation as moderator in webinar promoted by Hard Talks (Brazil) on pathological arbitration clauses (2021)



Participation as lecturer in arbitration course organized by the Sofala Bar Association (Mozambique) (2022)

Participation as faculty member in the Remote Oral Advocacy Program (ROAP) promoted by Delos (2021)

Participation as lecturer in post-Graduation course on arbitration organized by the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2022)

Participation as moderator in the first Arbitration Day of the Portuguese Arbitration Association, Lisbon, Portugal (2022)

Participation as speaker in Delos – Tag Time, on the Role of Professional Organizations in Regulating the Conduct of Arbitrators (2022)

Participation as speaker in the Brazilian Arbitration Forum Sciences Po, Paris, France (2022)

Participation as speaker in a webinar organized by ALAM (*Associação Lusófona de Arbitragem e Mediação*) on Arbitration in Portugal (2022)

Participation as faculty member in the Remote Oral Advocacy Program (ROAP) promoted by Delos (2022)

Participation as lecturer in an introductory course to arbitration promoted by PAMA – Portuguese Arbitration Moot Association (2022)

Participation as lecturer in post-Graduation course on arbitration organized by the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2023)

Participation as moderator in the launch of DELOS' *De Damnis*, on *hindsight* in the determination of damages (2023)

Participation as faculty member in the Remote Oral Advocacy Program (ROAP) promoted by Delos (2023)

Participation as moderator in the XVII Congress of the *Club Español y Iberoamericano del Arbitraje* (2023)

Participation as lecturer in an introduction course to arbitration promoted by the Portuguese Arbitration Association and PAMA – Portuguese Arbitration Moot Association, Lisbon (2023)

Participation as lecturer in post-Graduation course on arbitration organized by the Faculty of Law of the University of Lisbon, Lisbon, Portugal (2023)

Participation as speaker in the 12<sup>th</sup> ICC Brazilian Arbitration Day, São Paulo (2024)

Participation as expert in the ICC Advanced Arbitration Academy for LATAM, São Paulo (2024)

Participation as speaker in a Congress organized by the Faculty of Law of the University of Lisbon dedicated to the evolution of law in the last 50 years, in Portugal (2024)

Participation as coach in Intensive Course for Arbitrators organized by the Arbitration Center of the Portuguese Chamber of Commerce and Industry, Maputo, Mozambique (2024)

Participation as speaker in the II Maputo International Arbitration Conference organized by the Arbitration Center of the Portuguese Chamber of Commerce and Industry, Maputo, Mozambique (2024)