

NEW YORK ARBITRATION WEEK 2021



PANEL TWO: Rethinking Non-Adjudicative Dispute Resolution Processes in International Arbitration: Where are We and Where Do We Go From Here?

Date: Thursday, Nov. 18, 2021 | 12:00 PM New York | 5:00 PM London

Program Description:

Arbitrators and arbitral institutions are increasingly taking a systematic look at when and how to use mediation and other non-adjudicative dispute resolution techniques to assist in the settlement of international arbitrations before a hearing. The tides of international arbitration are indeed changing — there is much debate regarding how mediation, arbitrator settlement facilitation and other collaborative processes can best complement the arbitral process. This Panel will discuss some of the on-going efforts and the many issues — such as the appropriate role of the arbitrator — raised by pre-arbitration, concurrent and integrated processes, including the Mixed Mode Task Force and the ICC’s Task Force on ADR and Arbitration. Leaders in these efforts will bring us up to date and inside counsel users will share their perspectives.

Moderator:

Conna A. Weiner, Esq. FCIARB | *International Arbitrator and Mediator, JAMS – New York*

Speakers:

- **Chiann Bao** | *International Arbitrator, Arbitration Chambers – Hong Kong*
- **Fiona Meany** | *Global Director of Litigation, Jones Lang LaSalle Incorporated – London*
- **Javier Oroz Coppel** | *Chief Risk Officer and General Secretary, AXA Mexico – Mexico City*
- **Edna Sussman** | *International Arbitrator and Mediator, Sussman ADR – New York*

TIMED AGENDA

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| 12:00-12:05 PM | Introductions, Moderator Framing | Conna A. Weiner |
| 12:05-12:15 PM | On-topic Projects with genesis and personal angle <ul style="list-style-type: none">- Slide on the Mixed-Modality Task Force Subcommittees- ICC Task Force and “pilot survey” highlights- Focus on Role of Arbitrator | Conna A. Weiner Chiann Bao Edna Sussman |
| 12:15-12:30 PM | Inside Counsel’s Reactions and Realities <ul style="list-style-type: none">- Managing non-adjudicative processes- Best practices | Conna A. Weiner Fiona Meany Javier Oroz Coppel |

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| 12:30-12:50 PM | <p>Throughout and Continuation - Discussion and Exchange on Key Themes</p> <ul style="list-style-type: none"> - Now is the “moment” to decide to do things better/different - Prevention practices – what can be done before an adjudicative process - Concomitant pathways – what can be done once an arbitration has begun - Expand consciousness and raise awareness about the full menu of dispute resolution modalities | <p>Conna A. Weiner Chiann Bao Fiona Meany Javier Oroz Coppel Edna Sussman</p> |
| 12:50-1:00 PM | Q&A Session | <p>Conna A. Weiner Chiann Bao Fiona Meany Javier Oroz Coppel Edna Sussman</p> |