

ERICA STEIN  
Stein Arbitration  
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1050 Brussels, Belgium  
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Erica Stein acts as arbitrator in international commercial and investment arbitrations and is recognized as an expert for her broad work experience in all aspects of arbitral practice. Erica currently serves as the Vice President of the DIS Arbitration Council (German Arbitration Institute) and as Co-Chair of the IBA Investment Arbitration Subcommittee. She is also the previous Co-Chair of the IBA Arbitration Guidelines and Rules Subcommittee, during which tenure she led the IBA Task Force on the Revision of the 2014 Guidelines on Conflicts of Interest and the IBA Task Force on Privilege in International Arbitration. She was also a member of the Task Force for the Revision of the 2010 IBA Rules on the Taking of Evidence. She is a member of the ICC Commission on Arbitration and ADR and has taken part in the ICC Task Force on Arbitration and ADR and the ICC Task Force on Emergency Arbitrator Proceedings. She serves on the Academic Committee of the CEPANI (the Belgian Centre for Arbitration and Mediation) and the Editorial Board of *b-Arbitra*, the Belgian Review of Arbitration (Wolters Kluwer). Erica also served for six years on the Standing Committee of the ICC International Centre for ADR, the last four of which as Vice President. Erica also teaches, most recently lecturing on the New York Convention at both the MIDS (Geneva LL.M. in International Dispute Settlement) and National University of Singapore. Erica has been selected among the *Who's Who Legal: Arbitration* since 2012, denoted as a *Global Leader* and *Thought Leader*, and described as a lawyer with “*an amazing mind for investor-state disputes*” and an arbitrator highly valued for her “*sharp eye and keen judgement*” on a wide range of international arbitration cases. Erica is on the ICSID Panel of Arbitrators, appointed by the President of the World Bank Group.

## **PROFESSIONAL EXPERIENCE**

STEIN ARBITRATION, Brussels, Belgium  
*Independent Arbitrator* from October 2022 to present

Experience as arbitrator includes:

- Chair of the arbitral tribunal in an arbitration before the International Centre for Settlement of Investment Disputes (ICSID) between a Mauritian party and an African State, in the mining sector (ARB 21/53)
- Chair of the arbitral tribunal in an arbitration under the rules of the United Nations Commission on International Trade Law (UNCITRAL) between a Swiss investor and an Eastern European State, in the energy sector (PCA 2022-41)
- Chair of the arbitral tribunal in an UNCITRAL arbitration between an Emirati party and a Moroccan party, in the energy sector, English law applicable, in Paris
- Chair of the arbitral tribunal in an arbitration before the International Chamber of Commerce (ICC) between a French party and an African State, in the energy sector, in Brussels
- Chair of the arbitral tribunal in an ICC arbitration between a Filipino party and a French party, in the engineering and construction sector, French law applicable, in Geneva
- Chair of the arbitral tribunal in an ICC arbitration between a Spanish party and a U.S. party, in

the food and beverage sector, California law applicable, in New York

- Chair of the arbitral tribunal in an ICC arbitration in the aerospace sector, English law applicable, in London
- Chair of the arbitral tribunal in an ICC arbitration between a French party and a Danish party, in the engineering and construction sector, French law applicable, in Paris
- Chair of the arbitral tribunal in an ICC arbitration between two Romanian parties, in the energy sector, Romanian law applicable, in Paris
- Chair of the arbitral tribunal in an arbitration before the International Centre for Dispute Resolution (ICDR) between a Spanish party and a U.S. party, in the food and beverage sector, California law applicable, in New York
- Chair of the arbitral tribunal in an ICDR arbitration between two German parties and a U.S. party, in the life sciences sector, New York law applicable, in New York
- Chair of the arbitral tribunal in an arbitration before the Belgian Centre for Arbitration and Mediation (CEPANI), between a Belgian party and an English party, in the tourism sector, Belgian law applicable, in Brussels
- Chair of the arbitral tribunal in a CEPANI arbitration, between two Belgian parties, in the chemicals sector, Belgian law applicable, in Brussels
- Chair of the arbitral tribunal in an arbitration before the Danish Institute of Arbitration (DIA) between a Danish party and Austrian party, in the pharmaceutical sector, Danish law applicable, in Copenhagen
- Chair of the arbitral tribunal in an arbitration under the Swiss Rules of International Arbitration between a Senegalese party and a French party, in the real estate sector, Swiss law applicable, in Geneva
- Sole arbitrator in an ICC arbitration between an Egyptian party and an African state, in the engineering and construction sector, in Paris
- Sole Arbitrator in an ICC arbitration between a German party and a Taiwanese party, in the industrial sector, German law applicable, in Düsseldorf
- Sole Arbitrator in an ICC arbitration between a Belgian party and a Polish party, in the food and beverage sector, Belgian law applicable, in Brussels
- Sole Arbitrator in an ICC arbitration between a Swiss party and a Lebanese party, arising out of a sales contract, English law applicable, in London
- Sole arbitrator in an arbitration before the London Court of International Arbitration (LCIA), between an English party and an Egyptian party, in the financial sector, English law applicable, in London

- Sole Arbitrator in an LCIA arbitration between an English party and an Indian party, in the renewable energy sector, English law applicable, in London
- Sole Arbitrator in an LCIA arbitration between an Emirati party and a Thai party, in the life sciences sector, English law applicable, in London
- Sole Arbitrator in an LCIA arbitration between an Israeli party and a Canadian party, in the life sciences sector, English law applicable, in London
- Sole Arbitrator in a CEPANI arbitration between a Belgian party and a German party, in the maritime sector, Belgian law applicable, in Brussels
- Sole Arbitrator in a CEPANI arbitration between two Belgian parties in the hotel sector, Belgian law applicable, in Brussels
- Sole Arbitrator in a CEPANI arbitration, between an English party and a Belgian party, regarding a joint venture agreement, Belgian law applicable, in Brussels
- Sole Arbitrator in an UNCITRAL arbitration, between a German party and a Dutch party, in the industrial/chemical sector, German law applicable, in Paris
- Sole Arbitrator in an arbitration before the Singapore International Arbitration Centre (SIAC), between an Indian party and a Singaporean party, in the life sciences sector, Singapore law applicable, in Singapore
- Sole Arbitrator in an arbitration before the German Arbitration Institute (DIS), between a German party and an Indian party, in the charitable sector, German law applicable, in Düsseldorf
- Sole Arbitrator in an arbitration before the Arbitration Institute of the Finland Chamber of Commerce (FAI), between a Dutch party and a Finnish party, in the industrial sector, Finnish law applicable, in Helsinki
- Sole Arbitrator in an arbitration before the Bogota Chamber of Commerce, between a Swiss party and a Colombian individual, involving a shareholder's dispute, Colombian law applicable, in Bogota
- Sole Arbitrator in a DIA arbitration between an English party and a Danish party, regarding the remuneration of officers of a corporation, Danish law applicable, in Copenhagen
- Member of the *ad hoc* committee in ICSID Case No. ARB/18/10 – Annulment
- Co-arbitrator in an ICC arbitration between a Spanish party and U.S. party, in the aerospace sector, Spanish law applicable, in Madrid
- Co-arbitrator in an ICC arbitration between a Belgian party and a U.S. party, in the chemical sector, Belgian law applicable, in Brussels
- Co-arbitrator in an ICC arbitration between two Belgian parties, in the chemical sector, Belgian

law applicable, in Brussels

- Co-arbitrator in an ICC arbitration between a Spanish party and an Indian party, in the manufacturing sector, Indian law applicable, in Paris
- Co-arbitrator in an ICC arbitration between a South African party and an African State, arising out of a contract for services, in London
- Co-arbitrator in a CEPANI arbitration between a Belgian party and a Dutch party, in the engineering and construction sector, Belgian law applicable, in Brussels
- Co-arbitrator in an arbitration before the Corte de Arbitraje de Madrid, between Spanish, Canadian and U.S. parties, in the energy sector, Spanish law applicable, in Madrid
- Co-arbitrator in an arbitration before the Arbitration Institute of the Stockholm Chamber of Commerce, in the energy sector, between a French party and a Russian party, Swedish law applicable, in Stockholm
- Co-arbitrator in an ad hoc arbitration, between an international organization and a Kazakh party, regarding funding for the construction of a highway
- Emergency arbitrator in an ICC matter between a Swiss party and a French party, in the hotel sector, Swiss law applicable, in Paris

DECHERT LLP, Brussels, Belgium and Paris, France

*Partner* from February 2017 to October 2022

*Special Counsel* from April 2014 to January 2017

Counsel and arbitrator in international commercial and investment arbitrations.

HANOTIAU & VAN DEN BERG, Brussels, Belgium

*Counsel* from April 2013 to March 2014

*Senior Associate* from February 2008 to March 2013

Arbitrator, counsel, and assistant to the arbitral tribunal (clerk/référendaire) in international commercial and investment arbitrations.

ICC INTERNATIONAL COURT OF ARBITRATION, Paris, France

*Counsel* from January 2005 to December 2007

*Deputy Counsel* from May 2003 to December 2004

*Intern* from March 2003 to April 2003

Led a team overseeing hundreds of international arbitrations conducted worldwide under the ICC Rules.

UNITED STATES COURT OF INTERNATIONAL TRADE, New York, New York, U.S.A.

*Judicial Intern* from December 2001 to March 2002

CONFLICT MANAGEMENT GROUP, Cambridge, Massachusetts, U.S.A.

*Project Associate* from 1997 to 1999

Organized and managed negotiation and conflict resolution trainings at this outcropping of the Harvard Negotiation Project.

## **EDUCATION**

UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW, Austin, Texas, U.S.A.  
*Juris Doctor* awarded 2002

HUMBOLDT UNIVERSITÄT, Berlin, Germany  
Fundamentals of German Law Certificate, summer semester 2002

UNIVERSIDAD DE TORCUATO DI TELLA, Buenos Aires, Argentina  
Law study, autumn semester 2001

BROWN UNIVERSITY, Providence, Rhode Island, U.S.A.  
B.A. in International Relations awarded 1997

INSTITUT D'ETUDES POLITIQUES DE PARIS, Paris, France  
Certificate of Political Studies awarded 1996

## **PUBLICATIONS**

“The IBA Guidelines on Conflicts of Interest in International Arbitration 2024”, *b-Arbitra | Belgian Review of Arbitration*, Volume 2024, Issue 1 (eds. Caroline Verbruggen, Maarten Draye, August 2024).

“The IBA Guidelines on Conflicts of Interest in International Arbitration 2024”, *Jus Mundi Arbitration Review*, Volume 1, Issue 1 (eds. Loukas Mistelis, Kun Fan), 2024.

“Komstroy, PL Holdings, Micula: closing the door to intra-EU investment arbitration – again ?” *b-Arbitra | Belgian Review of Arbitration*, Volume 2022, Issue 1 (eds. Caroline Verbruggen, Maarten Draye, September 2022) – co-author Quentin Muron.

“The IBA Rules on the Taking of Evidence of 2020”, *b-Arbitra | Belgian Review of Arbitration*, Volume 2021, Issue 1 (eds. Caroline Verbruggen, Maarten Draye, September 2021).

“The Evolution of Investment Protection between China and Europe: What’s Next ?” in *International Arbitration : When East Meets West – Liber Amicorum Michael Moser* (Wolters Kluwer, eds. Neil Kaplan, Michael Pryles and Chiann Bao), 2020.

“Challenges to Remote Awards in Setting Aside and Enforcement Proceedings” in *International Arbitration and the COVID-19 Revolution* (Wolters Kluwer, eds. Maxi Scherer, Niuscha Bassiri, Mohamed S. Abdel Wahab), 2020.

“The State of Play of Belgium’s International Investment Agreements: Whither Investment Arbitration?” in *Liber amicorum: 50 years of solutions - 50 ans de solutions - 50 jaar oplossingen, Cepani 1969-2019* (Wolters Kluwer, eds. Dirk De Meulemeester, Maxime Berlingin and Benoît Kohl, 2019) – co-author Raphaëlle Legru.

“The United States Supreme Court and Arbitration” in *b-Arbitra | Belgian Review of Arbitration*, Volume 2019, Issue 2 (eds. Annet van Hooff and Jean-François Tossens; January 2019) – co-author David. L. Attanasio.

“Commentary on Part VI of the Belgian Judicial Code:” “Article 1677”, “Article 1678”, “Article

1679”, “Article 1682”, “Article 1701”, “Article 1702”, “Article 1703”, “Article 1704”, “Article 1705”, “Article 1707” and “Article 1709”, in *Arbitration in Belgium : A Practitioner's Guide* (Wolters Kluwer, eds. Niuscha Bassiri and Maarten Draye, 2016).

“Polimaster Ltd. v. RAE Systems, Inc. : My Place Or Yours? But Not Both”, 28(3) *J.Int.Arb* 265-271 (2011).

“Thomas v. Carnival Corporation: Has the Eleventh Circuit Set Arbitration Off Course ?” 27(5) *J.Int.Arb.* 529-537 (2010).

## **RECENT SPEAKING ENGAGEMENTS**

"The revised 2024 IBA Guidelines on Conflicts of Interest in international arbitration: new wine in an old bottle?", IBA Annual Conference, Mexico City (19 September 2024)

“Disclosure and Neutrality - How Far is too Far?”, DIS Autumn Conference, Berlin (10 September 2024)

Keynote Speech, "The Evolving Landscape of Environmental Obligations for States and Corporations", AA40 Annual Event, Rome (12 June 2024).

“Witnesses of fact”, 31st Croatian Arbitration Day, Zagreb (7 December 2023).

Workshop on the IBA Rules on Taking of Evidence, Croatia Bar Association, Zagreb (6 December 2023).

“Ordre public and ethics in contract-based arbitration with states”, GAR Live, Berlin (12 September 2023).

“Conflicts, Independence, Impartiality: Are the Views on Conflicts Stale?”, 20th anniversary conference of the LL.M. in International Commercial Arbitration Law at Stockholm University, Stockholm (31 August 2023).

“Fairness in International Arbitration from the IBA Perspective”, Italian Arbitration Day, Milan (4 July 2023).

“Ethical Issues in Investment Arbitration”, panel discussion co-sponsored by Arnold & Porter and Essex Court Chambers, London (26 June 2023).

“Provisional Measures in Investor-State Arbitration”, British Institute of International and Comparative Law (BIICL), London (18 January 2023).

“Is it time for uniform rules of privilege in international arbitration ?”, Annual Meeting of the International Bar Association, Miami (3 November 2022).

“What Needs to Change in Procedural Orders & Timetables ?”, 17th ICC New York Conference on International Arbitration: Building Resilience, New York (28 September 2022).

“Starting the arbitration: giving credit to the first phase of an escalation clause”, XVI CEA International Arbitration Congress / Mediation round table, Madrid (21 June 2022).

“The right to counsel as a critical component of the rule of law”, 10th Annual Bergsten Lecture, Discussant, webinar (10 April 2022).

“Investment Treaty Arbitration: Catch-Up on Major Recent Developments in Case Law in France, England & Wales, Sweden and Belgium” – Sorbonne Arbitrage/Swedish Arbitration Association, Paris Arbitration Week, webinar (31 March 2022).

“Investment Arbitration and Environmental Protection” – 11th Investment Treaty Arbitration Conference, organized by the Ministry of Finance of the Czech Republic, webinar (2 December 2021).

“Retiring the Redfern Schedule: Document Production and the Need for New Models” – 41st ICC Institute Annual Conference, Paris (29 November 2021).

“Reforms of Investor-State Arbitration” – Turkey Arbitration Week, webinar (4 November 2021)

“The Courts and IA – The Year in Review” – GAR Live Hong Kong, webinar (28 October 2021).

“Commercial Transactions & Collaborations : May the Force Majeure Be with You and Contract Enforcement – Arbitration, Litigation or a Third Approach?” – the European Pharmaceutical Law Forum, webinar (20 May 2021).

“The Recent Revision of the IBA Rules on the Taking of Evidence: A Discussion with Members of the Review Task Force” – organized by ArbIt Italian Forum for Arbitration and ADR, webinar (11 May 2021).

“Proving corruption in ISDS” - Thirty Fifth ITF Public Conference : Evidence in Investor-State Arbitration, organized by the British Institute of International and Comparative Law, webinar (29-30 April 2021).

“Emerging issues in International Investment Arbitration” – organized by the LSE Arbitration Society, webinar (2 March 2021).

## **LANGUAGES**

English (native), French (fluent), German (fluent), Spanish (fluent), Dutch (conversant), Italian (conversant)

**BAR ADMISSION**: Member of the New York bar, registered with the Brussels bar

**CITIZENSHIP**: U.S.A., Belgium