

## MONIQUE SASSON

Monique Sasson has twenty-five years of experience in analyzing international disputes. Before earning a Ph.D. in international law from Cambridge University, she worked at two major law firms, in London and in Rome. Monique is qualified as an Italian avvocato, an English solicitor and a New York attorney. In 2017 she returned to her home jurisdiction and is of counsel at DJR Arbitration & Litigation (Milan office). While in New York, she was on the JAMS International list of Arbitrators and Mediators and she successfully mediated a commercial engineering dispute between an Italian manufacturer and its US distributor. Monique served as an expert witness on international law in Central European Aluminium Company (CEAC) v. Montenegro, (ICSID Case No. ARB/14/8) and testified orally before a distinguished investment treaty tribunal. The second edition of her book, *Substantive Law in Investment Arbitration*, was published in 2017 by Kluwer.

### Current positions

- 2020 – present** Of Counsel, DJR Arbitration & Litigation, Milan, Italy
- 2018 – 2020** Of Counsel, Macchi di Cellere Gangemi, Milan, Italy
- 2012 - present** Co-Managing Editor: *Arbitration Report* (Institute for Transnational Arbitration) and *World Trade and Arbitration Materials*
- 2013 - present** Adjunct Lecturer, Washington College of Law, American University (Washington, D.C.); “Introductory Course on International Commercial Arbitration”

### Education

- 2009** Ph.D., International Law, Cambridge University, England
- 2006** LLM (*Merit*), University of London (Queen Mary College)
- 1994** Istituto Arturo Carlo Jemolo, scholarship, postgraduate course to prepare for the careers of Judge and Attorney
- 1993** Graduated *magna cum laude* in Law, Guido Carli L.U.I.S.S. (Rome, Italy), Faculty of Law, (thesis in Bankruptcy Law: “Insolvency of Corporate Groups”)

## **Arbitrator Appointments**

- ICC 24926/GR – Sole Arbitrator
- ICC 24862/MK – Tribunal President

## **Past Employment**

- July 2014-March 2015** Fixed-term contract, Morgan Stanley Incorporated's New York City office, Legal & Compliance/Litigation Unit
- March 2014** Scholar-in-Residence, Center for Transnational Litigation, New York University School of Law
- 2000-2005** Litigation/Arbitration associate, Herbert Smith-London
- Extensive experience in High Court litigation, transnational litigation, and international arbitration cases. Representative matters included acting for major banks in the High Court as well as in multi-jurisdictional litigation arising out of one of the largest company insolvencies in Europe. In international arbitration, acted for Israeli, USA, Korean and English companies in ICC and LCIA proceedings
- 1995-2000** Associate at Studio Legale Chiomenti, Rome. Advocacy before Courts of First instance and Courts of Appeal in Italy
- 1993** Stagiare in Legal Department of Alenia Spa, Rome, Company law; Mergers & Acquisitions and Bankruptcy Law
- 1993** Trainee, 'Studio Legale Tributario Internazionale' Puoti, Rossi Ragazzi e Giardina, under the supervision of Prof. Andrea Giardina, University of Rome "La Sapienza"
- 1992** Stagiare in Legal Department of Finmeccanica Spa, in Rome

## **Bar/Solicitor Qualifications**

- 1997** Admitted to the Italian Bar (Rome)

**2001** Solicitor, Senior Courts of England and Wales  
In 2004 qualified as Solicitor Advocate (Higher Rights of Audience), England and Wales

**2012** Admitted to the New York Bar

### **Publications**

**2021** “Arbitration in the United States under the Federal Arbitration Act”, co-authored with Shore, *in* Mantucci ed., Volume XI of Trattato di Diritto dell’Arbitrato (Edizioni Scientifiche Italiane)

**2020** “Mandatory Law in International Commercial and Investment Treaty Arbitration”, in Kroll, Ferrari, Cambridge Compendium of International Commercial and Investment Arbitration (Cambridge)

**2019** “Inherent Power of Arbitrators to Exclude Counsel?”, Chapter 3 in Ferrari and Rosenfeld, eds., Inherent Powers of Arbitrators (Juris)

**2019** “Procedure in Investment Arbitration”; “Historical and Policy Background to the Development of Bilateral and Multilateral Investment Treaties The Common and Distinctive Features of the Principal Investment Instruments”; and “Treaty Arbitration: the Notion of ‘Investment’” -- Chapters in Ferrari and King, eds., International Investment Arbitration in a Nutshell (West)

**2017** *Substantive Law in Investment Treaty Arbitration: The Unsettled Relationship of International and Municipal Law* (Kluwer Law International, second edition).

**2017** “The Applicable Law and the ICSID Convention”, Chapter 10 in Baltag, ed., ICSID Convention after 50 Years, Unsettled Issues (Kluwer), pp.273-300.

**2016** “Court Review of Arbitral Tribunals’ Jurisdictional Decisions”, in NYSBA, New York Dispute Resolution Lawyer, Spring 2016, Vol. 9, No. 1 pp. 54-57.

- 2015** "Investment Arbitration: Procedure," Chapter 11 (III) in International Investment Law, M. Bungenberg, J. Griebel, S. Hobe, A. Reinisch, eds. (C.H. Beck-Hart-Nomos), pp. 1288-1372.
- 2013** Review: The History of ICSID by Antonio Parra, American Journal of International Law, Vol. 107, No 4, October 2013, pp. 980-984.
- 2010** *Substantive Law in Investment Treaty Arbitration: The Unsettled Relationship of International and Municipal Law* (Kluwer Law International, first edition).
- 2007** "The Recent 'Reform' of the Italian Civil Procedure Chapter on Arbitration", in International Arbitration Law Review, 2007, No. 1, pp. 1-6.
- 2002** "MultiParty Arbitration", with Mary Woollett, in Stockholm Arbitration Report, 2002, No. 1, pp. 1-20.
- 1999** "I contratti di swap: ancora sui poteri di rappresentanza degli operatori", in Rivista dell'Arbitrato, 1999, No. 2, pp 335-356.

### **Committee Memberships**

- 2004-2005** Member, Financial Market Law Committee's Working Group on the proposed Rome I Regulation (law applicable to contractual obligations)
- 2012-2015** Member of the New York City Bar Arbitration Committee

### **Speaking engagements** (Partial list)

Recent speaking appearances include:

- Panel presenter, March 2018, 15th Annual Generations in Arbitration Conference, Vienna, on "The Emergence of Human Rights Protection in Investment Treaty Arbitration".
- Panel debater, March 2018, Annual Conference of the German American Lawyers' Association (Deutsch- Amerikanische Juristenvereinigung, "DAJV"), Frankfurt, on "Investment Arbitration, TTIP and NAFTA after the US/German Elections: Perspectives from Both Sides of the Atlantic in Times of Turmoil".
- Panel presenter, February 2018, AIA-CAM-ILA Conference on Soft

Law In International Commercial Arbitration, Rome, on “IBA Guidelines on Conflicts of Interest in International Arbitration and Disclosure of Third Party Funders”.

- Panel presenter, February 2018, Third EFILA Annual Conference, conference on Parallel States’ Obligations In Investment Arbitration, London, on “Applicable Law in Investment Arbitration: Human Rights and Environment”.
- Panel debater, December 2017, CIArb YMG Conference, Investment Arbitration Panel, Paris, on “Towards a Uniform procedure in Investment Arbitration Disputes”.
- Panel presenter, November 2017, NYU-SciencesPo conference on Inherent Powers in International Adjudication, Paris, on “Inherent Power of Arbitrators to Exclude Counsel”
- Delivered the March 2014 NYU Transnational Litigation Conference lecture on "Jurisdiction and Admissibility in International Arbitration";
- Panel presenter, February 2014, Institute for Transnational Arbitration ("ITA") Conference, Houston, Texas, debate on "Inherent Powers and Human Rights in Investment Arbitration"; and
- Panel debater, October 2012, ICSID-ICC-AAA Colloquium, Washington, D.C., on "Dissenting Opinions in International Arbitration."

**Languages** Italian (native), English

**Nationality** Italy, USA