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## INTERNATIONAL ARBITRATION

An experienced team of Fægre & Benson lawyers addresses the legal needs of the international business community by representing and counseling clients on international arbitration issues around the globe.

Unlike litigation on unknown legal terrain, arbitration provides a consistent, predictable legal framework and the ability to enforce judgments in the 132 countries that have signed the Convention on the Recognition and Enforcement of Foreign Arbitral Awards. Compared to foreign litigation, the key advantages of international arbitration are enforceability, economics, efficiency, finality and confidentiality.

### PREVENTION

To protect its interests in the event of a contractual dispute, a company should include an arbitration provision in a cross-border contract in order to achieve a more predictable outcome and be able to enforce the contract where the adverse party's assets are located.

We regularly work with clients to evaluate their business model and develop language for their contracts that addresses:

- The type of disputes in which arbitration will apply
- What rules will apply, if any
- How many arbitrators will be used and how they will be chosen
- What language will be used
- What country's laws will apply
- Where the arbitration will be venued

### PROCEDURE

If a dispute cannot be avoided, we manage the arbitration process with a focus on business goals by organizing information and using the best technological resources to achieve superior results. Our lawyers have handled complex international arbitrations in the United States, Europe, Asia and Africa.

*"I want to congratulate and thank all of you for this outstanding result. ... Financially spoken we are compensated for a very big portion of the money we have paid and... almost all our additional demands are being accepted."*

CEO of Nunhems B.V.,  
 subsidiary of Bayer AG,  
 regarding the result of an  
 international arbitration  
 in South Africa

We provide the full range of international arbitration services to our clients including counseling, drafting, representation and enforcement of arbitral awards.

We have worked with all of the major arbitration organizations worldwide including:

- The American Arbitration Association (AAA)
- The Chinese International Economic and Trade Arbitration Commission (CIETAC)
- The German Institution of Arbitration (DIS)
- The International Chamber of Commerce (ICC)
- The International Centre for Dispute Resolution (ICDR)
- The London Court of International Arbitration (LCIA)
- The Arbitration Institute of the Stockholm Chamber of Commerce (SCC)
- The Waren-Verein of the Hamburg Exchange (WV)

Examples of our international arbitration experience include representation of clients such as:

- African banks in prosecuting claims against an Irish software company under a software services and license agreement (hearing held in London, UK)
- An Austrian food manufacturer in a dispute with a Dutch supplier (hearing held in Hamburg, Germany)
- A German manufacturer of meat technology equipment in a dispute with a U.S. customer (hearing held in Stockholm, Sweden)
- An international airline in a dispute with its distributors (hearing held in Frankfurt, Germany)
- A UK construction company in a dispute over the operation of a Luxembourg joint venture company with an Italian partner in respect of the construction of a process engineering plant in Egypt (hearing held in Paris, France)
- A U.S. equipment manufacturer in a CIETAC arbitration with a Chinese owner (hearing held in Shanghai, China)
- A U.S. subsidiary of a German corporation in an International Seed Federation arbitration with a South African agricultural conglomerate (hearing held in Johannesburg, South Africa)

## ENFORCEMENT

An arbitral award is only as good as the client's ability to enforce it against the adverse party's assets, wherever situated.

With our offices in China, Germany, the United Kingdom and the United States we cover the major business centers of the world. If we do not have an office in the relevant jurisdiction, our clients benefit from our network of longstanding relationships with local law firms worldwide as well as our membership in the World Law Group, an independent international network of leading law firms that offers access to more than 10,000 lawyers in 50 countries.



Faegre & Benson LLP offers a full complement of legal services to clients ranging from emerging enterprises to multinational companies. Its more than 500 lawyers handle complex transactions and litigation matters throughout the United States, Europe and Asia. Established in Minneapolis in 1886, the firm is one of the 100 largest law firms in the United States. From its offices in Minnesota, Colorado, Iowa, London, Frankfurt and Shanghai, Faegre & Benson has served clients in more than 60 countries. For more information, please visit [www.faegre.com](http://www.faegre.com).