

TURKISH ARBITRATION TALKS II

16 May 2019, The Graduate Institute Geneva, 14.00-18.30



Değer Boden
Boden Law



Eda Cerrahoğlu Balsen
Cerrahoğlu Law Firm



Okan Demirkan
Kolcuoğlu Demirkan Koçaklı



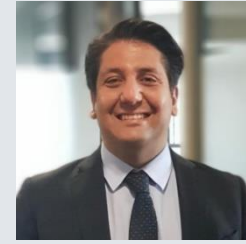
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(limited spaces available)

EVENT PROGRAMME

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14:00 – 14:15	Registration
14:15 – 15:45	<ul style="list-style-type: none">• Welcome Speech: Okan Demirkan <p>Panel 1:</p> <ul style="list-style-type: none">• Eda Cerrahoğlu & Okan Demirkan: How Arbitration Friendly are Turkish Courts?• Dr. Berk Demirkol: Enforcement Challenges Arising from Constitution of the Tribunal• Alper Koç: Diversity in International Arbitration
15:45 – 16:00	Coffee Break
16:00 – 17:30	<p>Panel 2:</p> <ul style="list-style-type: none">• Noyan Göksu: The Future of Arbitration and Other Forms of ADR• Değer Boden: Duration of Arbitration• Dr. Mehmet Karlı: Corruption and International Arbitration
17:30 – 18:30	Cocktail

DEĞER BODEN

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Değer Boden has significant experience in energy, infrastructure and arbitration matters. She is listed in Legal 500, Chambers & Partners and Who's Who Legal for her energy and natural resources' practices. She assists clients in avoiding or resolving disputes and regulatory issues through negotiation, mediation, arbitration and litigation. Her experience embraces international commercial and investment treaty arbitration. She also advises clients in relation to the structuring of their overseas investments to benefit from investment treaty protection. Her commercial arbitration experience includes disputes arising from shareholders agreements, construction agreements and EPC contracts. She also represents clients in enforcement proceedings. She acts as arbitrator in disputes (especially energy disputes). She publishes, teaches and speaks extensively on arbitration and energy matters. She is lecturing on "Energy Project Management and Law" at Kadir Has University, Energy Engineering Department. She received her law degree (LL.B) from Galatasaray University, School of Law (2000). She is a member of Istanbul Bar since 2001. She holds an LL.M. degree in International Business Law from the University of Minnesota, School of Law (2005) and another LL.M. degree in Law of Economics from Istanbul Bilgi University, School of Law (2004). She is a member of the Advisory Board of the Center for Energy and Sustainable Development (CESD) of Kadir Has University. She is also a Board member in the Carbon Footprint and Sustainability Association. She is Co-Chair of the Energy Commission of Istanbul Arbitration Centre (ISTAC).

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Eda Cerrahoğlu Balssen leads the Arbitration Department of Cerrahoğlu Law Firm, focusing on international and domestic commercial arbitration. In her practice of almost 15 years, she has advised Turkish and multinational clients mainly in banking, construction, energy, retail and mobile phones sectors. She has been recommended by Legal 500 for Dispute Resolution in Turkey and has been listed among Experts in the field of arbitration in Turkey by Who is Who Legal. She has taught courses in international arbitration in Yeditepe University and Bahçeşehir University in Istanbul. She is also teaching a course on "Doing Business in Turkey" in the LLM Program at the University of Fribourg Faculty of Law. She participates as speaker in major international conferences on international arbitration organized by ASA, ICC and Kluwer Law. She has a BA (*magna cum laude*) in Economics & International Relations from Brown University (Providence, Rhode Island, USA). She received her JD from University of Virginia Faculty of Law (Charlottesville, Virginia, USA) and was admitted to the New York Bar in 2006 and to the Istanbul Bar in 2009.

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Okan Demirkan leads Kolcuođlu Demirkan Koçaklı's (KDK) Dispute Resolution, Energy & Infrastructure and Ethics & Compliance practices. He represents domestic and international clients before arbitral tribunals and in their local litigation proceedings, including commercial, administrative and employment lawsuits as well as criminal lawsuits in relation to white-collar crimes. Okan has been extensively involved in several institutional and *ad hoc* arbitration proceedings concerning disputes arising from major infrastructure projects, share purchase agreements, shareholders' agreements, asset transfer agreements, construction contracts and license agreements. With significant experience of over 15 years in international arbitration, he serves as counsel, arbitrator or expert witness in various commercial disputes involving Turkish law.

DR. BERK DEMİRKOL

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Dr. Berk Demirkol is the co-head of Yüksel Legal's international arbitration practice. His practice focuses on international commercial and investment treaty arbitration. His experience includes representation of clients in arbitrations conducted under major institutional rules, such as ICSID, ICC, and SIAC. He also advises on matters related to international commercial and financial transactions. Berk is a lecturer at the Private International Law Department of the University of Galatasaray. After having completed the Geneva LLM in International Dispute Settlement (MIDS) programme, Berk pursued his PhD studies on state responsibility and investment treaty arbitration at the University of Cambridge. His monograph on 'Judicial Acts and Investment Treaty Arbitration' was awarded the International Chamber of Commerce (ICC) Institute Prize in 2017 and has recently been published by Cambridge University Press. He regularly publishes articles in leading international and national journals in his fields of research.

Berk is a member of the Istanbul Arbitration Centre (ISTAC) Expert Commissions on the Revision of the ISTAC Arbitration Rules and on Investment Arbitration. He is responsible for Turkish jurisdiction as a contributor to the database of "1958 New York Convention Guide", which has recently been established by the cooperation between UNCITRAL, Shearman&Sterling LLP, and Columbia Law School. He also prepared the Turkish section for investment treaty overviews by jurisdiction in the Oxford University Press database titled "Investment Claims".

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Noyan Göksu is a founder of Göksu | Aydın, a litigation & arbitration specialist practice. He is an arbitrator and arbitration advocate regularly appearing before a wide spectrum of tribunals. A member of the Istanbul Bar and a registered foreign attorney of the English Bar, Noyan has worked for almost two decades in the US, France and Turkey with White & Case (Senior Associate), the ECHR (Senior Legal Officer), Hergüner Bilgen Özeke (Head of Arbitration) and Pinsent Masons (Partner).

Combining credentials as an ICSID arbitration counsel in Washington D.C., a commercial arbitration counsel in Turkey and the region, as well as an arbitrator, Noyan has been on both sides of the bench. For the last 10 years, he has also been teaching at various institutions including the US Department of State's Training Program for the Iraqi officials, American University College of Law, Istanbul Yeditepe Law School and the Turkish Transportation Ministry on topics ranging from investment & commercial arbitration to construction dispute resolution and FIDIC contracts.

DR. MEHMET KARLI

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Associate and Lecturer, University of Oxford



Dr. Mehmet Karli's practice and research focus on international investment and commercial arbitration, international trade disputes, public international law, international dispute settlement, complex white-collar crimes and the international protection of the right to property. In addition to his practice he is a research associate at the European Studies Centre and teaches the course 'International Law and the Middle East' at the University of Oxford.

Mehmet provides advice to clients in international disputes concerning construction, energy and banking sectors, and international trade. His practice also involves giving advice on internal investigations and compliance with extra-territorial application of white-collar crime related regulations. He has been an assistant professor of international law at Galatasaray University, Faculty of Law and has been teaching classes on public international law, international investment law and international human rights law.

ALPER KOÇ

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Alper Koç is a partner at KKO Legal in Istanbul. He advises foreign and local clients in various areas of business law. He primarily focuses on transactions and disputes relating to mergers and acquisitions. His experience in acquisitions varies from equity-based public and private take overs to non-equity-based deals involving acquisition of spun-off business assets, customer contracts, distribution portfolios and real estate-based acquisitions. He has advised his clients in joint venture and share option arrangements, as well as in disputes stemming from these arrangements. He has represented his clients in disputes and settlement negotiations before local and international chambers and arbitration tribunals including International Chamber of Commerce (ICC). He is a member of Istanbul Bar Association, and European Corporate Governance Institute.

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Tuvan Yalim specializes in international arbitration and he currently represents corporate clients and individuals in many international commercial and investment arbitration proceedings.

Tuvan Yalim started his career as an associate at the U.S. law firm Cravath, Swaine & Moore where he led various high profile corporate and finance transactions in Europe, the U.S. and Asia. Tuvan subsequently became the international general counsel of the Çukurova Group, a Turkish business conglomerate, and during that time he led Çukurova's legal team in many complex multinational arbitration and litigation cases which resulted in landmark decisions in several jurisdictions, including the U.K., U.S. and Switzerland.

Tuvan served as a member of the Board of Directors of Turkcell, the leading cell phone operator in Turkey, which is listed on the New York and Istanbul Stock Exchanges. He has also been a lecturer at Galatasaray University, School of Law, teaching International Complex Litigation.

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Dr. Sinan H. Yüksel founded YUKSELLEGAL to develop a boutique legal practice in the areas of corporate law, M&A, banking and finance, capital markets, cross-border and domestic dispute resolution, and FinTech. Prior to YUKSELLEGAL, Sinan acted as of counsel to leading multinational and local law firms. He is specialised in a multitude of aspects of commercial law, among which are corporate law, cross-border M&A transactions and disputes, construction contracts and disputes, financial law and regulation, IP law and competition law. His experience includes representation of clients in international and domestic arbitrations conducted under major institutional rules, such as ICC, SIAC, JAMS, as well as in ad hoc arbitrations.

Sinan acts as consultant to largest banks, publicly held companies, multinational conglomerates and leading construction companies alongside his executive committee membership roles. He provides expert opinions, witness statements and affidavits in international arbitrations and cross-border litigations. He also sits as arbitrator. Dr. Yüksel is a lecturer at Galatasaray University, School of Law, Commercial Law Department, teaching corporate law, commercial law, competition law, banking law and international comparative law. He is regularly invited to the University of Fribourg, Faculty of Law to give seminars on contract law, corporate law, group of companies, and M&A. Dr. Yüksel is also the co-organiser of the exchange programme between the law schools of University of Fribourg and Galatasaray University, along with Prof. Pascal Pichonnaz, initiated in 2002 by Professors Pierre Tercier and Ercüment Erdem. He holds LL.M. and Ph.D. degrees from Galatasaray University.