

Jan Heiner NEDDEN, M.M.

Rechtsanwalt
Managing Partner

HANEFELD
Brooktorkai 20
20457 Hamburg
Germany

T +49 40 18048293-0
F +49 40 18048293-9
E nedden@hanefeld-legal.com



www.hanefeld-legal.com

Relevant experience

As arbitrator

- > More than 70 cases as arbitrator, including cases involving States or State-related entities
- > Co-Arbitrator: 35 arbitrations (ICC, DIS, Voldgiftsinstituttet, ad hoc)
- > Presiding Arbitrator: 22 arbitrations (ICC, DIS, SCC, Voldgiftsinstituttet, ad hoc)
- > Sole Arbitrator: 14 arbitrations (ICC, SCC, VIAC, WIPO)

As counsel in arbitral proceedings

Party representation in numerous domestic and international arbitral proceedings, including complex, multi-jurisdictional cases with claims in the (EUR) hundreds of millions

As counsel in state court proceedings

- > Legal expert on German law
- > Representation of German and foreign companies in enforcement proceedings

Arbitration in general

- > Case management of approximately 1,000 ICC arbitration proceedings and scrutiny of approximately 500 ICC awards. Has dealt with almost all possible procedural constellations and situations, many different subject matters and jurisdictions as well as a range of industrial sectors

- > Consultant with the International Centre for Expertise of the ICC for ICANN (Internet Corporation for Assigned Names and Numbers) Expert Determination proceedings under the New gTLD Dispute Resolution Procedure/ICC Expertise Rules
- > Appointed to the WIPO List of Arbitrators
- > Appointed to the KLRCA Panel of Arbitrators, the Domain Name Dispute Resolution Panel as well as the Panel of Mediators
- > Appointed to the British Virgin Islands International Arbitration Centre (BVI IAC)

Areas of specialization

- > Arbitrator and Counsel, in particular in the following sectors: International trade, industrial plant and machine building, post-M&A, infrastructure and transport, energy, distribution
- > International contract and sales law, commercial law, law of international civil procedure

Nationality

- > German

Languages

- > German
- > English
- > French

Recognitions

- > Named in JUVE's list of Germany's top 30 most renowned arbitrators as well as Germany's top 20 most renowned counsel in arbitration proceedings
- > Named in Who's Who Legal: The International Who's Who of Business Lawyers, Commercial Arbitration 2020, 2019, 2018, 2017, 2016, 2015, 2014
- > Named in Who's Who Legal Germany: Arbitration Lawyers 2020, 2019, 2018, 2017, 2016, 2015
- > Named in Who's Who Legal: Legal Thought Leaders – Arbitration 2020, 2019, 2018
- > Recommended in The Legal 500 Germany 2020, 2019, 2018, 2017, 2016, 2015

- > Jan Heiner Nedden is **“exceptionally experienced in ICC/DIS proceedings, [works] fast and rigorous“**.
- > Jan Heiner Nedden **"is the top choice as an arbitrator in the German market"; "He is extremely experienced; very enthusiastic with a professional attitude"; "Experienced arbitrator with good case handling skills"; "An incredibly experienced arbitrator."**
Who's Who Legal
- > **“Jan Heiner Nedden is a highly visible figure in the German market, applauded by peers as ‘always extremely well prepared’, ‘a pleasure to work with’ and ‘a highly in-demand arbitrator’”**
Who's Who Legal
- > **“Jan Heiner Nedden is an ‘excellent’ practitioner, considered ‘among the best of the arbitrators of his generation in Germany’.”**
Who's Who Legal
- > **“Jan Heiner Nedden [...] is ‘extremely well prepared and appreciative in his work, and he really discusses and takes the arbitrator role seriously’.”**
Who's Who Legal
- > **“Jan Heiner Nedden [is valued for] his very ‘thoughtful, efficient conduct of the proceedings’.”**
The Legal 500
- > **“Jan Heiner Nedden disposes of a ‘brilliant expertise due to his longtime ICC-experience’.”**
The Legal 500
- > **“Jan Heiner Nedden [is] professionally excellent and experienced in arbitration.”**JUVE
- > **“Jan Heiner Nedden was an outstanding [ICC] counsel and a pleasure to work with. He combines strong legal skills with an extraordinary ability to get things done reliably and efficiently. His meticulous approach to award scrutiny could make senior arbitrators tremble.”**
Global Arbitration Review

Professional background

- > **Since 2011**
Attorney with HANEFELD, Hamburg
- > **2004 - 2011**
Deputy Counsel/Counsel with the ICC International Court of Arbitration, Paris
- > **2003 - 2005**

Master of Mediation (M.M.), specialization in commercial and business mediation and mediation in the public sector, Fern-Universität Hagen

- > **2004**
Consultant with the EU Liaison Office of Bayer AG, Brussels
- > **2002 - 2004**
Legal traineeship (Referendariat) in Northrhine-Westphalia including work experience with Wenner Attorneys in Paris and the German Federation of Industry (BDI) in Brussels
- > **2001**
Summer Associate with Roland Berger Strategy Consultants, Berlin
- > **1996 - 1997**
Assistant to Prof. Paul Kirchhof, Chair for Public Law and Tax Law, University of Heidelberg
- > **1995 - 2001**
Studies of law at the universities of Kiel, Heidelberg, Ottawa (Canada) and Freiburg im Breisgau
- > **1994 - 1995**
Studium generale at the Leibniz Kolleg, Tübingen

Academic appointments

- > Lectured at the University of Hamburg for domestic and international arbitration
- > Lectured at the Swiss Arbitration Academy, Zurich
- > Lectured at the Summer Academy on International Dispute Resolution of the University of Heidelberg

Speeches (Selection)

- > Considering Case Management Techniques That Work, VIAC Webinar on Arbitration in Times of Covid-19 – Challenges and How to Tackle Them, Vienna (2020)
- > Post-Truth and the Arbitration Conundrum, Copenhagen Arbitration Day, Copenhagen (2019)
- > Expedited Proceedings in New Formats, SCAI Innovation Conference, Geneva (2017)
- > Viennese Waltz or Wrestling – How Arbitral Tribunals deliberate and take decisions, DIS40 Rhein/Ruhr event, Düsseldorf (2015)
- > Arbitral awards: A quality test, Arbitration seminar hosted by Europa Institut, University of Zurich (2015)
- > Deliberations of the Arbitral Tribunal, DIS Spring Conference, Dresden (2015)

- > How to make your first arbitration not your last, YAC seminar, Copenhagen (2014)
- > ICC Arbitration: From the Request for Arbitration to the Final Award, ICC IWIS seminar, Stuttgart (2014)
- > Commencing and Conducting Arbitration: Views from France, Germany, the US and the UK, C5's Forum on Transatlantic Litigation, Amsterdam (2014)
- > Choice of the place of arbitration: London, Paris, Geneva or others? YAC seminar, Copenhagen (2014)
- > E-Discovery – practical experiences from an arbitrator's point of view, ICC YAF Arbitrators Forum, Düsseldorf (2014)
- > The New UNCITRAL Transparency Rules: How the concept of transparency differs in investment and commercial arbitration, New Developments in International Commercial Arbitration, Neuchâtel (2013)
- > Arbitration clauses in contracts: pitfalls and best practices, 1st Northern German Arbitration Day, Hamburg (2013)
- > Changing perspectives – from the arbitral institution to private practice, DIS40 Panel Discussion, Frankfurt (2012)
- > The decision making process in arbitral tribunals, Hamburg Arbitration Circle, Hamburg (2012)
- > Workshop on “Alternative means of resolving international commercial disputes, in particular arbitration”, 1st Saar-Anwalt-Tag, Saarbrücken (2012)
- > Main features of the ICC Rules of Arbitration, ICC IWIS Seminar, Berlin (2012)
- > Invitation as an expert on arbitration law, 1st Heidelberg Colloquium on Investment Protection Law, Heidelberg (2012)
- > The big unknown? The new ICC Rules of Arbitration in legal practice, DAJV Expert Group's Conference, Frankfurt (2012)
- > Possibilities and alternatives of dispute avoidance and dispute resolution in long-term contracts, Workshop on “Dispute resolution in the context of public private partnership projects”, Hamburg (2012)
- > Do's and Don'ts when acting as an arbitrator, ICC Denmark Conference, Copenhagen (2012)
- > Enforcement of arbitral awards – The New York Convention, ICC PIDA Seminar, Vienna (2011)
- > The New ICC Rules of Arbitration, Danish Association of Arbitration, Copenhagen (2011)
- > How the ICC Court works, ASA Seminar, Zurich (2011)
- > Factors of success for arbitral seats and arbitrators, keynote at the Rechtsstandort Hamburg e.V. conference, Hamburg (2010)
- > Pitfalls in drafting arbitral awards, ICC Netherlands workshop, The Hague (2010)
- > Saving time and costs in arbitration, ICC IWIS seminar, Berlin (2010)

- > Pitfalls in drafting Terms of Reference under the ICC Rules of Arbitration, ICC Netherlands study visit, Paris (2009)
- > Ensuring cost and time efficient conduct of arbitral proceedings, DAJV Expert Group's Conference, Frankfurt (2009)
- > The ICC Rules of Arbitration, DIS fall conference, Dresden (2008)
- > Conduct of an arbitration under the ICC Rules, YAAP conference, Vienna (2008)
- > Challenges of Arbitrators – An ICC Perspective, IBA annual conference, London (2007)
- > Scrutiny of arbitral awards under the ICC Rules of Arbitration, ICC Denmark seminar, Copenhagen (2007)

Publications (Selection)

- > § 20 Schiedsspruch, in: Salger/Trittmann (eds.), Internationale Schiedsverfahren – Praxishandbuch, 2019, jointly with Dr. Inka Hanefeld (in German)
- > Arbitration in a Post-Truth-World: Perception v Reality, IBA Dispute Resolution International, Vol. 12 No. 2 2018, pp. 165 *et seq.*, jointly with Aaron de Jong
- > Chapter 10: Germany, in Jørgensen (ed.): Finding, Freezing and Attaching Assets, March 2016, jointly with Dr. Friedrich Rosenfeld
- > The Arbitral Tribunal's Deliberations – potential conflicts and ways to avoid them, SchiedsVZ 2015, pp. 169 *et seq.*, jointly with Dr. Johanna Büstgens (in German)
- > Arbitral Tribunals in Germany and Western Europe, in: Paschke, Graf, Olbrisch (eds.), Hamburger Handbuch des Exportrechts, 2014 (in German)
- > Practice Commentary on ICC-SchO/DIS-SchO (eds., jointly with Axel Benjamin Herzberg), 2014
- > The New UNCITRAL Transparency Rules: How the Trend towards Transparency differs in Investment and Commercial Arbitration, in: Müller, Rigozzi (eds.), New Developments in International Commercial Arbitration 2013, November 2013, jointly with Dr. Friedrich Rosenfeld
- > Use of Technology by a Major International Arbitration Organization – ICC, in: Horacio A. Grigera Naón, Paul E. Mason (eds.), International Commercial Arbitration Practice: 21st Century Perspectives, 2011 (Release 2), jointly with Laurence Marquis
- > Correction and interpretation of arbitral awards and additional awards, in: Tercier (ed.), Post Award Issues, ASA Special Series No. 38, December 2011, jointly with Maria Hauser-Morel
- > Work in Good Progress at the ICC International Court of Arbitration and its Secretariat, Arbitration News, Newsletter of the International Bar Association Legal Practice Division, Vol. 15 No. 2, September 2010

Memberships (Selection)

- > Appointed member of the ICC Commission on Arbitration and ADR
- > Appointed member of the International Dispute Resolution Committees of the Voldgiftsinstituttet (Danish Institute of Arbitration)
- > Former appointed member of the ICC Commission's Task Force on "The Revision of the Rules of ICC as Appointing Authority in UNCITRAL or other Ad Hoc Arbitration Proceedings"
- > Former appointed member of the Consolidation Committee for the revision of the DIS arbitration rules
- > Member of the editorial board of the ICC Germany magazine
- > German Arbitration Institute (DIS)
- > Swiss Arbitration Association (ASA)
- > Danish Arbitration Association
- > Hamburg Arbitration Circle