



# **Experience**

## **As Arbitrator**

Chairman, Sole Arbitrator, Party-Appointed and Emergency Arbitrator in more than 60 arbitration proceedings (ICC, Swiss Rules, VIAC, DIS, DIA, FAI, Hamburg Chamber of Commerce and ad hoc)

### As counsel

- Representation of domestic and foreign companies in arbitration proceedings (ICC, LCIA, SCC, DIS and ad hoc)
- Representation of domestic and foreign companies in DAB proceedings (FIDIC, ICC, DIS and ad hoc) as well as in mediation proceedings
- Representation of domestic and foreign companies before German courts (i.a. enforcement of arbitral awards and follow-on-damage claims)

# Other

Co-counsel and expert arrangements with domestic and foreign law firms

# Prof. Dr. Nils Schmidt-Ahrendts

Rechtsanwalt Partner

### **HANEFELD Rechtsanwälte**

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# Languages

German English French

# **Nationality**

German



## **Instruments**

- Arbitration
- Litigation
- Alternative Dispute Resolution
- Expert Advice

# **Areas of practice**

- Commercial & Trade Law
- Construction & Engineering
- Energy & Renewables
- Infrastructure and transport
- Post-M&A & Corporate Law
- International Private & Civil Procedure Law

# **Recognitions**

## Who's Who Legal

- "Nils has a quick and sharp mind"
- "In complex matters, he never looses sight of his client's interests, while also taking into account the opposite side's position"
- "An excellent practitioner and out-of-the-box thinker"
- Dr. Nils Schmidt-Ahrendts "is hugely experienced in international arbitrations"
- Who's Who Legal Thought Leaders Germany
- "highly visible and on almost every shortlist of arbitrators"
- a star in the German market, commended for his 'top-tier' work as arbitrator
- "a very smart and well-prepared arbitrator"
- "excellent arbitrator, legally exact and to the point"
- "an outstanding performer with the sharpest legal mind and impressive clients"
- "a class act who is very business-oriented and very strategic"



## **JUVE**

- JUVE's 2020 list of Germany's 30 most renowned arbitrators
- Dr. Nils Schmidt-Ahrendts has a "very good Court-Room-Presence" and is recommended for his "effective case management, excellent quality of pleadings and conduct of negotiations"
- arbitration shooting star
- Nils Schmidt-Ahrendts is singled out by his peers for his experience and efficiency. He is praised for his "in-depth expertise" and described as "in command and always well prepared".

### **Chambers and Partners**

- Chambers Global ranking of Germany's 25 most in demand arbitrators
- Nils Schmidt-Ahrendts enters the rankings as an up-and-coming arbitrator following strong endorsements from market observers. One interviewee enthuses: "He knew the case inside and out, asked very skilful questions and decided very correctly," further highlighting that "there are arbitrators who put their finger on every weakness and that is what Nils Schmidt-Ahrendts does to either side, which is essential."
- "Nils Schmidt-Ahrendts is a very smart guy who is calm, well prepared and clever in arbitrations."
- "Nils Schmidt-Ahrendts is dynamic and creative in his legal analysis and approach. He is excellent."
- "Nils Schmidt-Ahrendts is an excellent performer."
- "Nils Schmidt-Ahrendts is a proactive and foresighted lawyer who provides us with an excellent service."

## Curriculum vitae

#### Since 2011

Attorney with HANEFELD, Hamburg

### 2009 - 2011

CMS Hasche Sigle, Munich (Member of the International Litigation and Arbitration Department headed by Dr. Klaus Sachs)



### **2007 - 2009**

Legal traineeship including work experience with the ICC International Court of Arbitration in Paris, France, Hengeler Mueller in Berlin and the German Embassy in Cambodia

### **2005 - 2007**

Doctor of Laws (Dr. iur.) and Research and Teaching Assistant at the Institute for Foreign and International Private Law, University of Freiburg, Germany

#### **1999 - 2005**

University of Freiburg, Germany and University of Grenoble, France

# **Academic appointments**

- Visiting Professor for International Arbitration at the University of Freiburg
- Co-founder of the International Dispute Resolution LL.M at the HU Berlin

# Speeches

### 2024

Schiedsverfahren mit säumigen Parteien (in German)
 Hamburg Arbitration Circle
 Hamburg, Germany

### 2023

- Das neue deutsche Schiedsverfahrensrecht (in German)
   Berlin Arbitration Circle
   Berlin, Germany
- Arbitration, Antitrust & Ordre Public Belgrad Arbitration Days Belgrade, Serbia
- Document Production in International Arbitration Berlin, Germany

### 2022

Climate Litigation



University of Hamburg Hamburg, Germany

 IT & Legal Tech in Arbitration Baltic Arbitration Days Riga, Latvia

The CISG Applies
 MAA International Commercial Law & Arbitration
 Vienna, Austria

## 2020

 Fast and Furious – Urgent and Expedited Relief SCAI Innovation
 Zurich, Switzerland

## 2019

 Reform des deutschen Schiedsverfahrensrecht, DIS 40, Berlin (2019)
 DIS 40

2017

- Der richtige Schiedsstandort bei Brexit (in German)
   Konstanz, Germany
- Energy Disputes
   ICC YAF
   Dusseldorf, Germany

Berlin, Germany

## 2016

- Minimising unconscious bias a checklist for arbitrators Vienna, Austria
- Schiedsort Berlin quo vadis (in German)



Berlin, Germany

 Arbitrating East-West Disputes in the Time of Sanctions ICC YAF

Helsinki, Finland

 Damages under the CISG Hanover, Germany

## 2015

 Challenges for a new generation of arbitrators ICC YAF
 Frankfurt am Main, Germany

- Independence and impartiality the new IBA Guidelines
   Copenhagen, Denmark
- Arbitral activism v impartiality Kiev Arbitration Days Kiev, Ukraine
- Emergency arbitrators success stories and challenges ICC YAF
   Cologne, Germany

## 2014

Internationales Schiedsverfahrensrecht (in German)
 YAAP Roundtable
 Vienna, Austria

 The future of investment arbitration ICC YAF, Hamburg (2014)
 Hamburg, Germany

 Counsel ethics in international arbitration YIAG Istanbul, Turkey

 Europe Hall Debate ICC YAF Rome, Italy



Arbitration & Project Finance
 Baltic Arbitration Days
 Riga, Latvia

 The empty chair – arbitrating against absent Respondents ASA Below 40
 Geneva, Switzerland

 CISG & Arbitration ICC YAF
 Paris, France

- Evidence in international arbitration Warsaw, Poland
- Sportschiedsgerichtsbarkeit Frankfurt am Main, Germany

### 2012

- The Use of Experts in International Arbitration Wellington, New Zealand
- Bridging the divide between party and tribunalappointed experts
   Auckland, New Zealand
- The CISG a good choice for buyers Cologne, Germany
- Sports Arbitration in Germany Warsaw, Poland

## **Publications**

### 2024

- Schiedsverfahren und UN-Kaufrecht (in German)
  Hofstätter / Flecke Giammarco (eds.), Schiedsverfahren in der
  Unternehmenspraxis, pp. 313.
- Art. 25-27 and 71-73 UN-Kaufrecht (in German)
   Beck Online Großkommentar



Art. 7-10 und 21 ICC-SchO sowie Art. 8, 17-20 und 24 DIS-SchO (in German)
 Nedden / Herzberg / Kopetzki (eds.), Praxiskommentar ICC-SchO / DIS-SchO, 2nd ed.

## 2020

- Dispute resolution by Dispute Adjudication Boards practical advice on the structuring and conduct of proceedings
   BauR 2020, pp. 1385 et seq. (in German, co-author with Dr. J. Büstgens and J. Hombeck)
- Die Feinjustierungen des BGH zu den Folgen der Verletzung von Offenlegungspflichten im Aufhebungsund Vollstreckbarerklärungsverfahren SchiedsVZ 2020, pp. 35 et seq. (in German, co author with V. K. Schneider)

## 2019

- Country Report: Germany Weigand / Baumann (eds.), Practitioners Handbook on International Commercial Arbitration, 3rd ed.
- Art. 74 77 CISG
   Brunner / Gottlieb (eds.), Commentary on the UN Sales Law (CISG)
- The Consequences of the Non-Disclosure of Conflict of Interest on the Enforceability of Awards: The German Stance

Kluwer Arbitration Blog (co-author with V. K. Schneider)

### 2018

 The "Right" Place of Arbitration: How Germany Might Profit from Brexit

SchiedsVZ 2018, pp. 281 et seq. (co-author with A. de Jong)



 Enforcement of international arbitral awards in Germany Practice Note for LexisPSL (co-author with J. Hombeck)

## 2014

Art. 74 - 77 UN-Kaufrecht
 Brunner (ed.), UN-Kaufrecht – CISG, 2nd ed.

### 2013

- Art. 7-10 and 21 ICC-SchO
   Nedden / Herzberg (eds.), Praxiskommentar ICC SchO und DIS SchO,
   1st ed. (in German)
- §§ 13 und 23 DIS-SchO Nedden / Herzberg (eds.), Praxiskommentar ICC SchO und DIS SchO, 1st ed. 2013 (in German)

## 2012

 Expert Teaming - Bridging the Divide Between Party-Appointed and Tribunal-Appointed Experts
 Wellington Law Review 2012, pp. 653 et seq.

## 2011

 Applicable law in arbitration proceedings seated in Germany SchiedsVZ 2011, pp. 267 et seq. (in German, co-author with Dr. P. Höttler)



- Expert evidence under the 2010 IBA Rules
   International Arbitration Law Review 2010, pp. 216 et seq.
- Settlement Efforts in Arbitration
   Revista de Arbitragem e Mediação 2010, pp. 161 et seq.
- Diverging concepts of the Principle of Competence-Competence
   New Developments in International Commercial Arbitration 2010, pp. 1 et seq.
- Experts Neutrals or Advocates
   ICCA Congress Series 2010, pp. 135 et seq.
- Einführung in das Schiedsverfahrensrecht JURA 2010, pp. 520 et seq.

- Der Ersatz frustrierter Aufwendungen im UN-Kaufrecht IHR 2006, pp. 67 et seq.
- Recoverability of frustrated expenses under the CISG (in German)
   IHR 2006, pp. 67 et seq.

### 2007

 Das Verhältnis von Erfüllung, Schadensersatz und Vertragsaufhebung im CISG Mohr Siebeck, 2007 (doctoral thesis in German; sponsored by the German Academic Scholarship Foundation)

# **Memberships**

- Appointed member of the advisory board of the German Arbitration Institute (DIS)
- Hamburg Arbitration Circle (HAC)