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Nationality/ Date of Birth	Colombian, 22 March 1963

Educational/Professional Memberships

- 1991 Université Panthéon-Assas (Paris II), D.E.A. in International Private Law and International Trade and D.S.U. in EU Law (with Honors).
- 1988 New York University, M.C.J. (LL.M.), Fulbright scholar.
- 1985 Pontificia Universidad Javeriana (Bogotá - Colombia), J.D. and Economics (with Honors).
- Member, ICC International Court of Arbitration.
- Fellow, Chartered Institute of Arbitrators (CIArb).
- Member, International Law Association (ILA).

Current Position

Partner and Global Co-Chair, International Arbitration practice, Latham & Watkins

Professional Experience

- Since 2014 **Partner, Latham & Watkins**, International Arbitration Group (Global co-chair).
- 2003-2014 **Partner, Shearman & Sterling**, International Arbitration Group.
- 1998-2003 **Partner, Garrigues** (Madrid), Head of the International Arbitration Practice.
- 1991-1998 **Counsel, ICC International Court of Arbitration**, Paris.
- 1988-1991 **Foreign associate, Bracken & Margolin**, New York.
- 1983-1987 **In-house counsel, Acerías Paz del Río S.A.** (steel mill), Bogotá.
- 1981-1983 **In-house counsel, Colombian Banking Association**, Bogotá.

Arbitration Experience

- President of an ICC Arbitration seated in Paris, in English under Italian law, related to a distribution agreement.
- Party-appointed arbitrator in ICC Arbitration in Paris, in English under Lebanese law, related to a series of agreements entered into certain family members in order to restructure and reallocate the family owned assets.
- Party-appointed arbitrator in ICDR proceedings, in New York, in English under New York Law, concerning allegations of breach and wrongful termination of a distribution agreement in the pharmaceutical industry.
- Party-appointed arbitrator in ICSID Case No. ARB/15/02 under the Portugal and Cape Verde BIT concerning a telecom's concession agreement.
- Party-appointed arbitrator in an ICC arbitration in Paris, in English under Mexican Law, concerning the alleged breach of a JV Agreement and of contractual obligations related to the development and use of a certain brand's trademarks in the tobacco industry.
- Party-appointed arbitrator in an ICC Case, in Paris, in Portuguese under the laws of Cape Verde, related to breach of a concession agreement in the telecommunications industry.
- Party-appointed arbitrator in ICSID Case No. ARB(AF)/14/3 under the DR-CAFTA trade agreement concerning a mining development in Dominican Republic.
- Party-appointed arbitrator under the ICC Rules in an arbitration in Bogotá under Colombian law related to the assignment of Hydrocarbons Exploration and Production Concession Agreements.
- Party-appointed arbitrator in a dispute under the Bogota Chamber of Commerce (CCB) arbitration rules, in Bogotá, applying Colombian Law, related to an EPC/Turn-key contract for a 164 MW Thermal power plant.
- Chairman of the arbitral tribunal in an ICC arbitration under Argentinian law, in Zurich (Switzerland), concerning the alleged breach of share sale and purchase agreements between the parties with respect to the fabrication and distribution of a world renowned brand of sports footwear, apparel and accessories.
- Chairman of the arbitral tribunal in an ICC arbitration under Brazilian law, in Rio de Janeiro, in Portuguese language, in a dispute related to the alleged wrongful termination of a sub-contract with respect to the construction of a semiconductors fabrication plant.
- Party-appointed arbitrator in an ICC arbitration under Colombian law, in Bogotá, in Spanish, in a dispute related to the expansion of the largest coal-export port in Latin America.
- Party-appointed arbitrator in an ICC arbitration under Brazilian law, in Miami, in English language, concerning a dispute arising out of a stock subscription and joint venture agreement concerning the fabrication and distribution of automotive products.
- Party-appointed Arbitrator in an ICC arbitration under Portuguese law concerning the alleged breach of a Letter of Agreement and subsequent agreements reached between the parties with respect to Fisheries industry.
- Sole Arbitrator in a LCIA arbitration under Spanish law, related to transfer rights and commissions with respect to a professional soccer player.
- Sole Arbitrator in a SCC arbitration under Spanish law in Stockholm, concerning price readjustment on a Share Purchase Agreement related to a company specialized in equipment for customer flow and queuing management.
- Member of the ICSID Ad Hoc Committee in the application for annulment in case no. ARB/07/2, between RSM Production Corporation v. Central African Republic.
- Chairman of the arbitral tribunal in ICSID arbitration case no. ARB/11/11, between AHS Niger, Menzies Middle East and Africa S.A. and the Republic of Niger in a dispute concerning air transportation ground services.
- Chairman of the arbitral tribunal in an ICC Arbitration in Paris governed by Egyptian law concerning termination of a hotel leasing and management contract. The matter raises issues of wrongful termination of contract, construction and validity the liquidated damages clause, and issues related to concurrent insolvency proceedings of one of the parties in the arbitration.
- Party-appointed Arbitrator in another ICC Case under Namibian law concerning alleged breaches of contract and delay claims in connection with the construction of an airport and attendant facilities in an African country.
- Chairman in an AFA arbitration in Paris subject to French law in the naval construction industry.

- Chairman of the arbitral tribunal in an investment dispute under the UNCITRAL Rules in Paris, administrated by the PCA between an European Investor and an East European country, on the basis of a Bilateral Investment Treaty (BIT).
- Chairman in an ad hoc international arbitration in Paris, applying French law, on a dispute concerning price adjustment in a share purchase agreement.
- Co-arbitrator in an ICC arbitration in Paris, subject to Egyptian law. The dispute arose from a construction agreement relating to sea port facilities.
- Sole arbitrator in a LCIA arbitration subject to English law. The dispute arose from an agreement for the supply of a chemical product. Payment of the performance bond was at stake.
- Party-appointed Arbitrator in another ICC Case in Paris arising out of the construction of an electrical power grid in an African country, applying Belgian law, he has decided issues related to assignment of a contract, cost overruns (prolongation and damages) and limitation of liability.
- Sole Arbitrator in an ICC case in Colombia, applying Colombian law, related to a sub-contract for civil works (dredging and piling) concerning extra-work, change in design and delay claims.
- Chairman, of a dispute related to pre-closing obligations arising out of a share purchase agreement for the acquisition of an insurance company, in Mexico City applying Mexican law.
- Co-arbitrator in Paris under the ICC Rules and applying Spanish law in a dispute concerning directors' liability and breach of the shareholders' agreement governing the exercise of the controlling interest in a large conglomerate of companies.
- Party-appointed Arbitrator in a multi-million dollar ICC arbitration in Geneva (Switzerland), applying Swiss law, in connection with the design and implementation of telecommunications software.
- Party-appointed arbitrator in an ICC dispute in Paris, under Spanish law, in Spanish, regarding the allegedly wrongful termination of a software and computer products distribution contract.
- Chairman of the arbitral tribunal in an ICC case in English under Portuguese law regarding the termination of an airplane maintenance and technical support agreement.
- Chairman of an ICC arbitral tribunal, he has decided in a dispute related to the assembly and supply of military equipment applying Italian law.
- Sole Arbitrator (jointly designated by the parties) in an ICC arbitration, applying Spanish law in Madrid, related to the right to the payment of the additional price agreed between the parties for the acquisition of a dairy products processing and distribution business.
- Chairman in an ICC arbitration in Paris, under Mexican Law. The dispute arose out of a turnkey contract for the construction of a foundry plant.
- Chairman of the arbitral tribunal in Mexico under Mexican law in a \$60 million ICC arbitration concerning price adjustments for changes in local customs regulations.
- Chairman of the arbitral tribunal in Geneva in two related ad hoc arbitrations concerning real estate transactions in Portugal.
- Sole Arbitrator in an ICC case in Paris under French law related to breach of contract and termination of a license and distribution agreement concerning dairy products in Portugal.
- Substitute President of the Fast Resolution Panel of the 32nd America's Cup (Valencia 2007).

Fernando Mantilla-Serrano is a member of the panel of arbitrators in the following free trade agreements: G-2 (Mexico – Colombia), Chapter XII; ACE-35 (Mercosur – Chile); ACE-36 (Mercosur – Bolivia).

He is also a member, designated by the Republic of Colombia, of the ICSID Panel of Arbitrators (2006-2012).

Publications

Books

- *Hacia una mayor eficacia en el arbitraje: control de tiempos y costos* – Editor and author (with R. Bernal Gutiérrez and Y. Derains), 2010.
- *Arbitraje Internacional – Tensiones Actuales* – Editor and author, Legis, 2007.
- *Ley de Arbitraje – Una perspectiva internacional. Comentarios Breves*, Iustel, Madrid, 2005.

Articles

- *La directiva presidencial sobre arbitramento*, *Ámbito Jurídico*, Ed. Legis, 27 May 2015
- *La Audiencia*, *Ámbito Jurídico*, Ed. Legis, 25 March 2015
- *Commentaire de la sentence arbitrale rendue dans l'affaire CCI n° 14644 en 2008*, *Chronique des sentences arbitrales de la Cour internationale d'arbitrage de la Chambre de commerce internationale. Journal du droit international*, Ed. Clunet, January 2015
- *La prueba en el arbitraje (VII): Peritos*, *Ámbito Jurídico*, Legis, November 2014
- *Panorama of World Case Law (Latin America)*, *The Paris Journal of International Arbitration*, Ed. LGDJ, October 2014, p. 631
- *La prueba en el arbitraje (VI): el interrogatorio de testigos*, *Ámbito Jurídico*, Ed. Legis, 15-28 September 2014, p. 4
- *La prueba en el arbitraje (V): el affidavit*, *Ámbito Jurídico*, Ed. Legis, 21 July – 3 August 2014, p. 14
- *La prueba en el arbitraje (IV): los testigos*, *Ámbito Jurídico*, Ed. Legis, 26 May – 8 June 2014, p. 13
- *La prueba en el arbitraje (III): los documentos*, *Ámbito Jurídico*, Ed. Legis, 24 March – 6 April 2014, p. 14
- *La prueba en arbitraje (II): oportunidad de la prueba*, *Ámbito Jurídico*, Ed. Legis, 27 January – 9 February 2014, p. 14
- *Commentaire de la sentence arbitrale partielle rendue dans l'affaire CCI n° 16056 en 2009* - *Chronique des sentences arbitrales de la Cour internationale d'arbitrage de la Chambre de commerce internationale. Journal du droit international*, Ed. Clunet, Vol. 1/2014.
- *The Deliberation and Drafting of the Award*, *Arbitragem e Comercio Internacional, Estudos em Homenagem a Luiz Olavo Baptista – Editora Quartier Latin do Brasil*, p. 591, 2013.
- *Colombia Enacts a New International Arbitration Law*; *Journal of International Arbitration* Vol. 30 (4), 2013.
- *Los principios de autonomía y competencia-competencia en el nuevo Estatuto Arbitral Colombiano*, *Revista Internacional de Arbitraje*, 2012.
- *L'Espagne retouche sa loi sur l'arbitrage de 2003*, *Revue de l'arbitrage*, Vol. 4, p. 1114, 2011.
- *Breves comentarios sobre la nueva ley peruana de arbitraje de 27 de junio de 2008*, *Revista Lima Arbitration*, Vol. 4, 2011.
- *Commentaire de la sentence arbitrale rendue dans l'affaire CCI n° 14753 en 2008*, *Chronique des sentences arbitrales de la Cour internationale d'arbitrage de la Chambre de commerce internationale. Journal du droit international*, Ed. Clunet, 2011.
- *L'indépendance d'Esprit de l'Arbitre (ou l'Issue Conflict)*, *Liber Amicorum en l'honneur de Serge Lazareff*, Ed. A. Pedone, 2011.
- *Commentaire des sentences arbitrales rendues dans les affaires CCI n° 12290/2005 et 13646/2007*, *Chronique des sentences arbitrales de la Cour internationale d'arbitrage de la Chambre de commerce internationale. Journal du droit international*, Ed. Clunet, 2010.
- *Multiple parties and multiple contracts: divergent or comparable issues*, *Multiparty Arbitration - Dossiers / ICC Institute of World Business Law*, Ed. B. Hanotiau & E. A. Schwartz, No. VII, pp. 11-35, 2010.
- *El laudo: Deliberación y Redacción*, *Cuadernos de Derecho para Ingenieros - Asociación de Ingenieros de I.C.A.I.*, Ed. La Ley, Capítulo IX, Vol. 6, pp. 151-170, 2010.
- *La Ley Española de Arbitraje*, *Revista Internacional de Arbitragem, Associação Portuguesa de Arbitragem*, Ed. Almedina S.A., pp. 27-44, 2010.
- *¿Existe Hostilidad hacia el arbitraje de inversión en América Latina?*, *Liber Amicorum in honor of Bernardo Cremades*, p. 789, *La Ley*, 2010.
- *Las decisiones interlocutorias y parciales*, *Hacia una mayor eficacia en el arbitraje: control de tiempos y costos*. Editors: Rafael Bernal Gutiérrez, Yves Derains and Fernando Mantilla-Serrano, pp. 93-103, 2010.
- *Multiple parties and multiple contracts: divergent or comparable issues?* *Multiparty Arbitration - Dossiers / ICC Institute of World Business Law*, No. VII, ICC Publication no. 701, 2010.
- *Commentaire des sentences arbitrales dans les affaires CCI n° 12290/2005 et 13646/2007*, *Chronique des sentences arbitrales de la Cour internationale d'arbitrage de la Chambre de commerce internationale. Journal du droit international*, Ed. Clunet, pp. 1406-1418 1434-1447, Vol. 4, 2010.
- *La Ley Española de Arbitraje*, *Revista Internacional de Arbitragem, Associação Portuguesa de Arbitragem, Edições Almedina S.A.*, p. 27-44, 2010.

- *Algumas notas sobre a execução das sentenças arbitrais anuladas e a Convenção de Nova Iorque*, Revista Brasileira de Arbitragem, (24), 2009.
- *Note informative – La nouvelle loi péruvienne sur l'arbitrage du 27 juin 2008*, Revue de l'arbitrage, Vol. 4, p. 731, 2009.
- *La Convención de Nueva York y los Derechos Nacionales: a propósito de la ejecución de los laudos anulados en su país de origen*, Arbitraje. Revista de arbitraje comercial y de inversiones, Vol. II (2), pp. 468-479, 2009.
- *Commentaire sur la sentence arbitrale finale rendue dans l'affaire CCI n° 12305 en 2004*, Chronique des sentences arbitrales de la Cour internationale d'arbitrage de la Chambre de commerce internationale. Journal du droit international, Ed. Clunet, 2009.
- *Laudo no nacional. La segunda hipótesis del Artículo I.1* in *El Arbitraje Comercial Internacional: Estudio de la Convención de Nueva York con el motivo de su 50° aniversario*. G. Tawil and E. Zuleta (Directores), Ed. Abeledo Perrot, 2008.
- *La denuncia de la Convención de Washington, ¿Impide el recurso al CIADI?* Revista Peruana de Arbitraje, Vol. 6, p. 205, 2008.
- *Note on the US Court of Appeals decision on Termorio (487 F. 3d 928 (D.C. Cir. 2007))*, Journal of International Arbitration, Vol. 25 (3), 2008.
- *UNCITRAL Model Law: Missed Opportunities for Enhanced Uniformity*, The University of New South Wales Law Journal, Vol. 31(1), p. 301, 2008.
- *La autonomía del derecho del arbitraje internacional: ¿Hacia un arbitraje realmente autónomo?* in *Arbitraje Internacional – Tensiones Actuales* - Editor and Co-Author, Legis, 2007.
- *Valuation of an Expropriation Claim: Are Oil and Gas Projects “Going Concerns”?*, Bloomberg European Law Journal, Vol. 1(3), 2007.
- *The Effect of Bolivia’s Withdrawal From the Washington Convention: Is BIT-Based ICSID Jurisdiction Foreclosed?* Mealey’s International Arbitration Report, Vol. 1(8), 2007.
- *Le traitement législatif de l'arbitrage en Amérique latine (quelques réformes récentes)*, Revue de l'Arbitrage, No. 3, p. 561, 2005.
- *Towards a Transnational Procedural Public Policy*, *Arbitration International*, Vol. 20, No. 4, p. 333, 2004.
- *El arbitraje y la integración en la Unión Europea*, Revista “Foro del Jurista” – Cámara de Comercio de Medellín, Vol. 23, Medellín, 2002.
- *El principio de autonomía y su aplicación al proceso arbitral*, Revista “Jurisconsulta” – Cámara de Comercio de Bogotá, No. 5, Bogotá, 2002.
- *The role of the arbitrator in determining the procedural rules in ICC arbitration*, T.M.C. Asser Institute, The Netherlands, 1997.
- *Ius Mercatorum fuente de derecho internacional*, *El arbitraje en los negocios internacionales* - Cámara de Comercio de Bogotá, p. 61, Bogotá, 1995.
- *Main issues in Concurrent International Arbitration and Insolvency Proceedings*, *Arbitration International*, Vol. 11, No. 1, p. 13, 1995.
- *Fast-track Arbitration in Latin America*, *Comparative Law Yearbook of International Business, Dispute Resolution Methods*, 1994.
- *La Selección del Arbitro en Arbitraje Internacional*, Revista de la Corte Española de Arbitraje –RCEA, p. 35, Madrid, 1993.

Languages

English, Spanish, French and Portuguese; Italian (basic knowledge)