

**Singapore International Arbitration Centre
Curriculum Vitae Template**



Surname, First name	Kulkov Maxim
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Nationality	Russian

Educational/Professional Memberships

Maxim Kulkov is a graduate of the Moscow State University Law School and holds an LL.M. from Nottingham Law School in the UK.

Before establishing KK&P, Maxim headed the Russian dispute resolution practices at Freshfields Bruckhaus Deringer, Goltsblat BLP, and Pepelyaev, Goltsblat and Partners.

He is a member of the Moscow Region Bar, the ICC Commission on Arbitration and ADR, the ICC Russia Arbitration Committee, the ICC Russia Commission on Intellectual Property, the Russian Arbitration Association, and the Korea International Mediation Centre (KIMC).

Maxim is a listed arbitrator at: International Commercial Arbitration Court (ICAC) at the Chamber of Commerce and Industry of the Russian Federation; Arbitration Centre of the Russian Union of Industrialists and Entrepreneurs of Russia (RSPP); International Arbitration Chamber of Arbitrators of the Union of Lawyers (Belarus); Singapore International Arbitration Centre (SIAC); Japan Commercial Arbitration Association (JCAA).

Current Position

Maxim Kulkov is a Managing partner at KK&P Trial Lawyers.

Professional Experience/Areas of Expertise

Maxim Kulkov specialises in commercial, insolvency, shareholder, investment, and construction disputes, disputes related to international trade, and conflict of laws and jurisdictional disputes.

For over 26 years, Maxim has represented clients in international arbitration centres, such as the SCC, the ICC, the ICAC and the LCIA, in Russian state courts of all levels (including the Supreme Court and the Constitutional Court), and in foreign courts (England, USA, Jersey, BVI, Hong Kong, Cyprus and Switzerland).

He has extensive experience leading teams of international and local advisers in multi-jurisdictional disputes. Maxim also acts as a legal expert in foreign proceedings and as an arbitrator and a mediator.

The GAR 100 (Global Arbitration Review), The Legal 500, Chambers & Partners, Who's Who Legal and Pravo.ru-300 recommend Maxim as one of the best Russian dispute resolution specialists.

Arbitration Experience

Notable experience as an arbitrator

1) in SCC arbitrations:

- in a dispute between a major Russian oil and gas industry EPCI contractor and the largest European energy and engineering company concerning the recovery of US\$12m under a services agreement in connection with gas turbine generators supplied for the development of an oil field in the Caspian Sea (Tribunal Chair);

- in a dispute initiated by an Italian producer of complex cooling tower equipment against a Russian customer for the recovery of EUR 2.6m under a supply contract with the amount representing the contract price, penalties and damages for idle-time. The producer's claim was also for the termination of the contract. The dispute was governed by Russian law and an international treaty, and concerned issues of equipment quality, and the installation and adjustment of cooling tower equipment designed for a regional power plant (Party-Appointed Arbitrator);

- in a dispute between Russian and German companies in connection with the seller's failure to fulfil the contract for the supply of refrigeration equipment (Party-Appointed Arbitrator).

3) in ICAC arbitrations:

- in a dispute between the US and Russian parties under Russian law on debt collection in relation to the provision of hotel management services and losses in connection with the wrongful termination of long-term hotel management contracts (Party-Appointed Arbitrator);
 - in a dispute in the field of household goods on the recovery of penalties between domestic and international companies (Party-Appointed Arbitrator);
 - in a dispute on debt recovery under a loan agreement between an offshore company and a Russian citizen (Party-Appointed Arbitrator);
 - in a dispute on unilateral refusal to execute a contract of purchase and sale of shares between two large mobile operators (Party-Appointed Arbitrator);
- 4) in RSPC Arbitration Centre arbitrations:
- in a dispute initiated by one of the largest energy companies in Russia on recovery of damages arising from the breach of a supply contract;
 - in a dispute on collecting the penalty for delay in the delivery of equipment for construction of a power line;
 - in a dispute on recovery of the debt and a penalty for violation of obligations under a contract for delivery of equipment and performance of works in connection with the reconstruction of a power-station;
 - in a dispute on the size of a debt and repayment of an overdue debt for provided services in connection with the violation of obligations for payment of services relating to the transfer of electricity;
 - in a dispute on termination of a contract for development of project and working documentation for a power-station;
 - in a dispute on recovery of losses from a contractor for violating the terms of performance of obligations under the contract for construction of a power plant;
 - in a dispute on foreclosure of the security deposit and collecting losses in connection with complaints as to the quality of the delivered electric equipment revealed during the warranty period of its operation.
- 5) in Russian Arbitration Centre arbitrations:
- in a dispute on the recovery of damages between the leading Russian company carrying out complex design, engineering and survey works, and one of the leaders in Russia's electrical industry, arose out of the breach of the contract for supply of dry type power transformers caused by the coup in place of delivery – Bolivia (Sole Arbitrator);
 - in a dispute on the recovery of damages between the state enterprise which arranges for radioactive waste management and a full-service corporation providing services relating to heating, power engineering, construction and supply, arising from a breach of a contract for servicing works at a docking facility for radioactive waste management and storage of scrapped submarines (Sole Arbitrator).

Publications

Most notable contributions (relevant publications)

1. Maxim Kulkov, Dmitry Vlasov, Noah Rubins, "Enforcement of Investment Treaty Arbitration Awards: Russia" in Julien Fouret (ed), *Enforcement of Investment Treaty Arbitration Awards* (2nd edn 2021) 558, pp 558–567;
2. Maxim Kulkov, Anastasiya Shkvarova, "Specific aspects of challenging Interlocutory Rulings in Commercial Arbitration Award Enforcement Proceedings" (2020) 1/2 *Treteysky sud* (Arbitral Tribunal) 176, pp 176–183;
3. Maxim Kulkov, Anastasiya Shkvarova, "Contractual Jurisdiction: What Could the Reasons for its Cancellation be?" (2018) 29(1030) *Ekonomika I Zhizn* (Economics and Life);
4. Maxim Kulkov, Sergey Saveliev, "Interim Relief Measures: How to Reverse Court Practice" (2016) 6(52) *Legal Insight* 22, pp 22–25;
5. Maxim Kulkov, "Mediation in Russia" in Aleksander E. Molotnikov, Dmitriy I. Dedov (eds), *Dispute Resolution in Russia: the essentials* (2019) 558, pp 371–383;
6. Maxim Kulkov, "Interim Relief" in Oleg Skvortsov, Mikhail Savransky, Gleb Sevast'yanov (eds), *International Commercial Arbitration*, (2018) 526, pp 526–540;
7. Maxim Kulkov., Sergey Lysov, "Annotated Practical Commentary to Articles 29, 30 of Russian Law on International Commercial Arbitration No. 5338-1 dated 07 July 1993" in Vladimir Khvalei, Anna Grishchenkova (eds), *Annotated Article-by-Article Practical Commentary to Arbitration Court Legislation* (2017) 199, pp 199–207;

8. Maxim Kulkov, Dmitry Vlasov, Noah Rubins, “Enforcement of Investment Treaty Arbitration Awards: Russia” in Julien Fouret (ed), *Enforcement of Investment Treaty Arbitration Awards* (2015) 351, pp 351–386;
9. Maxim Kulkov, “Insights into Developments in Russia” in Alan Redfern, Martin Hunter (eds), *Redfern and Hunter on International Arbitration* (2015);
10. Maxim Kulkov, “UNCITRAL Arbitration Rules” in Richard Chlup (ed), *Commentaries to the Rules of the Leading Arbitration Institutes* (2012);
11. Maxim Kulkov, “The International Commercial Arbitration Court (ICAC)” in Pascale Gola, Karin Graf (eds), *Institutional Arbitration Tasks and Powers of Different Arbitration Institutions* (2009);
12. Maxim Kulkov, “Can Interim Measures be Obtained in Russia in Support of Commercial Arbitration Conducted Outside of Russia” in Association for International Arbitration (ed), *Interim Measures in International Commercial Arbitration* (2007) 95.

Other publications are available on the website: <https://kkplaw.ru/en/publications/publications-of-m-a-kulkov/>

Languages

Russian, English