



<u>Surname, First name</u>	<u>Skulnik, Steven</u>
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Nationality/ Date of Birth	US / 20 March 1959

Educational/Professional Memberships

Benjamin N. Cardozo School of Law (JD-1983); Brandeis University (BA, Economics-1980).

Admitted to the Bar: New York (1984); U.S. District Court: Southern (1984) and Eastern (1984) Districts of New York; U.S. Court of Appeals, Second Circuit (1989).

Fellow, Chartered Institute of Arbitrators (FCIArb); Member, New York City Bar Association (Chair, Arbitration Committee 2018-2021), and Member, International Commercial Disputes Committee (2018-); New York State Bar Association (Member, Dispute Resolution Section, Past Co-chair, Arbitration Committee); Member, ICDR Publications Committee; Member, International Arbitration Club of New York; Member, National Academy of Distinguished Neutrals; Member, New York International Arbitration Center (NYIAC); Member, Silicon Valley Arbitration and Mediation Center (SVAMC).

Current Position

Independent Arbitrator; Senior Legal Editor, Practical Law-Thomson Reuters.

Professional Experience

More than 35 years' experience practicing in the fields of domestic and international arbitration and litigation, including distribution, intellectual property, licensing, and technology issues.

Of Counsel, Ganfer & Shore LLP, 2013 – 2014; Partner, Davidoff Hatcher & Citron LLP, 2011 – 2013; Of Counsel, Squire Patton Boggs (US) LLP, 2007 –2011; Partner/Associate, Pavia & Harcourt LLP, 1984 – 2007; Associate, Segal & Greenberg, 1983 – 1984.

Arbitration Experience

Sole arbitrator in cases including:

- A dispute over the loss of a mining concession in Central America.
- A dispute over the sale of commercial real estate in Central Europe.
- A dispute between Australian fashion house and its American distributor.
- A dispute between co-venturers in renewable energy (biogas) projects over buyout and drag-along rights provisions.
- A dispute between a litigation funder and funded party over division of settlement proceeds.
- An arbitration that followed from the conduct of a Hatch-Waxman ANDA lawsuit.
- A claim by aircraft operator against TV station for breach of electronic newsgathering agreement.

- A dispute between a software developer and a marketing enterprise concerning the license of data collection technology.
- A dispute between an information technology consultant and an educational organization over amounts due on early termination of the consulting agreement.
- A determination of "Fair market value of distribution rights" of a beer distributor.
- A claim by an investment banker against former employer for damages where employer-bank failed to deliver vested stock awarded to the banker.

Chair of the tribunal in cases including:

- Between an educational testing service and software developer which designed and hosted web-based testing application over minimum guaranteed fees.
- Between a hotel owner and its European franchisor concerning the parties' rights and responsibilities arising out of early termination of license and management agreements.
- Between a luxury food manufacturer and its multi-unit franchisee over the consequences of the manufacturer terminating its retail operations under various agreements.
- Between parties who owned the same trademark in different regions of the world in a dispute over the reasonableness of termination of a license agreement.
- Between a compiler of data on recycled automobile parts and a manufacturer of automobile part information systems alleging business torts.
- Between parties to a hotel management agreement where international hotel chain was alleged to have interfered with the owners' attempt to sell the property.

Co-arbitrator in cases including:

- A dispute between international mining company and its local representative in the South Caucasus.
- A dispute between the two owners of a home furnishings business.
- A dispute over a patent license agreement for DVR functionality
- A dispute over buy-sell agreement between owners of a publishing business.
- A claim brought by former principal of a management consulting firm seeking valuation of his units upon termination of his employment.
- A claim under a janitorial services contract for professional sports arena.
- A warranty claim concerning a large cabin business jet.
- A dispute between members of real estate concern regarding removal of a manager and derivative claims against the removed manager.
- A dispute arising out of a license agreement between a software developer and an insurance company involving functionality of system to write and service insurance policies.

Publications

Author, Introductory Note to GE Energy Power Conversion France SAS, Corp. v. Outokumpu Stainless USA, LLC (U.S. Sup. Ct.), 59 I.L.M. 911 (2020).

Author, Arbitrating During a Pandemic, Practical Law The Journal – Litigation (Fall 2020).

Author, Considering Video Conference Arbitration Hearings in the US: Ensuring Due Process, Dispute Resolution Lawyer (A publication of the Dispute Resolution Section of the New York State Bar Association) (Summer 2020).

Author, Separability of Arbitration Agreements in US Arbitration, Practical Law The Journal - Litigation (June/July 2019).

Co-author, chapter on Arbitration Ethics in "Arbitrating Commercial Disputes in the United States" (PLI , 1st and 2nd Eds.).

Co-author, Do Arbitrators Know the Law (and Should They Find it Themselves)?, Dispute Resolution Journal, Vol 73 No 1 (2018).

Author, Interim, Provisional and Conservatory Measures in U.S. Arbitration, Inside (A publication of the Corporate Counsel Section of the New York State Bar Association) (Winter 2015).

Languages

English