RAFAEL VILLAR GAGLIARDI

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EDUCATION

2016: Doctorate (PhD), Pontifical Catholic University of São Paulo (PUC/SP)

2006: LLM (Mestrado), Pontifical Catholic University of São Paulo (PUC/SP)

2001: LLB (Bacharelado), Pontifical Catholic University of São Paulo (PUC/SP)

PROFESSIONAL EXPERIENCE

- 2023 to date: Partner, Dispute Resolution and Energy. Xavier Gagliardi Inglez Verona Schaffer - XGIVS

2010 - 2023: Partner, Dispute Resolution and Energy. Demarest Advogados

2002 - 2009: Associate, Dispute Resolution and Energy. Demarest Advogados

LANGUAGES

Portuguese: fluent, spoken and writtenEnglish: fluent, spoken and written

Spanish: fluent, spoken and written

Italian: fluent, spoken and written

ACTIVITIES AND MEMBERSHIPS

- Fellow of the Chartered Institute of Arbitrators (CIArb)
- Visiting researcher at the London School of Economics and Political Science LSE (2012)
- Visiting lecturer of the post-graduation course at the PUC-SP/COGEAE (Arbitration), of the Brazilian Institute of Energy Law (IBDE) and others
- Chair of the Energy Arbitration Committee of CAMARB
- Listed as arbitrator in several arbitral institutions
- Member of the board of Advisors of the Arbitration and Mediation Center of the American Chamber of Commerce in Brazil (AMCHAM)
- Member of the Latin American Arbitration Association (ALArb)

PUBLISHED WORKS

- 2023: Coeditor and coauthor of the "Arbitration Treatise" (Tratado de Arbitragem) (Editora Foco).
- 2019: Author of the article "The sonnet and the amendment: a solution that may become a problem?", published in the book "International Law and Arbitration: studies in the honor of Prof. Claudio Finkelstein" (Quartier Latin)
- 2019: Coauthor of the book "Commentary on the Public Registrars Act" (GEN/Forense)
- 2017: Author of the review of the book "Arbitration in the field of Energy: Power", Brazilian Arbitration Review (Kluwer/CBAr).

- 2016: Coauthor of the book "The CAM-CCBC Arbitration Rules: a Commentary" (Eleven).
- **2016:** Coauthor of the chapter "Interaction between CISG and INCOTERMS" of the book "CISG and Latin America: regional and global perspectives" (Eleven).
- 2016: Coauthor of the chapter "The opposite of form: input from substantive law to the regulation of third parties in arbitration (analysis based on Brazilian leading cases)" of the book "The Arbitration Reform" (Forense).
- **2015:** Coeditor of the book "The Vienna Convention on International Sales Agreement: challenges and perspectives" (Atlas).
- 2015: Author of the article "Damages under the CISG" of the book "The Vienna Convention on International Sales Agreement: challenges and perspectives" (Atlas).
- 2015: Co-author of the chapter "Arbitration and Energy Law" of the book "Investment Protection in Brazil" (Kluwer Law International).
- 2015: Author of the chapter "Administrative and Collective Adverse Possession" of the book "Urban Law" (Estatuto da Cidade) (Thomson Reuters).
- 2015: Co-author of the chapter "Suspension of Performance in Civil Law and Common Law" of the book "Applied Corporate Law, v. 1" (Direito dos Negócios Aplicado, v. 1) (Almedina)
- 2014: Co-author of the chapter "Laws applicable to Arbitration Proceedings" of the book "Commercial Arbitration: principles, institutions and proceedings" (Marcial Pons).
- 2014: Author of the chapter "Suspension of Performance in the CISG" of the book "Brazil and the 1980 Vienna Convention" (Marcial Pons).
- 2014: Co-author of the book "Commentary to the Public Registration Act" (Lei de Registros Públicos Comentada) (GEN/Forense).
- 2013: Author of the article "Confidentiality in International Commercial Arbitration" (Brazilian Arbitration and Mediation Review - RArb).
- 2013: Author of the article "Open Legal System, General Clauses and Party Autonomy" (Brazilian Civil-Constitutional and Consumer Relations Review).
- 2012: Co-editor of the book "10 Years of Civil Code: Challenges and Perspectives" and author of the chapter and "Brief Notes on Limitation Clauses in Brazilian and British Law" (Atlas).
- 2012: Co-author of the article "Fraud and Foreclosure by Payment in Kind to the Mortgagee" (Real Estate Law Review).
- 2011: Author of the chapter "Preliminary Agreements" of the book "General Theory of Contracts") (Atlas).
- 2010: Author of the book "Suspension of performance" (Exceção de contrato não cumprido) (Saraiva).