

Surname, First name	Happ, Richard
Address	Luther Rechtsanwaltsgesellschaft mbH Gänsemarkt 45 20354 Hamburg
Telephone	+49 40 1806712766
Fax	+49 40 18067110
Email	richard.happ@luther-lawfirm.com
Nationality/ Date of Birth	German, 23 April 1971

Educational/Professional Memberships

University of Kiel/Germany (1st state exam, 1996); University of Surrey/UK (Erasmus Scholarship, 1992); Doctor juris, University of Kiel/Germany (1999); Higher Regional Court of Hamburg/Germany (2nd state exam, 2001).

Admitted to the Bar in Germany since 2001. Member of the German Arbitration Institute (DIS), ICCA, ITA and LCIA.

<u>Board Member of DIS</u> (2022-2025), President of the <u>DIS Arbitration Council</u> (2022-2025), Member Rules Revision Drafting Committee (*Redaktionsausschuss*, 2016-2018); SIAC User Council (since 2015); Founding Member, <u>Hamburg Arbitration Circle</u> (since 2004); Advisory Board of the <u>International Investment Law Centre Cologne</u> (since 2009).

Current Position

Partner, Luther Rechtsanwaltsgesellschaft, Hamburg, Germany (since 2009). Head of international arbitration and co-head Complex Disputes group

Professional Experience

1996-1999: Research Assistant at the University of Kiel; 1998-2001: Legal clerkship (Referendariat) in Kiel, Hamburg (White & Case), Speyer und Brussels (Assistant to the Legal Advisor, Energy Charter Secretariat); 2001-2009: Associate/Senior Associate at Luther lawfirm, Hamburg.

Arbitration Experience

Proceedings as counsel under ICSID, ICC, SCC, UNCITRAL, DIS and various ad-hoc and commodity rules. Cases focused on foreign investment, energy and post M&A. Arbitral appointments under DIS, ICC, SCC and UNCITRAL ad-hoc. Recommendations in reference guides such as BestLawyers, WhoWhosLegal Arbitration, Expert Guides, Legal500 and Chambers Global.

Selected Publications

- Happ/Wilske (eds.), <u>ICSID Arbitration Rules</u>, Beck/Hart/Nomos, publication expected 2022.
- "The ICSID Arbitration Rules", in: Schütze (ed.), <u>Institutional Arbitration</u>, C.H. Beck / Hart /Nomos, 2nd ed. 2021, publication expected shortly
- "<u>Digest of ICSID Awards and Decisions 2008-2010</u>" (co-author Noah Rubins), Oxford University Press (work in progress, expected publication date 2025).
- "<u>Digest of ICSID Awards and Decisions 1974-2002</u>" (co-author Noah Rubins), Oxford University Press, 2013.
- "Digest of ICSID Awards and Decisions 2003-2007" (co-author Noah Rubins), Oxford University Press, 2009.
- EU Law and Investment Arbitration: Of Cooperation, Conflict and the EU Legal Order's Autonomy, in: A.K. Bjorklund, F. Ferrari & St. Kröll, Cambridge Compendium of International Commercial and Investment Arbitration (Cambridge Univ. Press, forthcoming 2021)
- Commentator Articles 8.34 and 8.35 CETA, in Bungenberg/Reinisch, <u>CETA Investment Law</u>, publication expected October 2021
- Chapter "Arbitrator Independence in Three Dimensions" to the edited volume "<u>Judicial Control</u> over Arbitral Awards" published by Cambridge University Press
- Contributor to Flecke et al. (ed.), <u>The DISArbitration Rules</u>, Wolters Kluver 2020
- "From the Jay Treaty Commissions towards a Multilateral Investment Court: Addressing the Enforcement Dilemma" (co-author Sebastian Wuschka), Indian Journal of Arbitration Law 6 (2017) 1, pp. 113-132.
- "Why Investment Arbitration Contributes to the Rule of Law Without knowing where we came from we cannot know where we are heading to", European Investment Law and Arbitration Review 1 (2016) 1 (forthcoming).
- "Horror Vacui: Or Why Investment Treaties Should Apply to Illegally Annexed Territories" (coauthor Sebastian Wuschka), Journal of International Arbitration 33 (2016) 3, pp. 245-268.

Languages

German (Mother tongue), English (fluent)