

Alan M. Anderson, PhD, FCI Arb

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Alan M. Anderson is an internationally recognized trial lawyer with over thirty years of experience. He is certified by the National Board of Trial Advocacy as a civil trial advocate and by the Minnesota State Bar Association as a civil trial senior specialist. He is a Fellow of the Chartered Institute of Arbitrators. Alan practices primarily in the areas of intellectual property litigation, complex commercial litigation, international arbitration and dispute resolution, and appellate advocacy.

Alan's practice is international in scope and he has represented clients in a wide variety of industries. His clients have ranged from Fortune 500 companies to family-owned businesses. Alan has experience in all aspects of complex commercial litigation. He has tried cases to verdict before juries in state and federal courts, literally from Los Angeles to New York City. In his intellectual property practice, Alan has litigated actions involving a variety of diverse technologies, including medical devices, shape memory alloys, software, electronics and electrical systems, chemical compositions, agricultural equipment, snowmobile equipment, commercial refrigeration systems, and a variety of other mechanical and electrical devices.

His arbitration experience includes large domestic commercial disputes and international arbitration proceedings conducted under the auspices of the American Arbitration Association, London Court of International Arbitration, the Stockholm Chamber of Commerce, the International Chamber of Commerce, as well as *ad hoc* arbitrations. He has represented foreign corporations in court in the U.S. and in international arbitrations.

In 2017, Alan became a door tenant with Littleton Chambers – a leading barristers chambers in London, England – in its Arbitration Practice Group.

He is a Fellow of the Australian Centre for International Commercial Arbitration, and in 2016 was appointed to the Centre's Council (re-appointed in 2019). Alan also is a Fellow of the Asian Institute of Alternative Dispute Resolution. In 2014 and again in 2017, Alan was appointed to a three-year term on the panel of arbitrators for the Asia International Arbitration Centre in Malaysia. He is listed on the WIPO Arbitration and Mediation Center's (Geneva, Switzerland) List of Arbitrators for dispute resolution in all types of intellectual property matters. He also is included in the London Court of International Arbitration's database of neutrals.

Alan has participated in more than 500 mediations during his career, both domestic and international, including on behalf of companies from around the world. He is an International Accredited Professional Mediator with the Mainland-Hong Kong Joint Mediation Center (MHKJMC). He also has been appointed an international mediator by the Japan International Mediation Center-Kyoto (JIMC-Kyoto). In the US, Alan is a qualified neutral (ADR) under Rule 114 of the Minnesota General Rules of Practice for the District Courts for both arbitration and mediation.

Since February 2015, Alan has represented the Forum for International Conciliation and Arbitration (FICA), participating in negotiations and discussions in New York City and Vienna, of Working Group II (Dispute Settlement) and Working Group III (Investor-State Dispute Settlement Reform) of the United Nations Commission on International Trade Law (UNCITRAL). He also serves as a director of FICA.

From 2000 to 2018, Alan served as a non-executive member of the board of directors of Compumedics, Ltd., a publicly-traded company listed on the Australian Stock Exchange based in Melbourne, Australia. He therefore has real-world business experience with corporations whose operations are global in nature.

Alan served as a law clerk from 1982 to 1983 to the Honorable John D. Butzner, Jr. in the United States Court of Appeals for the Fourth Circuit in Richmond, VA.

Alan is an avid fisherman (both fresh and saltwater). He is a military historian and serves on several non-profit boards.

Education

PhD (war studies), King's College London

LLM, with distinction (international dispute resolution), University of London (awarded 150th Anniversary Prize for academic achievement)

MA, *cum laude* (military history), Norwich University

JD, *magna cum laude*, Cornell University (elected to the Order of the Coif; symposium editor, *Cornell Law Review*) (graduated third in class)

MBA, with distinction, Cornell University (graduated in top 10% of class)

BA, *magna cum laude* (political science, economics, and business administration), with college honors in political science, Coe College (elected to Phi Beta Kappa and Phi Kappa Phi; George F. Baker Scholar) (graduated in top 10% of class)

Bar Admissions

State of Minnesota

U.S. District Court District of Minnesota

U.S. District Court Eastern District of Wisconsin

U.S. District Court District of Colorado

U.S. District Court District of North Dakota

U.S. Court of Appeals 4th Circuit

U.S. Court of Appeals 6th Circuit

U.S. Court of Appeals 7th Circuit

U.S. Court of Appeals 8th Circuit

U.S. Court of Appeals 10th Circuit

U.S. Court of Appeals Federal Circuit

U.S. Supreme Court

Selected Professional Honors and Awards

Fellow, Chartered Institute of Arbitrators (admitted 2011)

Civil Trial Advocate, certified by the National Board of Trial Advocacy (since 2001)

Civil Trial Specialist and Civil Trial Senior Specialist, certified by the Minnesota State Bar Association (since 1994)

The Best Lawyers in America, Litigation - Intellectual Property (2010 to date)

'Super Lawyer', *Minnesota Super Lawyers* (2001-2003, 2006, 2008-2021)

Federal Circuit Bar Association *Pro Bono* Advocacy Award (for work on behalf of veterans (2010, 2011)

Fellow, Litigation Counsel of America (elected 2007)

Martindale-Hubbell individual 'AV' peer review rating

Volunteer Service

Member, Board of Trustees, Coe College, Cedar Rapids, IA (February 2017 to date)

Member, Board of Directors, Educational Foundation of Lambda Chi Alpha (July 2015 to date)

Member, Board of Fellows, Norwich University (September 2012 to September 2018); appointed Honorary (Life) Fellow (2019)

Recent Presentations & Publications

Panel Member, 'Stirring the Pot: Ways to Avoid Boiling Over in Investor-State Disputes, Third Party Funding, and Reform of the ISDS System,' Arbitration Institute of the Stockholm Chamber of Commerce (virtual webinar), April 6, 2021

Chair, 'Recent Developments in Investor-State Arbitrations (including Brexit-related changes),' Littleton Chambers (virtual webinar), March 10, 2021

Panel Member, 'The Investor-State Dispute Settlement System: Reform, Replace or Status Quo?', Association ARBITRI (Bosnia-Herzegovina) (virtual webinar), February 16, 2021

The Investor-State Dispute Settlement System: Reform, Replace or Status Quo? (co-editor) (Kluwer Law International, 2020)

'The "United Nations Convention on International Settlement Agreements Resulting from Mediation": Its Genesis, Negotiation and

Future,' (co-author) in *International Mediation: Comparative Law Yearbook of International Business*, Christian Campbell, ed. (Kluwer Law International, 2020): 35-62

Panel Chair and Presenter, 'International Disputes: Current Approaches and New Trends,' CILS 3rd Biennial Mediation Symposium, Salzburg, Austria (June 13-16, 2019) (overall program regional joint chair)

'Some (Very) Random Thoughts on Decreasing Costs and Increasing Efficiency in International Arbitration,' *The ACICA Review* 6, no. 2 (December 2018): 32-35

Panel Member and Presenter, 'Evidence and Procedure in International Arbitration: Streamlining for Efficiency and Cost Effectiveness,' 6th International Arbitration Conference, Melbourne, Australia (October 17, 2018)

Panel Member, 'Managing Time and Costs of Arbitration,' CILS 10th Biennial Arbitration Symposium, Salzburg, Austria (June 7-10, 2018)

Presenter, 'A "New York Convention" for Mediated International Settlement Agreements: UNCITRAL's Draft International Instrument', Littleton Chambers, International Arbitration Trends, London, England (January 30, 2018)

Panel Chair and Presenter, 'Enforcing Mediation Clauses and Mediated Settlement Agreements', CILS 2nd International Mediation Symposium, Salzburg, Austria (June 8-10, 2017)

'Don't delay! Addressing damages early in international arbitration', (co-author) in *Yearbook on International Arbitration and ADR*, vol. V, Marianne Roth and Michael Geistlinger, eds. (Vienna, Austria: 2017), 29-37

Presenter, 'La procedura e gli accordi in mediazione: l'esperienza americana', ('Mediation and Settlement Agreements: The U.S. Experience'), Florence International Mediation Chamber/Florence Chamber of Commerce, Florence, Italy (March 21, 2017)

'Don't Delay! Addressing Damages Early in International Arbitration', Co-Author, 14 *TDM Journal*, No. 1 (January 2017) www.transnational-dispute-management.com

Co-Presenter, 'Eat the Frog First', Expert Witness Institute 2016 Annual Conference, London, England (September 29, 2016)

Panel Member and Presenter, 'Damages', CILS 9th Biennial International Arbitration Symposium, Salzburg, Austria (June 2-5, 2016)

Co-Presenter, 'International Arbitration: Critical Concepts', Minnesota Global Trade Association (November 10, 2015)

Co-Presenter, 'The International Arbitration Landscape in the United States: Implications for Australian Practitioners', Australian Centre for International Commercial Arbitration and The Chartered Institute of Arbitrators (Australia) Limited, Melbourne, Australia (October 27, 2015)

Co-Presenter, 'The Whats and Whys of International Arbitration', Minnesota CLE (August 26, 2015)

Panel Member and Presenter, 'US Equivalents to CPR 35 and *Ikarian Reefer*: A Very Brief Introduction', Expert Witness Institute 2014 Annual Conference, London, England (September 25, 2014)

'International Arbitration and Litigation: Current Trends and Issues', *The 36th Annual International Business Law Institute – Export Sales and Legal Compliance: Shipwrecks or Safe Harbors*, Minnesota Continuing Legal Education (May 1, 2012)

'Recent Developments and Issues in Domestic and International Arbitration', Domestic and International Arbitration: Issues and Solutions, MSBA Corporate Counsel and International Business Law Sections (February 22, 2012)

'International Arbitration and the Globalization of Minnesota Business', *68 Bench & Bar of Minnesota* 22 (May/June 2011)

'The Globalization of Intellectual Property Rights: TRIPS, BITS, and the Search for Uniform Protection', Co-Author, *38 Georgia Journal of International and Comparative Law* 265 (Winter 2010)

'International Standards for Protection of Intellectual Property Rights Post-TRIPS: The Search for Consistency', Co-Author, *6 TDM Journal*, No. 2 (August 2009) www.transnational-dispute-management.com

'International Arbitration: The Only Way to Resolve Multi-Jurisdictional Patent Disputes in a Single Forum', Co-Author, 6 *TDM Journal*, No. 1 (March 2009) www.transnational-dispute-management.com