

ARBITRATOR'S CURRICULUM VITAE

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English, Vietnamese

Practice Areas

Arbitration Law, Maritime law, Marine Insurance law and Commercial Law; Maritime and Cargo Claims; Carriage of Goods by Sea and Logistics; Commercial Disputes and Commodity Trade; Marine and International Trade; Insurance and Re-insurance; Charter parties and Shipbuilding; ADR and Commercial Mediation; International Commercial Litigation.

Arbitration Experience

International Arbitration:

- acting as co-legal counsel to a BVI Company in relation to an investment dispute and parallel proceedings involving a Vietnamese company and a Vietnamese state authority;
- acting as co-legal counsel for a Vietnamese Textile Corporation in a joint venture dispute with a foreign investor before ICC Arbitration seated in Singapore;
- acting as co-counsel to a Japanese construction company in several court proceedings against Vietnamese state authority in relation to a number of ICC arbitrations arising from a very important public infrastructure project;

Domestic Arbitration:

- acting for a group of shareholders against a large Vietnamese joint-stock commercial bank in a hybrid dispute resolution process;
- acting for a very famous French invested retailer in a number of VIAC arbitrations on contractual disputes relating to the development of supermarkets in Vietnam;
- acting for a very famous Korean construction corporation in two VIAC arbitrations against a large State-owned commercial bank regarding two construction contracts;
- acting as legal counsel to a foreign-invested company in a VIAC arbitration on a construction project against the Malaysian subcontractor;
- acting as legal counsel to a foreign-invested company, who was the subcontractor in a major

construction project, against the Chinese contractor in the Court of Hanoi City;

- acting for an international investment fund in a VIAC arbitration against a local joint-stock company regarding a shareholder dispute;
- acting as legal counsel to global trading companies in relation to sales contract disputes before the VIAC in Hanoi;
- acting as co-legal counsel to a French invested company in relation to a service contract dispute before the VIAC in Hanoi;
- acting as co-legal counsel to several international trading groups in relation to the recognition and enforcement of eleventh foreign arbitral awards of US\$ multiple millions in value;
- acting as legal counsel to a BVI Company, operating in Hong Kong, in relation to the recognition and enforcement of a SIAC award of US\$ multiple millions in value;
- acting as legal counsel to several Singapore companies in relation to the recognition and enforcement of a number of institutional and ad-hoc arbitral awards;
- acting as legal counsel to a Korean – US partnership in relation to the recognition and enforcement of a SIAC arbitral award; and
- acting as legal counsel to a Russian company in relation to the recognition and enforcement of an ICAC arbitral award.

Acting as Arbitrator:

- Acting as co-arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a service contract between a Public Relation Joint Stock company and a market research company in October 2017;
- Acting as co-arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from the international sale of goods contract between a Hong Kong incorporated trading company and Vietnamese private owned company in November 2017.
- Acting as co-arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a sale and purchase of rice between a Chinese trading company and Vietnamese trading company in January 2018;
- Acting as co-arbitrator in an international arbitral tribunal for arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a loan agreement between a foreign-invested company and a Vietnamese private owned company in May 2018;
- Acting as a presiding arbitrator for arbitration proceedings conducted under VIAC Rules in relation to disputes arising from international supply contract between a foreign contractor and Vietnamese state-owned oil corporation in February 2019;
- Acting as presiding arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a joint venture contract between a foreign-invested property developer and Vietnamese state-owned housing company in June 2019;
- Acting as presiding arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a sale and purchase contract between a foreign-invested

company and Vietnamese joint-stock company in August 2019;

- Acting as co-arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a contract of carriage of goods by sea between a subrogated insurance company and a shipping company in September 2019;
- Acting as presiding arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a supply contract between two Vietnamese oil and gas corporations in September 2019;
- Acting as co-arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a marine insurance policy between a leasing company and an insurance company in October 2019;
- Acting as presiding arbitrator in an international arbitral tribunal for arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a business co-operative agreement between 2 Vietnamese High Technology companies in December 2019;
- Acting as co-arbitrator in arbitration proceedings conducted under VIAC Rules in relation to disputes arising from a marine insurance policy between a shipping joint-stock company and an insurance company in December 2019;
- Etc.

Academic and Professional Qualifications

<p>14th April 2009</p>	<p>Certificate of Passing the Chartered Institute of Arbitrators Award Writing Examination with a mark of 79% organised by School of International Arbitration, Queen Mary, University of London (UK) in conjunction with Chartered Institute of Arbitrators (CIArb)</p>
<p>1st November 2008</p>	<p>LL.M in Comparative and International Dispute Resolution issued by School of International Arbitration, Queen Mary, University of London (UK)</p> <ul style="list-style-type: none"> ▪ LL.M Thesis: <i>“An Attempt to Identify the Essential Characteristics of Major Regional Arbitration Institutions and New Trends in the Asia – Pacific Region”</i>. ▪ Advisor: Prof. Loukas A Mistelis, LLB, MLE, Dr Iuris, MCIArb, Advocate Clive M Schmitthoff Professor of Transnational Commercial Law and Arbitration, Director of School of International Arbitration, Centre for Commercial Law Studies, Queen Mary, University of London. ▪ LL.M Modules <p style="margin-left: 40px;">QLLM043 INTERNATIONAL AND COMPARATIVE COMMERCIAL ARBITRATION</p> <p style="margin-left: 40px;">by Professor Dr Julian D M Lew, QC, Professor Dr Loukas Mistelis and Mr Stavros Brekoulakis.</p>

	<p>QLLM051 INTERNATIONAL COMMERCIAL LITIGATION by Professor Ian F Fletcher (UCL), Professor Dr Loukas Mistelis and Mr Stavros Brekoulakis.</p> <p>QLLM064 INTERNATIONAL TRADE AND INVESTMENT DISPUTE SETTLEMENT by Professor Loukas Mistelis, Ms Norah Gallagher and Dr Joanna Gomula.</p> <ul style="list-style-type: none"> Visiting Module: Alternative Dispute Resolution (ADR) by Professor Loukas Mistelis and Mr Christopher Newmark (Spenser Underhill Newmark LLP)
11 th April 2002	Practising Certificate issued by Minister of Justice of Vietnam
18 th March 1997	Certificate of Attendance for the Ministry of Justice's course for training practising skills of lawyers
1996	Certificate of Attendance for Galbraith's Shipping Course, UK
25 th September 1990	<p>LL. B issued by Hanoi University of Law, Vietnam.</p> <ul style="list-style-type: none"> LLB Thesis: <i>"The application of injunctions provided in the Criminal Proceeding Code of Vietnam"</i>. <p>(Supervisor: Mr Nguyen Ngoc Huyen, PhD, former Deputy Rector of Judicial Academy of Vietnam.)</p>
Private Practice	
13 th July 2018 to date	Director of ADR Vietnam Chambers LLC, a new platform for Full Time Independent Arbitrators and Mediators in Vietnam.
15 th December 2011 – to 28 th December 2017	Managing Partner of Dzungst & Associates LLC
18 th May 2004 – 15 th December 2011	Managing Partner of Dzungst & Associates, a boutique shipping and ADR law firm with offices in Hanoi and Hochiminh city, Vietnam: Acting as the sole partner to manage and administer legal practice of lawyers
May 2000 – May 2004	Managing Director of Independent Consultants Co., Ltd in Hanoi, Vietnam: Managing and administering legal consultancy services of lawyers
July 1998 – February 2000	Admitted to be Barrister of Bar Association of Thai Binh province, Vietnam
October 1997 – July 1998	Independent Legal Consultant of Sinclair Roche & Temperley ("SRT"), a London shipping law firm: Advising SRT on all aspects of maritime law of Vietnam

March 1997 – September 1997	Trainee Lawyer of Sinclair Roche & Temperley, a London shipping law firm operated in Vietnam: Assisting SRT's lawyers to advise international clients on business transactions involving Vietnam
1994 – February 1997	Vietnamese Legal Consultant of Sinclair Roche & Temperley's representative offices in Hanoi and Hochiminh city, Vietnam: Assisting SRT's lawyers to advise international clients on a business transaction involving Vietnam
Policy Making and Advisory	
3 rd July 2018 – 15 th September 2018	Short Term Technical Consultant at Vietnam Governance for Inclusive Growth Program (GIG): working with a US retired judge to provide a training workshop on mediation skills for judges of the Supreme People's Court of Vietnam
July 2016 – February 2017	Short Term Technical Consultant at Vietnam Governance for Inclusive Growth Program (GIG): working with a US retired judge to provide a training workshop on New York Convention 1958 for the Supreme People's Court of Vietnam
April 2015 – December 2018	Local Consultant for advisory services in alternative dispute resolution for IFC, a member of the World Bank Group: working with international consultants to design a Bench Book for Supreme People's Court of Vietnam in the settlement of court cases involving mediation and arbitration matters
February 2014 – February 2017	Member of <u>Editorial Team of the Ministry of Justice of Vietnam's Drafting Board of Governmental Decree no. 22/2017 on Commercial Mediation in Vietnam</u> : drafting the first legislation on commercial mediation in Vietnam.
14 th July 2010 – 29 th July 2015	Member of Policy Making Board of the Ministry of Justice's Project No. 123 to establish a professional training centre for lawyers meeting international economic integration, a division of Judicial Academy: drafting and commenting on the training program specially designed for international commercial lawyers in Vietnam
23 rd June 2010 – 28 th July 2011	Member of the Drafting Committee of the Ministry of Justice of Vietnam ("MOJ") which is tasked with drafting Governmental Decree no. 63 guiding the application of new arbitration law 2010 replacing the previous legislation on arbitration in 2003
December 2008 – 17 th June 2010	Member of the Standing Editorial Board of the Drafting Committee of the Arbitration Law of the Vietnam Lawyers Association ("VLA"), which was tasked with drafting the new arbitration law 2010 replacing the previous legislation on arbitration in 2003

28 th August 2006 – 31 st December 2011	Co-Founder, Vice-President and Arbitrator of the Pacific International Arbitration Center ("PIAC"), a not for profit alternative dispute resolution organisation in Hochiminh city, Vietnam: Acting as one of 10 board members and vice-president of PIAC to plan, manage and administer the operation of the arbitration centre
01 st March 2010 – 30 th April 2010	Member of Transportation Group of The Prime Minister's Special Task Force on Administrative Reform ("Project 30") which was assigned in reviewing administrative formalities in maritime activities
01 st March 2000 – 30 th April 2000	Expert of Vietnam National Maritime Administration ("Vinamarine") of Ministry of Transportation ("MOT") of Vietnam in Hanoi: Acting as an assistant to the Chairman of Vinamarine in the field of international co-operation on maritime administration
August 1995 – October 1995	National Legal Consultant of UNCTAD's project for multi-mode transports in Vietnam: Advising UNCTAD's experts on transport law of Vietnam
1993-1994	Assistant to Director of Center for science study and international co-operation of State Economic Arbitration of Vietnam (now restructured as Economic Tribunal of Supreme People's Court of Vietnam): Assisting Director to study new law and promote international co-operation with international institutions
Membership of Professional Associations	
24 th September 2018 to date	Ambassador (Vietnam) at the International Dispute Resolution and Risk Management Institute (IDRRMI) of Hong Kong;
18 th September 2018 to date	International Mediator on the Panel of Japan International Mediation Center (JIMC Kyoto);
3 rd September 2018 to date	Fellow of Asian Institute of Alternative Dispute Resolution (AADR) of Malaysia;
4 th July 2018 to date	Member of Mediation Committee of International Bar Association("IBA")
01 st July 2018-30 th June 2021	Vietnamese Member of the International Court of Arbitration of the International Chamber of Commerce (ICC) and ICC Commission on Arbitration and ADR for the 2 nd term of office: 2018-2021
1 st June 2018 – to date	Listed on the Panel of International Arbitrators of Korean Commercial Arbitration Board (KCAB)
28 th May 2018 –	Deputy Director of Vietnam Mediation Center (VMC), a division of Vietnam

31/12/2019	International Arbitration Center (VIAC);
18 th August 2017 – to date	Arbitrator on the Panel of Arbitrators of the Vietnam International Arbitration Center (VIAC)
27 th June 2017 – 30 th June 2018	Member of the International Council for Commercial Arbitration (ICCA).
01 st July 2017 – 30 th June 2018	Vietnamese Member of the International Court of Arbitration of the International Chamber of Commerce (ICC) and ICC Commission on Arbitration and ADR for the first term of office: 2017-2018.
18 th April 2017 – to date:	Senior International Mediation Expert of Mainland-Hong Kong Joint Mediation Center.
16 th March 2012 – 21 st August 2017	Member of Research Council of The Vietnam International Arbitration Center (VIAC) at The Vietnam Chamber of Commerce and Industry (VCCI): researching on arbitration matters for guiding arbitral tribunals to apply VIAC's Rules of arbitration
March 2014 – Present	<ul style="list-style-type: none"> ▪ Member of Arbitration Committee of International Bar Association("IBA"). ▪ <u>IBA's Asia Pacific Arbitration Group (APAG): Member of The Working Group 1 on Harmonizing Arbitration Laws in the Asia Pacific Region</u> ▪ Member of Bar Association of Hanoi, Vietnam.
21 st April 2009 – Present	Graded Member of the Chartered Institute of Arbitrators (MCI Arb), East Asia Branch.
Professional Awards	
2020	Leading lawyer in the Dispute Resolution Practice by The Legal 500 Asia Pacific 2020.
2017	Leading dispute resolution lawyer in Chambers Asia Pacific 2017 Guide.
2016/2017	Market-leading lawyer in dispute resolution & litigation, shipping, maritime & aviation in Asia law Profiles 2016/2017 Edition
2014/2015 /2016/2017	Recommended Lawyer for Vietnam Jurisdiction in the International Who's Who of Transport /Shipping Lawyers
2014/2015 /2016/2017	Leading lawyer in the Dispute Resolution Practice by The Legal 500 Asia Pacific
2009/2010/2011	Recommended Lawyer for Vietnam Jurisdiction in the International Who's

	Who of Shipping & Maritime Lawyers
2003/2004	<i>“Recommended Dispute Resolution Practitioner in Vietnam”</i> by Practical Law Company’s Global Counsel 3000
10/06/2010	Vietnam Lawyers Association’s Award for active involvement in the drafting process of law on commercial arbitration in 2010.
2002	Annual Conference of Bar Association of Thai Binh province, Vietnam: <i>“Award for Significant Contribution to the Successful Development of Legal Practice”</i> by the local government of Thai Binh province
Academic Position	
03 rd February 2009 to date	Visiting Lecturer on Arbitrating and Mediating Skills at the Judicial Academy of the Ministry of Justice of Vietnam
03 rd October 2009 to July 2011	Visiting Lecturer on International Commercial Arbitration course at the Diplomatic Academy of Vietnam (“DAV”) of the Ministry of Foreign Affairs of Vietnam
1991-1993	Law Lecturer of school for training arbitrators of State Economic Arbitration (now restructured as the Academy of Court of Supreme People’s Court of Vietnam): rendering lectures in the field of contract law and commercial dispute resolution
Publications	
<ul style="list-style-type: none"> ▪ Co-author: <i>“Law and Regulations of Commercial Arbitration of Nations and International Arbitrations”</i> (4 volumes) published by Publishers of Hochiminh City in 1993. ▪ Co-author of Vietnam Chapter of Getting the Deal Through 2012 & 2013 editions – published by Law Business Research Ltd in 2012, 2013 & 2014. ▪ Co-author of Vietnam Chapter of ICCA Handbook published by Permanent Court of Arbitration, The Hague, The Netherlands in October 2012-2017 (updated annually). ▪ Co-author of Vietnam Chapter of World Arbitration Reporter, Second Edition – International Encyclopedia of Arbitration Law and Practice published by JurisNet LLC of New York (USA) in 30th November 2012-2017 (updated annually). ▪ Co-author of <i>“Recognition And Enforcement Of Foreign Arbitral Award In Vietnam: Review Of Recent Decision Of The Vietnamese Courts”</i> in the February 2014 edition of IBA Arbitration News. ▪ Co-Author: <i>“New Supreme Court’s Guidance of Law on Commercial Arbitration of Vietnam - A Pro-arbitration Perspective”</i> published by Arbitration Watch in July 2014. ▪ Co-author of Vietnam Chapter in IBA Country Guide published in the official of IBA (Ed. Lawrence Schaner, Jenner & Block LLP, Chicago and David Arias, Arias SLP, Madrid) in 	

September 2014.

- Co-author of “*Vietnam - An Arbitration-friendly Seat*” published by Young Arbitration Review (19th Edition) (October 2015)
- Co-author of Vietnamese Chapter in The Asia-Pacific Arbitration Review (GAR) published by Law Business Research Ltd (UK) in 2016 & 2017 (updated annually).
- Co-author of Vietnam Arbitration Report of International Commercial Arbitration: An Asia Pacific Perspective (2nd edition) to be published by Kluwer.
- Co-author of National report on the *public policy* exception in New York Convention published by IBA Sub-Committee on Recognition and Enforcement of Awards (2016).
- Co-author of National report on 2016 Research Project: Comparative Study of ‘*Arbitrability*’ under the New York Convention published by IBA Sub-Committee on Recognition and Enforcement of Awards.
- Co-author of “*International Investment Dispute Resolution in Vietnam: Opportunities and Challenges*” in Julien Chaisse and Luke Nottage (eds.) “*International Investment Arbitration in Southeast Asia*” published by Journal of World Investment & Trade 18, Volume 8 (2017);
- Co-author of “*Investor-State Dispute Resolution Mechanism under EU Vietnam Free Trade Agreement*” in Mahdev Mohan & Chester Brown (Eds) “*Regulation & Investment Disputes: Asian Perspectives*” to be published by Cambridge University Press (CUP).
- Co-author of “*DZUNGSRT & ASSOCIATES’ INSIGHT AND EXPERIENCE ON ARBITRATION AND ADR IN VIETNAM*” in the English version and “*International Commercial Dispute Resolution in Vietnam*” in Vietnamese version which is published in the form of an e-book by Dzungsr & Associates LLC in November 2016 in Vietnam;
- Co-author of “*Judicial Manual on Arbitration and Mediation*” co-edited by IFC of the World Bank Group and Supreme People’s Court of Vietnam, published by Youth Publisher in 2017.
- Author of “*Chapter 12: Advocacy skills in international arbitration*” in the textbook titled “*Consultancy skills and alternative dispute resolution skills for lawyers*” co-edited by Dr Nguyen Thi Van Anh and Nguyen Thi Minh Hue published by Judicial Academy of Vietnam (Ministry of Justice) in December 2018.

Seminars’ attendances

17 th December 2019	Grand Opening Ceremony of KCAB International’s Representative Office in Hanoi
18 th October 2019	3 rd Annual GAR Live at Vienna International Arbitral Centre in Vienna, Austria.
22-27 th September 2019	IBA Annual Conference in Seoul, Korea
21 st September	Seoul ICC Commission on Arbitration and mediation Meeting in Seoul,

2019	Korea.
20th September 2019	8th Asia Pacific ADR Conference in Seoul, Korea
20th September 2019	Grand Opening Ceremony of Japan International Mediation Center (JIMC) in Kyoto, Japan.
7-9th October 2018	IBA Annual Conference in Rome, Italy.
6th October 2018	ICC Commission on Arbitration and ADR - Meeting in Rome, Italy.
17th September 2018	Supreme People's Court's conference on 3 years to develop "Precedent" in the court system in Ho Chi Minh City.
27th – 28th June 2018	4th ICC Asia Conference in Hong Kong
22nd June 2018	Conference on prevention and minimize international investment disputes co-organised by the Ministry of Planning and Investment and the Ministry of Justice in Ho Chi Minh City.
15 th - 18 th April 2018	24 th ICCA Congress in Sydney, Australia
26 th – 27 th September 2017	12 th ICC New York Conference
09 th September 2017	Workshop on commercial and investment disputes between foreign legal entities and individuals with the Government of Vietnam jointly organized by Vietnam Business Lawyers Club (VBLC) and Vietnam Society of International Law (VSIL) in Ho Chi Minh City.
30 th June 2017	3 rd ICC ADR Conference in Singapore
6 th June 2017	"Benefits and Challenges of Using ADR in Banking Disputes" co-organised by IFC and VIAC in Hanoi on 6 th June 2017.
24 th November 2016	Chair of Stream 2: "Application of the CISG in International Commercial Arbitration" in 2016 UNCITRAL Vietnam Workshop: "Harmonisation of Trade Law and Outlook for Practitioners in ASEAN" in Hanoi, Vietnam
3 rd March 2016	APAG Meeting at Shanghai and APAG working Group member meeting, Shanghai, China
6 th -7 th September 2015	Taipei International Conference on Arbitration and Mediation, Taiwan

20 th November 2014	Korea: 3 rd Annual International Arbitration Summit in Seoul, Korea
19 th November 2014	Changes and Challenges: Main Issues of Recent Arbitration Regimes in Korea and Asia-Pacific' in Seoul, Korea
19 th - 24 th October 2014	The 2014 IBA annual conference in Tokyo, Japan
6 th June 2014	SIAC Congress 2014
31 st March 2014	ICC Mediation Rules Launch in Sydney, Australia
21 st -24 th October 2013	Hong Kong Arbitration Week, Hong Kong
28 th September 2009	International Seminar on the Draft of Arbitration Law of Vietnam held by Maison du Droit Vietnamo-Française
29 th - 30 th September 2008	International Workshop on Law on Commercial Arbitration co-organised by Vietnam Lawyers Association and UNDP
15 th - 16 th September 2008	International Workshop on international commercial arbitration – Arbitral Decision and Award Writing Skills co-organised by VCCI and Danida Project
2005	International Bar Association (“IBA”), Law Firm Management Committee in association with All China Lawyers Association’s seminar on “ <i>Managing a Modern Law Firm for Profit and Success</i> ” held in Beijing, China on 1 st November 2005
1995	Escap/Unctad/Bimco’s Seminar on “ <i>Charter Parties and Ship Finance</i> ” held in Bangkok, Thailand from 30 th October – 3 rd November 1995
1994	The Lawasia, Energy Section International Conference – “ <i>Energy update in the Asia/Pacific region</i> ” held in Manila, the Philippines on 23-27 October 1994
Invited Conference Presentations	