

PETER J. PETTIBONE

Home



Peter Pettibone is an independent arbitrator and mediator with over 40 years of international law firm expertise across a wide range of corporate and commercial matters.

His practice as an international arbitrator and mediator involves resolving disputes between companies, including state-owned companies, in Russia, Ukraine and other parts of the former Soviet Union and companies in Europe, the United States and Asia.

Mr. Pettibone practiced law as a corporate attorney from 1967 to 2010 and was the managing partner of the Moscow offices of three international law firms from 1991 to 2010.

He is a U.S. national, based in New York, and a Russian speaker.

Office Address

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Websites

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ABOUT

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Employment History

- Hogan Lovells, retired partner, New York, 2010 – present
- Hogan & Hartson, partner, New York and Moscow, 2000 – 2010
- Patterson Belknap Webb & Tyler, partner, New York and Moscow, 1994 – 1999
- Lord Day & Lord, Barrett Smith, partner, New York, 1974 – 1994 and Moscow, 1991 – 1994
- Cravath, Swaine & Moore, associate, New York, 1967 – 1974
- US Army, Captain, staff officer, US Army Headquarters, Heidelberg, Germany, 1965 – 1967

Education

- Princeton University, AB 1961, summa cum laude, Phi Beta Kappa
- Harvard Law School, JD 1964
- New York University School of Law, LL.M. 1971

Bar Admissions

- New York (active)
- District of Columbia (inactive)
- Pennsylvania (inactive)
- United States Supreme Court

Board Positions

- Mr. Pettibone is a founding member of the Board of Directors of the US-Russia Business Council (USRBC), and was a member of its Executive Committee, chair of its Compensation Committee and its outside general counsel from 1993 to 2009. He is now an Honorary Director of the USRBC.
- Mr. Pettibone was counsel to the US-USSR Trade and Economic Council from 1974 to 1992.
- Mr. Pettibone was co-chair of the Investment Committee of the American Chamber of Commerce in Russia (AmCham) from 2000 to 2010.
- Mr. Pettibone was a member of the Board of Directors of the International Tax and Investment Center (ITIC) from 1993 to 2009.

Professional Memberships

- Member, Council on Foreign Relations
- Member, International Council for Commercial Arbitration (ICCA)
- Member, American Bar Association (ABA), Section on Dispute Resolution
- Member of the steering committees for eleven annual conferences on dispute resolution sponsored by the ABA and held in Moscow. 2009-2019
- Member, New York State Bar Association, Dispute Resolution Section
- Member, New York City Bar Association and its Arbitration Committee
- Member, CPR's Arbitration Committee and its Rules Revision Task Force
- Member, International Arbitration Club of New York
- Member, New York International Arbitration Center (NYIAC)

Other Affiliations

- Class President, Princeton University Class of 1961
- President, The Anglers Club of New York
- Member, New York Yacht Club and Shelter Island Yacht Club
- Member, The Century Association, New York

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ARBITRATION AND MEDIATION EXPERIENCE

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Arbitration Experience

- Mr. Pettibone is a Fellow of the Chartered Institute of Arbitrators (FCIArb).
- He has arbitrated international commercial cases in New York, Stockholm, Moscow and Kyiv.
- He has served as tribunal chairman in New York, Stockholm, Moscow and Kyiv, party-appointed arbitrator in Stockholm, Moscow and Kyiv and as sole arbitrator and emergency arbitrator in New York.
- The institutions under whose arbitration rules he has arbitrated cases are: UNCITRAL, AAA, ICDR, the Arbitration Institute of the Stockholm Chamber of Commerce (SCC), the Russian Union of Industrialists and Entrepreneurs (RSPP), ICAC attached to the Russian Chamber of Commerce and Industry and ICAC attached to the Ukrainian Chamber of Commerce and Industry.
- Mr. Pettibone interfaces well with arbitrators from civil law jurisdictions.
- His approach emphasizes processes that are efficient and cost effective.
- He has been trained in the use of video conferencing technology and techniques to conduct hearings on a virtual or remote basis.

Some of his recent cases have included

- Party-appointed arbitrator in a Ukrainian Chamber of Commerce (ICAC Ukraine) arbitration involving a dispute between a Russian chemicals producer and a Ukrainian pipeline company (in Russian)
- Party-appointed arbitrator in a Stockholm Chamber of Commerce (SCC) arbitration involving a dispute between a Western supplier of equipment and a Ukrainian state-owned company (in English)
- Chairman of an ICAC Ukraine arbitration involving a dispute over the ownership of a winery in Crimea (in Russian)
- Party-appointed arbitrator in a Russian Chamber of Commerce (ICAC Russia) arbitration involving a dispute under an acquisition agreement between a large Russian industrial company and sellers who sold shares to the Russian company (in Russian)
- Chairman of an SCC arbitration involving a dispute between an Eastern European supplier of equipment and a large Russian industrial company (in Russian)
- Chairman of an SCC arbitration involving a construction contract dispute between a Western retail operation doing business in Russia and a Chinese state-owned construction company (in English)
- Sole arbitrator in several International Centre for Dispute Resolution (ICDR) arbitrations in New York brought by an American franchisor to enforce rights under franchise agreements with international franchisees (in English)
- Sole arbitrator in an ICDR arbitration in New York involving a dispute between a New York construction company and an entity in China over the payment of finders fees

Mediation Experience

- Mr. Pettibone is an accredited mediator by the Centre for Effective Dispute Resolution (CEDR). He has been trained as a mediator by CEDR, by the New York State Bar Association Dispute Resolution Section and by CPR.
- He is a Special Master at the Appellate Division, New York State Supreme Court, First Department, is on the roster of mediators at the Commercial Division of the New York State Supreme Court, and he has successfully mediated cases in both courts.
- He has conducted mediations on a virtual or remote basis using video conferencing technology and techniques.

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LEGAL EXPERIENCE

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Mr. Pettibone's experience as a corporate lawyer from 1967 to 2010 included:

Corporate Matters

- Public offerings and private placements
- Securities matters
- Share Purchase Agreements
- Merger & Acquisition Agreements
- Shareholder Agreements and Joint Venture Agreements, including agreements where the state or a state-controlled entity is a party
- Advising on Minority Shareholder Rights
- Supervising corporate Due Diligence investigations
- Advising on Corporate Governance issues
- Forming off-shore holding company structures

Employment Matters

- Drafting and negotiating Employment Agreements and, on behalf of the employer, resolving disputes between the employer and the employee

Franchise Agreements and Distributorship Agreements

- Drafting and negotiating Franchise Agreements and Distributorship Agreements and advising on related trademark issues

Construction and Real Estate Matters

- Counsel to the American partners in the Joint Venture with Intourist to construct, develop and operate the Radisson Slavyanskya Hotel and Business Center in Moscow
- Represented two foreign governments in acquiring real estate in Moscow for their embassies

Space Law

- Mr. Pettibone represented the first three space tourists — Dennis Tito, Mark Shuttleworth and Greg Olsen — in their successful negotiations with the Russian Space Agency to fly to the International Space Station on Russian Soyuz spacecraft.

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PUBLICATIONS AND SPEECHES

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Mr. Pettibone's recent publications and speeches include:

- Author of the article "The Prague Rules on the Efficient Conduct of Proceedings in International Arbitration: are they an Alternative to the IBA Rules on the Taking of Evidence in International Arbitration?", [Asian Dispute Review](#), January, 2019
- Author of the article "Russia's Comprehensive Arbitration Reforms", [NYSBA New York Dispute Resolution Lawyer](#), Vol. 10, No. 1 (Spring 2017).
- Author of the article "The Scope of the Public Policy Exception to the Recognition and Enforcement of Foreign Arbitral Awards in Russia", [The American Review of International Arbitration](#), Vol. 25, No. 1 (2014)
- Author of the article "The Nonarbitrability of Corporate Disputes in Russia", [Arbitration International](#), Vol. 29, No. 2 (2013).
- Speaker on the uses of 28 USC Section 1782 in international arbitration, at the Forriep law firm, Geneva, February 2019.
- Speaker on the uses and benefits of American-style cross examination of fact and expert witnesses, at the Russian Arbitration Association IV Annual Conference in Moscow, April 2017.
- Chair of panels on current issues in arbitration, at the American Bar Association Conferences on Dispute Resolution held in Moscow in 2013, 2014, 2015, 2017, 2018 and 2019.
- Speaker on the limits of business confidentiality and the attorney-client privilege in Russia, at the US-Russia Business Council annual meeting in Houston, Texas, October 2013.
- Speaker on the topic of State Immunity, at the III St. Petersburg Legal Forum in May 2013.

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