

J. BRIAN CASEY

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Mr. Casey has over 40 years of experience in commercial dispute resolution. He is a former Principal of Baker & McKenzie International and a former Chair of the Firm's North American Disputes Group.

Mr. Casey received a Bachelor of Engineering degree from Carleton University and graduated magna cum laude with his LL.B. from the University of Ottawa. He was called to the Bar of Ontario in 1976. He has practiced at all levels of the courts in Canada, including the Supreme Court of Canada.

Mr. Casey also holds an LL.M. in international business law from York University, having focused his studies on international commercial arbitration. In 1995 he was designated a Fellow of the Chartered Institute of Arbitrators. In 2012 he formed Bay Street Chambers to focus exclusively on his practice as an independent arbitrator.

During his career, Mr. Casey has been retained as sole arbitrator, chairman of the tribunal, or as co-arbitrator in numerous commercial arbitrations both ad hoc and institutional under the auspices of the LCIA, ICC, ICDR, VanIAC, and ICSID. Many of his cases involve technical or scientific issues.

Mr. Casey is listed in tier 1 in *Chambers Global*, in *Euromoney's Guide to the World's Leading Experts in Commercial Arbitration* and in *Who's Who Legal* as a Thought Leader. He is an

adjunct professor at the University of Toronto Law School and is on the Council of the American Arbitration Association. He is Chair of the Canadian Advisory Committee to the ICDR.

Mr. Casey is the author of *Arbitration Law of Canada: Practice and Procedure*, a leading text on arbitration and frequently quoted by the courts in Canada, including the Supreme Court of Canada. He is a contributor to *International Arbitration Checklists* (Juris), *Alternative Dispute Resolution*, (Aspatore Books), *Arbitration World* 4th Ed. (Sweet & Maxwell), the *Ultimate Corporate Counsel Guide*, (CCH), *A Practitioner's Guide to Commercial Arbitration*, (Irwin), *Jura Novit Curia in International Arbitration*, (Juris), and the Canadian sections of *World Arbitration Reporter* and *Chambers International Arbitration Guide*.

Representative arbitrations as arbitrator:

- Co-arbitrator in a joint venture contract dispute between oil companies (LCIA)
- Sole arbitrator in international licence dispute regarding IP rights (ICDR)
- Chair of the tribunal in a gas pipeline dispute (ICC)
- Co-arbitrator in an investor/state dispute regarding road construction (ICSID)
- Co-arbitrator in a right of first refusal contract case regarding merchandizing rights (ICDR)
- Sole arbitrator in a law partnership dissolution dispute. (ad hoc)
- Co-arbitrator in a satellite contract dispute (LCIA)
- Co-arbitrator in a mining equipment dispute (ad hoc)
- Chair of the tribunal in a marine docking dispute (ICC)
- Sole arbitrator in a computer software installation and warranty dispute. (ICDR)
- Emergency Arbitrator regarding a franchise agreement in the entertainment field (ICDR)
- Chair in a power purchase dispute (ad hoc)
- Chair in a share purchase dispute involving a government owned mining company (LCIA)
- Chair in a semiconductor design and manufacturing dispute (ICC)
- Co-arbitrator in an investor/state construction dispute (ICC)
- Chair in a technology licence dispute (LCIA)
- Chair of the tribunal in a dispute involving representations and warranties in a share purchase agreement regarding an international hotel chain. (ad hoc)
- Chair of the tribunal in a U.S. government procurement dispute (ICC)

- Chair of the tribunal in a breach of warranty claim concerning installation of pulp and paper manufacturing equipment. (ad hoc)
- Sole arbitrator in a publishing and merchandizing licence dispute. (ICDR)
- Chair in an M&A price adjustment dispute regarding retail stores (LCIA)
- Co-arbitrator in a construction delay claim. (ad hoc)
- Sole arbitrator in a joint venture land development dispute. (ad hoc)
- Co-arbitrator in an energy pricing dispute (ad hoc)
- Chair in an M&A Share purchase dispute (ICDR)
- Co-arbitrator in a breach of warranty claim concerning installation of mining equipment. (ad hoc)
- Co-arbitrator in a royalty dispute respecting oil and gas deposits (ad hoc)
- Chair in a petrochemical producer and refiner dispute (ICC)
- Co-arbitrator in a wind farm lease dispute (ad hoc)
- Chair in a foreign investment consulting agreement dispute (ICC)
- Emergency Arbitrator regarding an international licensing dispute in the publishing field (ICDR)

Mr. Casey has lectured and delivered numerous papers in North America, Latin America, Europe and Australia on various aspects of commercial arbitration. Papers and speeches include:

- Setting Aside: Excess of jurisdiction or Error of Law? – Canadian Journal of Commercial Arbitration
- Third party funding issues in arbitration- Juris Leading Arbitrators Seminar, Vienna
- Update on Foreign Investment Disputes – University of Houston lecture
- Non-Party intervention in Arbitration – LCIA Seminar, London
- International Multi-Party Arbitrations – IBA Seminar, Melbourne
- Drafting Inter-Cultural Arbitration Agreements – The Center for American and International Law Seminar, Dallas
- Drafting International Arbitration Clauses – AAA/ICDR Seminar, Miami

- The Implication of National Laws in the Application of the New York Convention – ICC Seminar, Caracas
- Managing Cultural Differences in International Arbitration – Juris Leading Arbitrators Seminar, Vienna
- Assessment of Damages in Investor State Arbitrations- the View from the Tribunal –Juris Damages Conference, Washington DC.
- Recent developments in arbitrating disputes in Oil & Gas Production Sharing Contracts – ICC Conference, Houston
- Recent update of arbitration in the Americas - ICDR Seminar, Miami
- Expert evidence in Arbitrations and Court – ADR Institute of Canada, Calgary
- Arbitration Advocacy – The Advocates Society, Toronto
- Update on ICDR Canada Rules for Oil & Gas Dispute Resolution- AIPN, Calgary
- NAFTA Chapter 11: What’s the Fuss – Canadian Corporate Counsel Association article
- Strategic Considerations in Arbitrations under NAFTA and Bilateral Investment Treaties – McGill University lecture

For more information, please go to www.caseyarbitration.com