#### SOLOMON EBERE

# Attorney at Law / Avocat a la Cour solomon.ebere@dwf.law +44 (0)7566774294

20 Fenchurch Street, EC3M 3AG London, U.K.

PROFESSIONAL EXPERIENCE	
<b>DWF Law LLP</b> , London, U.K. Partner, International Arbitration	Sept. 2022 – to date
Omnia Strategy LLP, London, U.K. Of Counsel, International Arbitration	Oct. 2017 – Sept. 2022
Herbert Smith Freehills, London, U.K. Mid-level Associate (Locum), Disputes	Oct. 2016 – Sept. 2017
<b>Derains &amp; Gharavi,</b> Paris, France Mid-level Associate, International Arbitration	July 2014 – July 2016
<b>Schellenberg Wittmer,</b> Geneva, Switzerland Junior Associate, International Arbitration	Apr. 2012 – Apr. 2014
Shearman & Sterling, Paris, France Intern, International Arbitration	Nov. 2011 – Feb. 2012
Sussman ADR LLC, New York, U.S.A International Arbitration Law Clerk	Sep. 2010 – Oct. 2011
Freshfields Bruckhaus Deringer, Paris, France Intern, International Arbitration	May 2009 – July 2009

# SELECTED CASES AS COUNSEL

## **Investment Treaty Arbitration**

- Representing UK investors against Tanzania over the alleged expropriation of a power plant; amount in dispute in excess of US\$ 300 M (ICSID);
- Representing The Gambia in three parallel proceedings commenced by UK investors over the alleged expropriation of oil blocks; amount in dispute in excess of US\$ 500 M (ICSID);
- Representing Ukrainian investors against North Macedonia regarding a mining concession; amount in dispute in excess of US\$ 300 M (ICSID);
- Representing US investors against Croatia over the alleged expropriation of a resort hotel; amount in dispute in excess of US\$ 100 M (ICSID);
- \* Representing a US investor against Kazakhstan over the alleged expropriation of an oil concession; amount in dispute in excess of US\$ 1 Bln.(ICSID);
- Representing a Turkish investor against Turkmenistan over the termination of a plethora of construction contracts; amount in dispute of US\$ 300 M (ICSID);
- Representing an U.A.E. investor against Gabon regarding a mining concession; amount in dispute in excess of US\$ 300 M (UNCITRAL, OIC);
- Representing a Tunisian investor against Gabon regarding the construction of residential units in the suburbs of Libreville; amount in dispute in excess of US\$ 150 M (UNCITRAL, OIC);
- Representing Iranian investors against South Korea over the investors' failed attempt to buy a subsidiary of the Daewoo Group; amount in dispute in excess of US\$ 100 M (UNCITRAL);

#### **International Commercial Arbitration**

- Representing an Anglophone Southern African State against a Dutch investor over the termination of a power purchase agreement; amount in dispute in excess of US\$ 450 M (ICC);
- Representing a Nigerian oil company in two parallel proceedings and related English court proceedings brought by an oil major and its lenders; amount in dispute in excess of US\$ 900 M (ICC);
- Representing a French-German consortium against a Finnish utility company over the construction of a nuclear power plant in Finland; amount in dispute in excess of US\$ 4 Bln. (ICC);
- \* Representing a Spanish EPC contractor against a Saudi intermediary relating to the development of several projects in the energy sector; amount in dispute in excess of US\$ 100 M (ICC);
- Representing a U.K. investor against an East African State regarding the termination of a power project; amount in dispute in excess of £30 M (LCIA);
- Representing a Nigerian investor against an Anglophone West African State regarding the termination of a performance agreement in the power sector; amount in dispute in excess of US\$ 200 M (LCIA);
- \* Representing a Swiss trading company against one of its customers for the payment of monies due under several sales contract; amount in dispute in excess of EUR 30 M (Chambre Arbitrale de Paris).

# Commercial Diplomacy, Settlement Negotiations & Strategic Communications

- \* Representing an Anglophone Southern-African State during the renegotiation of mining agreements and providing communications advice regarding the same.
- \* Representing US investors in negotiations with Croatia regarding their investment in the hospitality sector.
- \* Representing an Anglophone West-African State during the renegotiation of contracts in the energy sector entered into by the previous administration, and providing communications advice regarding the same;
- Representing an Anglophone West African State during negotiations with a consortium of international companies regarding a shareholding dispute, and providing communications advice regarding the same;
- \* Representing a South African Bank during negotiations with an East-African State over its investment in the banking sector;
- Representing a group of Indian investors during negotiations with a Francophone West African State regarding their investment in the mining sector;
- \* Representing an Indian investor during negotiations with an Anglophone West African State regarding his investment in the mining sector;
- Providing market-entry advice to an Indian investor in his negotiations with a Francophone Central African State regarding his investment in the mining sector;
- \* Representing a Turkish conglomerate during its negotiations with a Nigerian award-debtor;
- Providing communications advice to a high-profile Nigerian figure regarding several ongoing trade wars in the oil & gas, and power sectors.

### Public International Law, Treaty Negotiations and Foreign Sovereign Immunities Act

- ❖ Boundary dispute between two Latin-American States (ICJ);
- ❖ Legal advice regarding the issue of consent in forced marriages (Special Court of Sierra Leone);
- Legal advice regarding treaty negotiations (RTAs, FTAs and BITs) and planning of several capacity building projects in the Maghreb, Pakistan and West Africa (US Department of Commerce);
- ❖ Foreign Sovereign Immunities Act claim brought by Holocaust survivors against France over the role of the SNCF in the deportation of Jews and taking of their property (S.D.N.Y) (US Federal law).

#### SELECTED CASES AS SECRETARY TO THE TRIBUNAL

- ❖ Dispute between an Italian gas distributor and a Swiss company regarding gas distribution; amount in dispute in excess of US\$ 200 M (ICC);
- ❖ Dispute between a Lebanese manufacturer and a Saudi buyer over the alleged breach of a sales contract in the steel industry; amount in dispute in excess of US\$ 150 M (ICC);
- ❖ Dispute between two Middle Eastern companies over the alleged breach of a sales agreement in the steel industry; amount in dispute excess of US\$ 100 M (Swiss Rules);
- ❖ Dispute between UK investors and a Swiss trading company over the alleged breach of a referral agreement in the financial sector; amount in dispute in excess of US\$ 100 M (Swiss Rules);
- ❖ Dispute between a US company and a Kuwaiti company over the alleged breach of a stock purchase agreement over the development, manufacturing and marketing of an oil-processing centrifuge; amount in dispute in excess of US\$ 50 M (AAA/ICDR);
- ❖ Dispute between two US companies over the alleged breach of a long term purchase agreement in the airline industry (AAA mediation).

## SELECTED SPEAKING ENGAGEMENTS

- "Lusophone Africa: Investment Protection an Sustainability in Angola and Mozambique in a Post-Covid, Energy Transition World", London International Disputes Week, May 2022
- "Procedural Aspects of Investor-State Arbitration and Challenges of Arbitral Awards", AIIL-AfAA Workshops (in English and French), March –April 2022
- "Sanctions How to Keep Parties and Arbitrators in Line", ICC-YAF Webinar, February 2022
- "Planning for Arbitration", NYSBA International Law Institute, New York, USA, December 2020
- "African Arbitrator Interview", Arbitrator Intelligence, November 2020
- "SOAS Lecture", School of Oriental and African Studies, London, UK, March 2019
- "Sovereign Wealth Funds", ICCA Congress, Sydney, Australia, Apr. 2018
- "Arbitration Under the OIC Regime", LCILP Arbitration Conference, London, UK, March 2018
- "Benefits & Mechanics for Securing Early Settlement", RCC, Vienna, Austria, November 2017
- "2nd ICC Africa Regional Arbitration Conference", ICC & ICC Nigeria, Lagos, Nigeria, May 2017
- "Kosovo Arbitration Days", Permanent Tribunal of Arbitration, Pristina, Kosovo, February 2017
- "International Commercial Arbitration Workshop", Week-long workshop organized by the Addis Ababa Chamber of Commerce, Ethiopia, April 2013
- **"Post-Graduation Experiences in International Arbitration"**, Georgetown Law School, Washington, D.C., U.S.A., October 2013 & October 2012

#### SELECTED PUBLICATIONS

- "Sovereign Wealth Funds: The New Kids on the Block", ICCA Congress Book (author) (2018);
- "The Phoenix of Multilateral Investment Treaties: the Agreement for the Promotion, Protection and Guarantee of Investments among Member States of the OIC What Impact on Sub-Saharan Africa?" TDM Special Issue on Africa (author) (2016);
- "Nine Years Later: Investment Treaty Arbitration's Contributions to International Commercial Arbitration," 25 Am. Rev. Int'l Arb. 85 (2014) (co-author) (republished by the Thai Arbitration Institute in the Thai language in their 2015 Yearbook on Arbitration);

"Who Decides Arbitrability Where a Precondition to Arbitration Has Not Been Satisfied? - A Comment on the US Supreme Court' Decision to Hear the Appeal in *BG Group*" 31 J. Int'l Arb. 101 (2014) (co-author);

"The Impact of International Trade on Contractual Obligations and on International Commercial Arbitration," 4 Int'l Bus. L.J. 405 (2012) (co-author);

All's Fair in Love and War – Or Is It? The Call for Ethical Standards for Counsel in International Arbitration," 22 Am. Rev. Int'l Arb. 611 (2011) (co-author);

"Attorneys' Inability to Predict Case Outcomes: Mediation to the Rescue," New York Dispute Resolution Lawyer, Vol. 4, No. 3 (2011) (author);

"Summary Adjudication in Arbitration Proceedings," CPR Writing Contest Winner (2011) (author).

#### **EDUCATION**

## Georgetown Law School

2010

Juris Doctor (J.D.)

Honors: Global Law Scholar (based on achievements at University of Paris-Sorbonne)

Writing Seminar: The Local Remedies Rule and International Investment Law (Grade: A)

Clinic: Student attorney focusing on investment arbitration and international trade

Research Assistant: to Comparative Law Professors F. Werro and M Raisch (2008-10)

Activity: Founder of the Georgetown International Arbitration Society

## **University of Paris-Sorbonne**

Masters Degree in Comparative Law

2007

Vis Moot Competition: Honourable Mention for Memorandum for Respondent

Writing Seminar: The Takings Exception under the Foreign Sovereign Immunities Act

Maitrise / J.D. equivalent with concentration in International Law

2006

## **University of Cornell – Summer Institute**

Courses in Comparative Law

2005

#### **BAR ADMISSIONS**

- New York, United States of America (2011)
- Paris, France (2016)

#### LANGUAGES, NATIONALITIES & PUBLIC INTEREST WORK

- English and French.
- French, Nigerian and U.S.
- Chair, Nigeria Chapter of the New York State Bar Association (2022 to date)
- ❖ Director of Communications, Africa Arbitration Academy (2019 to date)
- ❖ Executive Member, Association of Young Arbitrators (2018 to date)
- ❖ Part-time social service worker & director of a documentary video at the N.G.O. "Children of the World-Human Rights" (Consultative status with ECOSOC), Paris, France (2003-2007).