



Gerardo Lozano Alarcón

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Gerardo is a lawyer specialized in the practice of arbitration, mediation, maritime, financial, banking and insurance.

Gerardo has extensive experience in international arbitration in relation to disputes in a wide range of sectors; including energy, infrastructure, finance, insurance, maritime and corporate. Gerardo has represented parties and has acted as arbitrator in *ad hoc* and arbitrations administered under the rules of: the International Court of Arbitration of the International Chamber of Commerce ("ICC"), the *Cámara Nacional de Comercio de la Ciudad de México* ("CANACO"), the *Centro de Arbitraje de México* ("CAM"), the International Centre for Dispute Resolution ("ICDR"), the London Court of International Arbitration ("LCIA"), the arbitration rules of the United Nations Commission on International Trade Law ("UNCITRAL"), the Hong Kong International Arbitration Centre ("HKIAC"), the Society of Maritime Arbitrators ("SMA") and the International Centre for Settlement of Investment Disputes ("ICSID") in connection with investment disputes related to the North American Free Trade Agreement ("NAFTA"). Gerardo Lozano has acted as arbitrator or as legal counsel in more than sixty-five arbitrations.

CREDENTIALS

Education

Escuela Libre de Derecho (1980) (Law Degree)

Admissions

Mexico

Languages

English (working language)

Spanish - native

French (conversational)

German (conversational)

Nationality

Mexican

RELEVANT EXPERIENCE IN ARBITRATION

Gerardo's arbitration experience particularly covers Mexico and Latin America, across a broad range of sectors such as:

- Corporate
- Infrastructure and construction
- Energy
- Financial
- Telecommunications
- Oil and gas
- Joint ventures
- Partnership disputes
- Post M&A disputes
- Investment

CORPORATE (sample cases)

- President of the arbitral tribunal in an arbitration proceeding administered under the ICDR Arbitration Rules, related to the administration of a Mexican transportation company.
- President of the arbitral tribunal in an arbitration proceeding administered under the ICC Arbitration Rules, related to a dispute arising from the sale of shares of an energy company.
- Sole arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to a Share Purchase Agreement.
- Party counsel in an arbitration proceeding administered under the ICDR Arbitration Rules, in the hotel industry related to a dispute regarding a shareholders' agreement.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to the sale of shares of a highway toll concessionaire.

- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to the sale of shares of two companies owning two renewable energy power plants.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to a bank's sale of shares.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to a dispute arising during the transition period after the acquisition of an insurance company.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to a joint venture agreement between two insurance companies.
- Co-arbitrator in an arbitration proceeding administered under the CRECIG Arbitration Rules, regarding a conflict among shareholders of a renewable energy company.
- Co-arbitrator in an arbitration proceeding administered under the CAM Santiago Arbitration Rules, regarding a dispute arising out of a Share Purchase Agreement.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to a Framework Agreement for Consulting Services.

INFRASTRUCTURE - CONSTRUCTION (sample cases)

- President of the arbitral tribunal in an arbitration proceeding administered under the CANACO Arbitration Rules, related to a construction agreement.
- President of the arbitral tribunal in an arbitration proceeding administered under the ICDR Arbitration Rules, related to the relocation of gas pipelines.
- President of the arbitral tribunal in an arbitration proceeding administered under the ICC Arbitration Rules, regarding the supply of materials and equipment related to the construction of a refinery in Mexico.
- Co-arbitrator in an arbitration proceeding administered under the CAM Arbitration Rules, related to the construction of a real estate project.
- Co-arbitrator in an arbitration proceeding administered under the CAM Arbitration Rules, regarding land use for the construction of a university.
- Counsel to the Expert witness in an ad hoc arbitration on infrastructure matters, related to the construction works of a real-state project.
- President of the arbitral tribunal in an ICSID arbitration initiated under CAFTA-DR, related to the alleged expropriation and unfair treatment of a multimillion-dollar social housing investment project.

ENERGY (sample cases)

- Sole arbitrator in an *ad hoc* arbitration on energy matters, related to the availability of energy from a solar plant.
- Sole arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules on energy matters, related to the availability of energy from two solar plants.
- President of the arbitral tribunal in an arbitration proceeding administered under the ICC Arbitration Rules on energy matters, related to the participation of a Spanish company and a Mexican company in long-term auctions for the development, construction, and maintenance of wind farms in Mexico.
- Party counsel in two arbitrations administered under the ICC Arbitration Rules on energy matters, related to self-supply contracts between a Mexican retail company and a Mexican energy company.
- Party counsel in an arbitration proceeding administered under the ICC Arbitration Rules, related to the construction of a power generation plant.

- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to the construction, development, and operation of two photovoltaic plants.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to the construction of a chemical plant.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to the supply and maintenance of wind turbines.
- Co-arbitrator in an arbitration proceeding administered under the LCIA Arbitration Rules, related to the construction of a hydroelectric plant in southern Mexico.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to the construction of a hydroelectric plant in El Salvador.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to the supply of liquefied natural gas.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to the storage of petrochemicals.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to certain alleged damages to a combined-cycle power generation plant.
- Expert witness in an arbitration administered under the LCIA rules, related to a dispute concerning the supply of natural gas.
- Co-arbitrator in an arbitration administered under the LCIA rules, related to a dispute concerning the construction and operation of a Thermoelectric Central.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, related to alleged breaches of an EPC Agreement, an Asset Management Agreement, and a Shared Facilities Agreement in connection with the construction and operation of a wind power generation project.

FINANCIAL - INSURANCE (sample cases)

- President of the arbitral tribunal in an arbitration proceeding administered under the CAM Arbitration Rules, on financial matters related to a swap contract.
- Co-arbitrator in an arbitration proceeding administered under the CAM Arbitration Rules, related to a reinsurance contract.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, regarding the expenses related to the administration and investment of an investment trust.

TELECOMMUNICATIONS (sample cases)

- Party counsel in an arbitration proceeding administered under the HKIAC Arbitration Rules, in telecommunications matters.
- Co-arbitrator in an arbitration proceeding administered under the ICDR Arbitration Rules, related to a telecommunication service contract between a concession holder for public telecommunications and a licensee for commercialization of telecommunications services.

ARBITRATIONS IN OTHER SUBJECTS (sample cases)

- President of the arbitral tribunal in an arbitration proceeding administered under the CAM Arbitration Rules, in a sales dispute related to the hotel industry.
- Party counsel in an arbitration administered under the CAM Arbitration Rules related to the specific delays on the transportation of grains.
- Party counsel in an arbitration administered under the CAM Arbitration Rules, related to the asset

purchase agreement of a trust.

- Party counsel in an arbitration proceeding administered under the CANACO Arbitration Rules, related to the distribution of products.
- Party counsel in two proceedings administered under the SMA Arbitration Rules, representing a Mexican maritime company.
- Co-arbitrator in an investment arbitration proceeding under NAFTA, administered by ICSID, between an American company and Mexico.
- Co-arbitrator in an arbitration proceeding administered under the ICC Arbitration Rules, regarding a Co-Packaging & Supply Agreement.

MEDIATION

- Gerardo has acted in several mediation cases, including commercial, industrial, and professional sectors.

RECOGNITIONS

- Chambers and Partners has recognized Gerardo as one of the "Most in Demand Arbitrators" for the past 6 editions and acknowledges him as "Top Ranked Latin America."
- Best Lawyers has recognized him since 2008 as a leading lawyer in arbitration and mediation, administrative law, and banking and financial law. In 2012, he was named Lawyer of the Year in international arbitration.
- The Legal 500 recognizes him as a "leading individual" in the field of arbitration.

MEMBERSHIPS AND PARTICIPATION IN INSTITUTIONS

- President of the Arbitration and ADR Commission of the ICC Mexico.
- Member of the Mexican Chapter of the Spanish and Ibero-American Arbitration Club ("CEIA").
- Member of the Mexican Arbitration Institute ("IMA").
- Member of the Mexican Mediation Institute ("IMM").

ACADEMIC ACTIVITIES

- Professor of commercial law at *Escuela Libre de Derecho*.
- Professor of maritime law at *Instituto Tecnológico Autónomo de México* (ITAM).
- Coordinator of the post-graduate program in commercial law at *Escuela Libre de Derecho*.
- Professor of international contracts in the International Private Law master's program at *Escuela Libre de Derecho*.
- Member of the Post-graduate Committee of the *Escuela Libre de Derecho*.
- Professor of arbitration at the joint program ICC-*Escuela Libre de Derecho*.