

JENNIFER KIRBY

<https://www.jennifer-kirby.com>

72 rue du Faubourg Saint-Honoré
75008 Paris, France
T +33 1 42 74 64 55

1740 Broadway, 15th Floor
New York NY 10019, USA
T +1 212 470 8089

PROFESSIONAL EXPERIENCE

INTERNATIONAL ARBITRATOR
2024 to present

KIRBY, Paris
Principal from 2010 to 2023

HERBERT SMITH LLP, Paris
International Arbitration Partner from 2008 to 2010

INTERNATIONAL CHAMBER OF COMMERCE (ICC)
INTERNATIONAL COURT OF ARBITRATION, Paris
Deputy Secretary General from 2005 to 2007
Counsel from 2002 to 2004

SIMPSON THACHER & BARTLETT, New York
Litigation Associate from 1998 to 2001

PROSKAUER ROSE LLP, New York
Litigation Associate from 1995 to 1998

EDUCATION

UNIVERSITY OF VIRGINIA SCHOOL OF LAW, Charlottesville
JD awarded 1995 | Member of the New York Bar since 1996

COLUMBIA UNIVERSITY, COLUMBIA COLLEGE, New York
BA in European History awarded 1991

CAMBRIDGE UNIVERSITY, PEMBROKE COLLEGE, Cambridge
Matriculated 1989

CITIZENSHIPS United Kingdom and United States

LANGUAGES English (native speaker) and French (good knowledge)

SELECT RECENT SPEAKING ENGAGEMENTS

CEE REFLECTIONS ON A CENTURY OF ICC ARBITRATION, Prague Arbitration Day (2023)

RETHINKING DOCUMENT DISCLOSURE IN INTERNATIONAL ARBITRATION, California International Arbitration Week, Los Angeles (2023)

IN INTERNATIONAL ARBITRATION, THERE ARE NO TRIBES, Arbitration Committee of the Mexican Bar Association, Mexico City (2023)

ARBITRABILITY, Paris Arbitration Week (2022)

THE USE AND ABUSE OF FACTUAL WITNESSES, ICC Institute, Paris (2021)

THE CHALLENGES OF MULTI-PARTY AND MULTI-CONTRACT ISSUES IN INTERNATIONAL ARBITRATION AND ANTICIPATED ICC RULES CHANGES, New York Arbitration Week (2020)

BACK TO BASICS—MAKING ARBITRATION FLEXIBLE, Le Café des Arbitres, Paris (2020)

DISCLOSURE PRACTICE AND OTHER ETHICAL MATTERS: THE IMPACT OF RECENT RULINGS ON ARBITRATORS AND EXPERTS, GAR Interactive North America, New York (2020)

MUST JUSTICE BE A GOAL FOR THE ARBITRATOR?, Sciences Po Mayer Brown Arbitration Lecture, Paris (2020)

PLAY ON, Morgan Sports Law Podcast, London (2020)

FORCE MAJEURE IN NEW YORK LAW: A GUIDE FOR INTERNATIONAL COMMERCIAL ARBITRATORS, Chartered Institute of Arbitrators, New York (2020)

“FAST AND FURIOUS”—URGENT AND EXPEDITED RELIEF, SCAI Innovation Conference, Zurich (2020)

RESTATEMENT OF THE US LAW OF INTERNATIONAL COMMERCIAL AND INVESTOR-STATE ARBITRATION, New York Arbitration Week (2019)

WHAT IS AN AWARD, ANYWAY?, International Federation of Commercial Arbitration Institutions, Helsinki (2019)

MANAGING THE CIRCUS: COMPARING INTERNATIONAL AND DOMESTIC PROCEDURES DESIGNED TO ACHIEVE EFFICIENCY AND FAIRNESS, College of Commercial Arbitrators, San Francisco (2018)

EVOLUTION AND THE DISCOVERABILITY OF IN-HOUSE COUNSEL COMMUNICATIONS, Hong Kong (2018)

EQUALITY OF ARMS: AN ISSUE FOR INTERNATIONAL AND DOMESTIC ARBITRATION?, College of Commercial Arbitrators, Atlanta (2018)

THE INTERNATIONAL ARBITRATOR’S POINT OF VIEW, Practising Law Institute, New York (2018)

SELECT PUBLICATIONS

INTERNATIONAL ARBITRATION AND ARTIFICIAL INTELLIGENCE:
IDEAS TO IMPROVE THE WRITTEN PHASE OF ARBITRAL PROCEEDINGS (2023)

IN INTERNATIONAL ARBITRATION, THERE ARE NO TRIBES (2022)

EVOLUTION AND THE DISCOVERABILITY OF IN-HOUSE COUNSEL COMMUNICATIONS (2018)

HOW FAR SHOULD AN ARBITRATOR GO TO GET IT RIGHT? (2017)

EFFICIENCY IN INTERNATIONAL ARBITRATION: WHOSE DUTY IS IT? (2015)

ABU DHABI INV. AUTH. V. CITIGROUP, INC.: HOW THE SOUTHERN DISTRICT APPROACHES
MOTIONS TO VACATE INTERNATIONAL ARBITRAL AWARDS (2014)

WHAT IS AN AWARD, ANYWAY? (2014)

FINALITY AND ARBITRAL RULES: SAYING AN AWARD IS FINAL DOES NOT NECESSARILY MAKE
IT SO (2012)

WITNESS PREPARATION: MEMORY AND STORYTELLING (2011)

T.CO METALS LLC V. DEMPSEY PIPE & SUPPLY, INC.: ARE THERE REALLY NO LIMITS ON
WHAT AN ARBITRATOR CAN DO IN CORRECTING AN AWARD? (2010)

INSIGMA TECHNOLOGY CO. LTD V. ALSTOM TECHNOLOGY LTD: SIAC CAN ADMINISTER
CASES UNDER THE ICC RULES!?! (2009)

WITH ARBITRATORS, LESS CAN BE MORE: WHY THE CONVENTIONAL WISDOM ON THE
BENEFITS OF HAVING THREE ARBITRATORS MAY BE OVERRATED (2009)

SELECT CURRENT ASSOCIATIONS

AMERICAN LAW INSTITUTE MEMBER

CHARTERED INSTITUTE OF ARBITRATORS FELLOW

COLLEGE OF COMMERCIAL ARBITRATORS FELLOW

ICC ADVANCED ARBITRATION ACADEMY FOR NORTH AMERICA CO-CHAIR

INTERNATIONAL ARBITRATION CLUB OF NEW YORK MEMBER

SAUDI CENTER FOR COMMERCIAL ARBITRATION COURT MEMBER

SWEDISH ARBITRATION ASSOCIATION MEMBER

SWISS ARBITRATION ASSOCIATION MEMBER

REVISION OF THE IBA GUIDELINES ON CONFLICTS OF INTEREST TASK FORCE MEMBER