

ARBITRATION AND MEDIATION CENTER

# WIPO LIST OF NEUTRALS BIOGRAPHICAL DATA

Bernhard F. MEYER MME Partners Meyer Müller Eckert Attorneys at Law Zürich



Nationality: Swiss

#### **EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS**

Bar Exam, Supreme Court of Zurich, 1975; LL.M., Northwestern University Law School, 1978; Dr. IUR., University of Zurich Law School, 1979.

#### **LANGUAGES**

German, English, French Oral comprehension of Italian

### PRESENT POSITION

Founding/Senior Partner of Meyer Müller Eckert Partners (MME Partners).

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#### PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Legal Secretary (Law Clerk) at a Swiss District Court; Partner, Hartmann & Meyer and Partners, 1983-99; Associate, Baker & McKenzie/Homburger, Zurich and Geneva, 1978-82.

#### MEMBERSHIP IN PROFESSIONAL BODIES

Swiss Bar Association (SAV);

Zurich Bar Association (ZAV); Chairman, Arbitration Specialist Committee;

International Bar Association (IBA); Member Arbitration Committee:

Inter-Pacific Bar Association (IPBA); Vice-Chair, Dispute Resolution Committee;

American Bar Association (ABA); Member Arbitration Committee;

Swiss Arbitration Association (ASA); Board Member and Chairman Zurich Local Group;

 $Chartered\ Institute\ of\ Arbitrators-Fellow\ (FCIArb);$ 

Singapore Institute of Arbitrators – Fellow (FSIArb).

#### **AREAS OF SPECIALIZATION**

Arbitration, international commercial trade, intellectual property, licensing, joint ventures, construction, Internet law, competition and antitrust, agency distribution, investments, finance, banking, trademarks, litigation, mergers and acquisitions, computer law, leasing, chemical industry, mechanical engineering, medical instruments, pharmaceuticals, electronics and electronic commerce.

#### **EXPERIENCE IN INTELLECTUAL PROPERTY**

Twenty-eight years of experience as counsel/arbitrator in intellectual property matters: litigation and contract work; licensing agreements; patent, copyright and trademark agreements and disputes; negotiating and drafting intellectual property, joint venture and license agreements; counterfeit prosecution; Swiss and German law; cross border investment litigation.

#### **MAJOR PUBLICATIONS**

#### Author/Co-Author:

International Encyclopedia of Agency and Distribution Agreements - Switzerland, Kluwer Law International, London, 2009;

The Swiss Rules of International Arbitration - Five Years of Experience, Publication by Swiss Chambers' Court of Arbitration and Mediation, 2009

Techniques for Controlling Time and Costs in Arbitration, CEMAJ Neuchâtel, Schulthess 2008 Attorney Secrecy v Attorney-Client Privilege in International Commercial Arbitration, The International Journal of Arbitration, Mediation and Dispute Management, Chartered Institute of Arbitrators, Vol. 73, No. 2, Thomson Sweet & Maxwell, Mai 2007

Schweizerische Schiedsordnung, in: Praxishandbuch Schiedsgerichtsbarkeit, Wien, 2007 London Court of International Arbitration, in: Praxishandbuch Schiedsgerichtsbarkeit, Wien, 2007 Anwaltsgeheimnis und Schiedsgericht, Zürich 2004

Stärkung des Schiedsplatzes Schweiz: Neue internationale Schiedsordung in Kraft, ASA Bulletin, Special Series No. 22, 2004

Online Aid for Arbitrators and Arbitration Counsel, Zagreb, 2001

Der Affiliate Vertrag - Agentur- und Mäklerverträge, bewährte Vertragstypen und ihre Anwendungen auf dem Internet, Zürich, 2000

Swiss Arbitration and Zurich Mini Trial Rules, Transnational Publisher, Inc., Salzburg, 1999 Eine neue Herausforderung für die Schiedsgerichtsbarkeit - Domain Namen Streitigkeiten auf dem Internet, ASA Bulletin Nr. 3, Zürich, 1997

Ad Hoc Schiedsgerichtsbarkeit und UNICITRAL Verfahrensordung, in

"SCHIEDSGERICHTSBARKEIT", Zürich, 1997

Importation and Sale of Medical Devices in Switzerland, Southern Ohio District Export Council Conference, Cincinnati, 1997;

On-Line Contracting - Contract Formation, Identification Questions and Related Issues, International Bar Association, London, 1996;

Enforcement of a Money Claim in Switzerland - Outline of Procedure, Swiss-American Chamber of Commerce, Zürich, 1994;

The New Swiss Arbitration Act, International Bar Association, London, 1989;

"Swiss Banking Secrecy and its Legal Implications in the United States," *New England Law Review*, Boston, 1979;

Summary Judgements based on Bilateral Contracts, Schulthess Polygraphischer Verlag (in German), Zürich, 1979.

#### **EXPERIENCE IN COURT LITIGATION**

Court Secretary and Assistant to Judge at District Court (1971-1975);

Counsel in commercial litigations in Switzerland, the U.S.A., France, Germany and the U.K., mainly in the corporate and intellectual property fields, e.g., licensing disputes between manufacturers and licensees (patents, trademarks, copyrights, know-how) at all court levels (District Court, Cantonal Supreme Court, Federal Supreme Court).

## PROFESSIONAL TRAINING IN MEDIATION

International Chamber of Commerce (ICC) Training Course in 1986.

#### **EXPERIENCE IN MEDIATION**

Acted as mediator and/or arbitrator in several international disputes, mostly under the ICC or Zurich Chamber of Commerce (ZCC) Rules. All proceedings at the international level, mainly involving Asia and the Pacific, the U.S.A. and Eastern European cases.

#### PROFESSIONAL TRAINING IN ARBITRATION

Participant and instructor in numerous WIPO, ICC, LCIA, Swiss Chambers and ZCC seminars and training courses;

Board Member and Chairman of Local Group of ASA Zurich, organizing continuing education for arbitrators and arbitration counsel.

#### **EXPERIENCE IN ARBITRATION**

Acted in more than 200 international arbitrations as chairman, sole arbitrator, secretary or counsel; Proceedings took place in Switzerland, Austria, Germany, USA., United Kingdom, Singapore, Hong Kong, involving parties from all over the world, including Angola, Argentina, Austria, Belgium, Bulgaria, Baltic States, Brazil, Cameroon, Canada, Chile, China, Denmark, Egypt, Finland, France, Germany, Ghana, Greece, Hong Kong, Hungary, India, Ireland, Italy, Japan, Korea, Luxembourg, Malaysia, Netherlands, Nigeria, Norway, Pakistan, Philippines, Poland, Romania, Russia, Saudi Arabia, Singapore, South Africa, Spain, Sweden, Switzerland, Thailand, Turkey, Ukraine, United Kingdom and U.S.A.

#### **Arbitration Panels:**

ICC, Paris (Chairman of the Swiss Arbitration Commission ICC);

Swiss Chambers Court of Arbitration/ZCC Arbitration Court (Co-Chair);

WIPO, Geneva:

London Court of International Arbitration (LCIA);

Chicago International Dispute Resolution Association (CIDRA);

Hong Kong International Arbitration Centre (HKIAC);

Singapore International Arbitration Centre (SIAC).

# ARBITRATION EXPERIENCE

# **SUMMARY TABLE**

Туре	Institutions		Functions			
	Name	Approx. Number of Cases	Chairman	Sole Arbitrator	Co- Arbitrator	Counsel
International	ICC	51	19	7	18	7
	AAA -	3			3	
	Vienna Rules	3	3			
	SIAC	2			2	
	Uncitral and Ad	18	10	2	4	2
	SRIA (+ other Swiss Rules)	88	28	14	31	15
	Other	12	4	3	3	2
Domestic	ZCC + ad hoc	11	6	2	3	
WIPO Domain Name	WIPO	110	3	Over 100 cases as Sole		3

# **MEDIATION EXPERIENCE**

# **SUMMARY TABLE**

Туре			Role		
. ,	Name	Number of Mediations	Mediator	Counsel	
	ICC	4	2	6	
Internationa IMediations	Ad Hoc				
	Others:				
Number of cases: sub-total		4	2	6	
Domestic Mediations					
Number of cases: sub-total		4	2	6	
TOTAL		4	2	6	