

JACOPO MONACI NALDINI

Lawyer admitted to Italian bar

PERSONAL DETAILS

Born in Siena - Italy On 02 January 1969

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Languages: Italiano, inglese.

Jacopo Monaci Naldini works since 1995 in the field of international transactions and international disputes. He is the founding partner of the Law Firm JMU based in Florence – Italy.

MAIN AREAS OF INTEREST

International transactions and disputes.

MAIN INDUSTRIAL SECTORS

Construction, Energy, Real Estate.

EDUCATION

- LL.M "International Business Law" at University College of London (1998).
Subject-matters:
 - International Trade Law (Prof. Ewan McKendrick);
 - International Business Transactions - Litigation (Prof. T.C. Hartley - Prof. Robin Morse);
 - Commercial Arbitration (Dr. Julian Lew);
 - International Tax Law (Prof. David Williams - Dr. Philip Baker).
- Law degree *cum laude* at University of Siena; Thesis on the Recognition and Enforcement of Foreign Arbitral Awards (1994).

OTHER (EDUCATION & TRAINING)

- FIDIC November 2013 - Managing, Defending and making claims under FIDIC Contracts (Istanbul)
- International Arbitration Advocacy October 2013 - Training (London)
- CIArb May 2013 - Training for Trainers Course in International Arbitration (Geneva)
- DRBF September 2012 - DRB Administration & Practice Workshop (New York)
- DRBF September 2012 - DRB Advanced/Chairing Workshop (New York)
- CIArb June 2012 - Accelerated Course to Fellowship (Paris)
- ICC March 2010 - Institute Masterclass for Arbitrators (Paris)
- Federazione Motociclistica Italiana June 1998 - Corso per dirigenti (Polcanto – Florence)

TEACHING

- CIArb from 2013 to present - Tutor and Assessor to Introductory Course in International Arbitration, Module 2, Module 3, Accelerated Route to Fellowship
- University Institute of European Studies (Turin) January 2015 – LL.M in International Trade Law. Lecture on Introduction to Dispute Boards
- Occasional lecturer at universities and other entities on International Transactions and Arbitration

MEMBERSHIP

- Chartered Institute of Arbitrators (European Branch) – Fellow, admitted to Approved Faculty List
- Dispute Resolution Board Foundation – Seattle U.S.
- Italian association of property lawyers (AGIDI)

EXPERIENCE IN INTERNATIONAL DISPUTES

- Counsel in *ad hoc* and institutional arbitrations administered by ICC, VIAC, CAM, Coffee Trade Federation.
- Arbitrator in *ad hoc* and institutional arbitrations.
- Counsel in Dispute Boards procedures and Millennium Challenge Corporation procedures.
- Counsel in international litigation.

REPRESENTATIVE EXPERIENCE

REPRESENTATIVE TRACK RECORD ON CONSTRUCTION AND ENERGY

- EPC Contract. Trans Adriatic Pipeline. Italy – continued assistance to contractor (2015)
- EPC Contract for revamping of gas treatment plant. Italy – continued assistance to contractor (2015)
- Subcontract for heart movement. South Stream WP5.2 Project Landfall Bulgaria and South Stream WP3 TW. Bulgaria – assistance to tenderer for tender phase (2014)
- PPP Contract for solar plant. Namibia – negotiation and drafting for contractor (2014)
- EPC Contract. Trans Adriatic Pipeline. Italy, Albania, Greece – assistance to tenderer for tender phase (2014)
- FIDIC Pink Book contract for design and construction of motorway. Kazakhstan – continued assistance to contractor (2013)
- Public work for design and construction of motorway. Bulgaria – continued assistance to contractor (2013)

- EPC contract. Gas storage plant design and construction. Italy – negotiation for contractor (2013)
- Subcontract for construction of pipeline. Italy – drafting of contract for employer (2012)
- BOOT contract for biomass plant. Italy – drafting of contract (2011)
- Contract for “work over” services and hydraulic land rig. Italy – revision of contract (2010)
- FIDIC Pink Book for design and construction of motorway. Azerbaijan – continued assistance to contractor (2008)
- Public work for the design and construction of high speed trains station and underground tunnel. Italy – continued assistance to general contractor (2007)
- Public work for the design and safety works for river adjacent to train station. Italy – continued assistance to contractor (2006)
- Public work for the construction of a test plant for high speed trains. Italy – continued assistance to contractor (2006)
- Financing contract of wind farm. Italy – assistance to financing bank (2004)

REPRESENTATIVE TRACK RECORD ON CONSORTIA AND JOINT VENTURES

- JV for civil works in Oil&Gas plants – study of Saudi Arabia and Kazakhstan local laws to set up branch or permanent establishment (2015)
- JV for pipeline construction. Italia – drafting (2015)
- JV for Oil&Gas works. Italia – drafting (2015)
- JV for Oil&Gas drilling services. Czech Republic – drafting (2015)
- Consortium Agreement for EPC. Nawara Pipeline South Tunisian Gas Project. Tunisia – assistance to tenderer in tender phase (2014)
- JV for design and construction of gas storage plant. Italy – drafting (2013)
- Consortium (*società consortile a responsabilità limitata*) for design and construction of biomass plants. Italy – drafting (2012)
- JV for the design and construction of subway. Turkey – drafting and negotiation (2011)
- Consortium for design and construction of biomass plants. Italy – drafting (2010)
- JV for civil/hydraulic works. Italia – continued assistance (2006)
- JV for Oil&Gas works. Kazakhstan – drafting (2003)

REPRESENTATIVE TRACK RECORD ON REAL ESTATE

- Acquisition of land and development of condo-hotel (2006)
- Acquisition by public auction and town planning procedures of a former hospital (2004)
- Development of condo-hotel (2004)
- Numerous real estate sale/purchase transactions worth up to 12 million Euro.

DUE DILIGENCE

- Construction company (2012)
- Company manufacturing valves (2011)

OTHER TRANSACTIONS

- Numerous agreements, negotiations, for supply of goods, commercial distribution and agency, R&D, IT, IP, conveyance, settlement, alliance.

MOST REPRESENTATIVE DISPUTES

- Domestic institutional arbitration between Italian motorcycles manufacturer and Spanish world-championship rider for wrong termination of contract. Italy (2015)
- Court litigation between company and provider for Enterprise Resource Planning. Italy (2014)
- ICC Arbitration with legal seat in Paris between Italian construction company and Bulgarian construction companies. France (2014)
- Referral to Dispute Board for a dispute between Italian construction company and Kazakh employer. Kazakhstan (2014)
- Court litigation regarding first demand guarantee between Italian construction company and Kazakh employer. Kazakhstan (2013)
- Court litigation for rejection by Italian oil company of admission of Italian company into selected suppliers list. Italy (2013)
- Challenge to non-responsiveness of tender declared by Millennium Challenge Corporation – Moldova Republic (2012)
- Court litigation between Italian contractor and Azeri subcontractor. Azerbaijan (2012)
- Referral to Dispute Board for a dispute between Italian construction company and Azeri employer. Azerbaijan (2012)
- Court litigation regarding damages to pipeline. Italy (2012)
- Court litigation regarding construction of condo-hotel in conflict with town-planning regulations. Italy (2012)
- Challenge to non-responsiveness of tender declared by U.S. military base in Italy. Italy (2010)
- Domestic institutional arbitration for wrong termination of construction contract. Italy (2008).
- VIAC Arbitration for breach of duty to supply goods (engines). Italian claimant, Austrian Respondent. Austria (2005)
- Litigation for breach of duty to supply goods. Italian claimant, Austrian respondent. Austria (2005)
- Domestic *ad hoc* arbitration for breach of real estate transaction. Italy (2005)
- ICC Arbitration for breach of JV covenants for railway construction. Italian claimant, German respondent. Italy (2004)
- Numerous disputes between Employer-Contractor and Contractor-Subcontractor.

CONFERENCES AND SEMINARS ATTENDED

ARBITRATION (SINCE 2014)

- 27.02.2014 – CAM-ARBIT Drafting of Arbitration Agreements Do's and Don'ts (Milan)
- 10.03.2014 – ICC Annual Conference on International Arbitration in the Middle East and North Africa (Dubai)
- 13.06.2014 – ICC YAF Regional event (Rome)
- 04.07.2014 – AIA-ARBIT-IBA What's New on Party Representation in International Arbitration? (Rome)
- 26.09.2014 – Le procedure concorsuali e l'arbitrato (Florence)
- 03.10.2014 – The Enforcement of Foreign Arbitral Awards (Venice)
- 21.11.2014 – AIA-CAM La riservatezza in arbitrato (Rome)
- 28.11.2014 – CAM Oil, gas and renewable energies investment projects: interaction between rules of law and arbitration (Milan)
- 09.12.2014 – L'arbitrato internazionale in tema di investimenti (Rome)
- 23.01.2015 – ICC YAF The Reform Club Opens to a Worldwide Community (Turin)
- 05.03.2015 ICC-CAM-ARBIT Legal Advocacy and Legal Profession (Milan)
- 24.04.2015 CIArb European Branch – Annual Conference ADR on the Shore: A Sea of Opportunities (Nice)
- 05.06.2015 – AIA-CAM La prova nell'arbitrato internazionale e la diffusione di best practices nell'arbitrato domestico (Rome)
- 16.06.2015 CAM – Collegamento contrattuale e circolazione della clausola compromissoria (Milan)
- 18.06.2015 AIA-ARBIT Third Party Funding in International Arbitration (Rome)
- 23.10.2015 CEA – Tempus Fugit: Purgenza nell'arbitrato (Rome)
- 24.10.2015 ARBIT meets CEA (Rome)
- 27.11.2015 CAM – Arbitrating M&A Disputes (Milan)
- 04.04.2016 CIArb-ARBIT Cross-examination Techniques (Rome)
- 20.05.2016 ICC YAF Selected Issues on Transparency in International Arbitration (Florence)
- 27.05.2016 Corte Nazionale Arbitrale Impugnazione e revisione del lodo arbitrale (Rome)

CONSTRUCTION (SINCE 2012)

- 28.09.2012 – DRBF 16th Annual DRBF Meeting & Conference (New York)
- 24.10.2014 – DRBF 18th Annual DRBF Meeting & Conference (Toronto)
- 21.05.2015 – 15th Annual International Conference Dispute Boards; The Continental Approach (Genoa)
- 07.03.2016 FIDIC-SIDiR-EFCA – Regional Infrastructure Conference Consulting Engineering in European Public Procurement (Krakow)

