



## Eric van Ginkel

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### Objective—

I am a consummate commercial attorney, mediator, and arbitrator with a 40-year plus career in corporate, entertainment, and law firm environments. Fluent in four languages, I am a trusted advisor, communicator, and legal strategist with outstanding organizational, cross-cultural, and interpersonal skills.

### Experience—

#### 2011 – Present / Neutral with Agency for Dispute Resolution (Beverly Hills, California)

- Affiliated with Agency for Dispute Resolution.

#### 2006 – Present / Arbitrator and Mediator (Los Angeles, California)

- Acted as a sole arbitrator for the International Chamber of Commerce (ICC), the International Centre for Dispute Resolution (ICDR), as well as more than 60 other cases for the American Arbitration Association and the National Arbitration Forum.
- Mediated more than 300 disputes.
- Serves as adjunct professor at the Straus Institute for Dispute Resolution at Pepperdine University School of Law teaching International Commercial Dispute Resolution, ADR Survey, Introduction to the Legal Process, International Investment Dispute, and Mediation Clinic. Serves as visiting professor at the City University of Hong Kong teaching Advanced Mediation.

#### 1999 – 2006 / International Counsel at Hughes Hubbard & Reed LLP (Los Angeles, California)

- Member of the International, Arbitration/ADR, and Intellectual Property and Technology Practice Groups. Joined the Los Angeles office to help expand the European practice.
- Served as sole arbitrator for the International Centre for Dispute Resolution in a dispute about royalties owed under a trademark license agreement, and for the International Centre for Dispute Resolution in a dispute involving the security of the Olympic Games in Athens.

#### 1996 – 1999 / Counsel for Alschuler Grossman LLP (Santa Monica, California)

- Focused on expanding the firm's international practice.
- Led all legal negotiations and prepared all documentation for the proposed acquisition of North Carolina based chemical company on behalf of a €450 million Netherlands chemical manufacturing and distribution company; for the acquisition of several film libraries and local TV station on behalf of a Los Angeles based international entertainment company; for the sales and purchases of commercial real estate on behalf of large real estate company; and for the acquisition of Pennsylvania subsidiary of Oregon telecom company on behalf of telecommunications company headquartered in Monaco.

#### 1994 – 1996 / International Business Consultant for Eric Van Ginkel & Associates (Monaco)

- Founder of small international consultancy firm focused on assisting companies in their cross-cultural business relations in Europe and the US.
- Represented California based multi-media software company, advised several start-up companies in Monaco and the South of France, and provided ongoing representation of telecommunication company headquartered in Monaco.

#### 1991 – 1994 / Corporate Counsel for Thyssen-Bornemisza Group (Monaco)

- Responsible for providing comprehensive legal support to TBG's corporate management for the European divisions of this \$3 billion private holding company in all areas including financial, mergers, acquisitions, divestments throughout agreements, and litigation supervision.

#### 1989 – 1991 / Assistant General Counsel Vice President Legal and Personnel for Mattel Toys—Mattel Europe S.A.M. (Monaco)

- Responsible for providing comprehensive legal support, as well as human resource support and development of EU single market strategies to Mattel's corporate management and its twelve European subsidiaries.

**1986 – 1989 / Managing Director, Legal and Business Affairs for Orange Entertainment Company, Inc. (Santa Monica, California)**

- Responsible for all legal and business affairs and administration for this independent film production company.

**1983 – 1986 / Of Counsel for Rogers Hoge & Hills (New York, New York)**

- Responsible for developing the firm's international practice, with emphasis on intellectual property, entertainment, and real estate matters.

**1974 – 1983 / Founding Partner at Van Ginkel & Benjamin (New York, New York)**

- Co-founded and managed this 12-attorney firm specialized in international business transactions and tax.

**1969 – 1974 / Associate Attorney at Cleary Gottlieb Steen & Hamilton (New York, New York)**

- Assisted in AAA arbitration as well as multiple litigations for major home electronics company and international airline.

**1964 – 1967 / Assistant Lecturer of Law at Leiden University Faculty of Law (Leiden, The Netherlands)**

- Taught courses in European Common Market law and Dutch Constitutional Law.

**Education—**

**Pepperdine University School of Law (2003) /** Master of Law in International Dispute Resolution from the Straus Institute.

**Harvard University (1994) /** Graduate from Harvard Project on Negotiations.

**Columbia University School of Law (1969) /** Juris Doctorate and Moot Court Judge.

**Leiden University Faculty of Law (1964) /** Meester in de Rechten (JD equivalent).

**Expertise—**

**Complex Disputes /** Resolves complex disputes emphasizing business transactions, commercial real estate, intellectual property, and complex torts. A skilled negotiator with extensive experience in arbitration and litigation management, as well as managing complex international business transactions, distributorships and licensing, commercial real estate, financial transactions and biotech co-development deals.

**Intellectual Property /** Expertise in intellectual property law with specialty in high technology matters including IT, biotech, and entertainment.

**Languages /** Fluent in English, Dutch, French, and German. Proficient in Italian.

**Professional Affiliations—**

**Legal and ADR Associations /** Fellow of the College of Commercial Arbitrators and member of the Board of the California Dispute Resolution Council, the Arbitration and Mediation Committees (Co-Editor of the Mediation Newsletter, 2009-2010), the Los Angeles, Beverly Hills and Orange County Bar Associations, and the Los Angeles and Orange County chapters of the Federal Bar Association.

**Arbitrator Associations /** Affiliated with American Arbitration Association, Australian Centre for International Commercial Arbitration, International Chamber of Commerce, International Institute for Conflict Prevention & Resolution, London Court of International Arbitration, National Arbitration Forum, and World Intellectual Property Organization.

**Honors—**

- *Los Angeles Magazine* and *Law and Politics Media* honor as one of a small group of “*Super Lawyers*” in Southern California in the “ADR Arbitrator/Mediator” category (in 2005, 2006, 2007, 2009, and 2010).
- Martindale-Hubbell AV® rated attorney.

**Recent Publications—**

- Interview with Bruce Patton on Mediation as a Profession and Difficult Conversations, 5 *Tijdschrift Conflicthantering* No. 6, pp. 5-11 (2010).
- *Court-Annexed ADR in Los Angeles County*, in Georg Frerks et al., Ed., “PREVENTIEVE MEDIATION”, pp. 181-207 (Maklu 2010).
- *Spiritualiteit in Mediation*, in Georg Frerks et al., Ed., “REFLECTIE OP MEDIATION”, pp. 47-54 (Maklu 2009).
- *Afdwingbaarheid van de Mediationclausule in Californië en Nederland*, published in March 2008.
- *Dispute Resolution Boards: From Construction to Bio-Tech* (with Kendall C. Reed), 21 *CALIFORNIA LITIGATION* #2, p.34 (2008).

### Recent Speaking Engagements—

- The Scheduling Conference and the IBA Rules on the Taking of Evidence, Norton Rose, Hong Kong, November 2009.
- Guidelines for the Exchange of Information in International Commercial Arbitration: The Scheduling Conference and the IBA Rules on the Taking of Evidence, Decision 2009 - Debates on Current international Arbitration Issues, International Section of the State Bar of California and ICDR, Santa Clara, California, October 2009.
- *Spiritualiteit in Mediation*, Congres 2009, “Reflectie op Mediation”, University of Utrecht, April 2009.
- *Mediation in Europe: an Update*, SMCA Conference, Malibu, California, November 2007; California State Bar Section Education Institute, January 2008.

