



Thierry Tomasi

Thierry is a partner at betto seraglini specialised in international arbitration and commercial litigation. Thierry has extensive experience as counsel in a complex arbitration cases relating to Civil Aviation, Rail and Engineering, as well as in litigation in the fields of Rail, Banking, M&A transactions and D&O liability. Thierry also acts as an arbitrator.

a) Personal and Professional Identification

Thierry Tomasi
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Citizenship: French, Italian

b) Education

2004	Paris, Bar Admission
2002	LL.M. King's College, University of London
2000	DEA (Post Graduate Degree), International Law, University of Paris II (Panthéon-Assas)
1999	DESS (Post Graduate Degree, International Law, University of Paris II (Panthéon-Assas)
1998	Master's Degree, Commercial Law Degree in Italian Law, University of Paris X (Nanterre)

c) Professional Experience

Since 2013	Partner, betto seraglini
2010-2012	Counsel, STC Partners, Arbitration & Litigation Department
2005-2010	Associate, STC Partners, Arbitration & Litigation Department
2004-2005	Associate, Denton Wilde Sapte, Arbitration & Litigation Department
Since 2009	Visiting Lecturer, Catholic University of Louvain (Belgium)

d) Arbitration Experience

As counsel:

Dispute between investors in a substantial telecommunications operation in Brazil.
(15 billion dollars, Brazilian law, ICC Paris, English language)

Breach of a sales contract in the Rail sector.
(30+ million dollars, Syrian law, ICC Geneva, English language)

Implementation of a buyback agreement in the Civil Aviation sector.
(24 million dollars, French law, ICC Copenhagen, English language)

Termination of two sales contracts in the Civil Aviation sector.
(20+ million dollars, French law, ICC Paris, English language)

Dispute concerning a large railroad infrastructure project in Northern Africa.
(20 million dollars, French law, ICC Paris, French language)

Breach of a sales contract in the Civil Aviation sector.
(15 million dollars, French law, ICC Paris, English language)

Breach of a sale contract in the Civil Aviation sector.
(13 million dollars, French law, ICC Paris, English language)

Breach of a sales contract in the Civil Aviation sector.
(8 million dollars, French law, ICC Paris, English language)

Breach of contract in the field of medical infrastructure.
(3 million dollars, French law, ICC Paris, English language)

Termination of a sales contract of an aircraft.
(2 million dollars, French law, ICC Paris, English language)

As an Arbitrator:

Dispute in the energy sector.
(400,00 euros, ICC Paris, English Language)

e) Publications and conferences in arbitration or related

Publications

“La Cour de Cassation revient sur la transmission de la clause compromissoire dans le cadre d’une chaîne hétérogène de contrats translatifs de propriété”, Cahiers de l’arbitrage/The Paris Journal of International Arbitration, 2015-1, p.71.

Juris-Classeur Droit International – Fiches pratiques Lexis Nexis in international arbitration with G. Le Quillec)

“L’incidence du comportement procédural des parties sur leur droit de se prévaloir d’une clause d’arbitrage”, Option Finance, 5 March 2012, n°1163, p. 25.

“La Cour de Cassation précise les critères permettant de qualifier une sentence arbitrale”, Option Finance, 3 October 2011, n°1142, p. 29.

“La réforme du droit français de l’arbitrage”, Option Finance, 21 February 2011, n°1113, p. 27.

“L’engagement d’une société à l’arbitrage doit être apprécié au regard d’une règle matérielle du droit de l’arbitrage, et non de la *lex societatis*”, *Option Finance*, 11 January 2010, n°1059, p. 29.

“La Cour Européenne de Justice sonne le glas des Anti-suit Injunctions au soutien d’une convention d’arbitrage en Europe”, *Option Finance*, 14 September 2009, n°1043, p. 28.

“La Cour de Cassation revient sur l’étendue du contrôle par le juge judiciaire de la motivation d’une sentence rendue en matière internationale”, *Option Finance*, 3 March 2009, n°1019, p. 27.

“Le Conseil de l’Ordre des avocats de Paris précise qu’il n’est pas interdit à un avocat de préparer les témoins auditionnés dans le cadre d’un arbitrage international”, *Option Finance*, 3 November 2008, n°1002, p. 30.

“Arbitration, the Preferred Mechanism for the Settlement of Energy Disputes”, in *The Int’l Energy Review*, PPF Publications Ltd. & ICC UK, 2007, p. 166 (with J. Franceschi-Bariani).

“The Paris Court of Appeal looks at a Request for the Annulment of an Award for Breach of EC Competition Law: a First Application in France of the Principles laid down by the ECJ in *Eco Swiss*”, *Int. A.L.R.*, April 2005, Vol. 8, p. 55.

Conferences:

“*ADR in construction*”, speaker at the CPR II Annual Brazil Mediation Congress, 25 April 2015, Fundação Dom Cabral, Nova Lima, Minas Gerais, Brazil.

Accolades and memberships:

Member of the Brazilian Arbitration Committee.

Member of the International Bar Association.

Legal 500 EMEA 2015: “The ‘very sharp’ Thierry Tomasi ‘easily navigates in complex cross-border situations.’”

Legal 500, 2014: “Thierry Tomasi is professional and skilled.”

f) Professional Languages

French, English, Italian, Portuguese, Spanish (intermediate level)