

OLIVIER MOSIMANN



Firm

Kellerhals Carrard

Position

Partner

Area of Specialisation / Arbitration Experience

Agency / Distribution / Franchising, Commercial Arbitration, Entertainment / Media, Intellectual Property, Joint Ventures / Consortia / Shareholder Agreements, Pharmaceuticals, Sales / Purchases, Sport

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Languages

English, German, French, Russian

Nationality

Switzerland

Bar Admission

Basel-Stadt (all Swiss courts)

Education

University of California, Berkeley, School of Law (Boalt Hall): LL.M., Certification of Specialization in Law & Technology

University of Basel: Dr. iur. (*summa cum laude*, awarded the annual prize of the faculty in 2010), lic. iur. (*summa cum laude*)

Publications

- (with Bernhard Berger) Art. 7 & 186 IPRG, in: Berner Kommentar (forthcoming 2021)
- Das anwendbare Recht in der staatlichen Gerichtsbarkeit und Schiedsgerichtsbarkeit, in: Kultur Kunst Recht (Peter Mosimann et al. eds., 2d ed., 2020)
- (with Christoph Brunner) Art. 61-63, in: Commentary on the UN Sales Law (CISG) (Christoph Brunner & Benjamin Gottlieb eds., Alphen aan den Rijn 2019)
- Vereinbart oder fremdbestimmt? Die Berücksichtigung von Einschränkungen des internationalen Kunsthandels durch Drittrechtsordnungen vor Schweizer Gerichten und Schiedsgerichten, in: Kunst & Recht 2017 / Art & Law 2017 (Peter Mosimann & Beat Schönenberger eds., Bern 2017), pp. 87 - 105
- The Action by Stages (Stufenklage / action échelonnée) in International Arbitrations in Switzerland, 35(3) ASA Bulletin 567 - 588 (2017)
- (with Christoph Liebscher/Nils Schmidt-Ahrendts) Beweisverfahren, in: Praxishandbuch Schiedsgerichtsbarkeit (Hellwig Torggler ed., 2d ed., Vienna, to be published in 2017)
- Art. 61-63, in: SHK UN-Kaufrecht - CISG (Christoph Brunner ed., 2d. ed., Bern 2014) (with Melissa Magliana) Aufhebung eines Schiedsspruches wegen fehlender Zuständigkeit, in: dRSK, 17 July 2012
- Aufhebung eines Schiedsspruches wegen Verletzung des materiellen Ordre public, in: dRSK, 5 July 2012
- (with Gabrielle Nater-Bass) Effects of Foreign Bankruptcy on International Arbitration, in: Austrian Yearbook on International Arbitration 2011 (Christian Klausegger et al. eds., Vienna 2011), pp. 163 - 180
- (with Simon Manner) Damages and Fixed Sums for Breach of Arbitration Agreements, in: Private Law, national - global - comparative. Festschrift für Ingeborg Schwenzer zum 60. Geburtstag (Andrea Büchler/Markus Müller-Chen eds., Bern 2011), pp. 1197 - 1211
- Anti-Suit Injunctions in International Commercial Arbitration, The Hague 2010 (= doctorate thesis)
(with Luca Dalla Torre et al.) Sicherheiten nach Bucheffektengesetz - theoretische und praktische Aspekte, recht 1/2010, pp. 16 - 29
- Anti-suit injunctions in der internationalen Schiedsgerichtsbarkeit: Präventions-, Verteidigungs- oder Angriffsmittel?, in: Prävention im Recht (Salome Wolf/Martino Mona/Marc Hürzeler eds., Basel 2008), pp. 295 - 309

Professional Associations

Swiss Arbitration Association (ASA)

ASA Local Group Basel (current co-chair)

ASA below 40 (co-chair 2017-2020)

German Arbitration Association Young Practitioners Initiative (DIS40, regional coordinator for Zurich 2017-2020)

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