

CURRICULUM VITAE
Kyle Dickson-Smith, FCI Arb

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Educational Qualifications:

LL.B, University of Notre Dame
BSc., University of Western Australia

Professional Qualifications:

2004 Barrister & Solicitor, Western Australia
2004 Barrister & Solicitor of the High Court of Australia
2007 Barrister & Solicitor, Ontario, Canada
2009 Notary Public, Commissioner for Oaths, Ontario, Canada
2012 Fellow and Instructor, Chartered Institute of Arbitrators, London [FCI Arb]

International Affiliations:

- Fellow and Instructor, Chartered Institute of Arbitrators (CI Arb)
- Founding Member, Toronto Commercial Arbitration Society (TCAS)
- Fellow, Australian Centre for International Commercial Arbitration (ACICA)
- Member, International Law Association (ILA)
- Member, International Centre for Dispute Resolution (ICDR)
- Member, International Chamber of Commerce (ICC)- European Chapter
- Member, Australia and New Zealand Society of International Law (ANZSIL)
- Member, Australasian Forum for International Arbitration (AFIA)
- Member, Association Suisse de l'Arbitrage (ASA)
- Member, Canadian Bar Association (CBA)
- Member, Ontario Bar Association (OBA)
- Member, The Advocates' Society

Arbitration Experience:

- Kyle has acted in various international and domestic arbitrations, particularly international investment treaty claims and complicated cross-border arbitrations.
- He conducted investor-state arbitrations under various multilateral trade treaties (such as the *North American Free Trade Agreement*, NAFTA) and bilateral investment treaties (BITs)
- His experience includes acting in arbitrations administered under a full range of institutional rules, including the UNCITRAL, ICDR/AAA and ICSID arbitration rules and the *IBA Rules for Taking Evidence in Commercial Arbitration*. Kyle has a solid understanding of the application of the *Vienna Convention on the Law of Treaties* and the *New York Convention*.
- He has full appreciation of the UNCITRAL Model Law, the UNCITRAL Arbitration Rules and the *Federal Arbitration Act* (United States), the enforcement of awards and requests for judicial assistance throughout UNCITRAL Model Law jurisdictions.
- Representative claims include contractual and treaty disputes involving securities, mining, oil and gas (often with environmental issues), share purchase agreements, feed-in tariff (FIT) renewable energy (wind) programs.
- He has also acted as counsel in trials and appeals in all levels of court, both in Australia and in Canada, including the Court of Appeal of Ontario, the Federal Court of Australia and the State appellate and trial courts and various tribunals.
- Litigation practice encompasses large-scale litigation, which focused on complex corporate/commercial matters; claims under the *Trade Practices Act (Cth)* and the *Corporations Act (Cth)*; claims against lawyers, accountants, brokers, financial advisors and directors. Commercial litigation experience includes bankruptcy/insolvency matters, asset purchases, securities and finance, (real and intellectual) property and product liability.
- Kyle has excellent verbal and written communication skills and sound knowledge of commercial matters and international law.

Career History:

2003- 2006	Law Associate, law firm of Solomon Brothers, Australia
2008- 2009	Law Associate, law firm of Clyde & Co International (formerly Nicholl Paskell-Mede LLP), Canada
2009- Current	International Lawyer, Appleton International Lawyers, Canada

Publications:

- “Chevron- Where Have the Plaintiffs Enforced”, ACICA, June 2012
- “Judge-Arbitrators Under Scrutiny”, ACICA, June 2012
- “Arbitration Law Reform- A Paradigm Shift?”, Law Society Brief (WA), March 2012
- “Update on the Chevron/Ecuador - Lago Agrio Litigation”, ACICA, March 2012

- “Benefits of Investor-State Arbitration Risk Being Overlooked”, *Law Society Journal*, October 2011
- “What the Philip Morris Claim Means for Australia”, ACICA, September 2011
- “US and Canadian Supreme Courts Rule on the Enforceability of Consumer Arbitration Clauses”, ACICA, June 2011.
- “*Chevron v Ecuador*- Lago Agrio Litigation Update”, ACICA, June 2011;