

**Harry P. Trueheart, III**

**Arbitrator and Mediator**

**Arbitration Related Experience and General Background**

**Arbitrator Designations and Related Professional Activities.** Fellow, College of Commercial Arbitrators. Fellow, The Chartered Institute of Arbitrators. Arbitrator and Mediator for the American Arbitration Association, Member of the Advisory Council of CPR – International Institute for Conflict Prevention and Resolution and member of the CPR Panel of Distinguished Neutrals. Past Chair of the Federal and Commercial Litigation Section of the New York State Bar Association. Past Member of the Federal Bar Council Board of Directors.

**Arbitration Experience**

He has served on arbitration panels under a variety of rules including AAA, CPR, ICDR, ICC, DIS (German arbitration institute) and court annexed programs. Recent cases in which he has served as an arbitrator include claims related to the mortgage backed securities market, international contract disputes between internet service providers, disputes between private equity investors and company founders and management and disputes under international sales and distribution agreements.

**Primary Practice Areas**

Mr. Trueheart spent his career as a business litigator handling U.S. litigation and international arbitrations under a variety of U.S. and foreign laws. He has handled litigation arising out of patent licensing agreements, unfair competition and trade secret disputes, breach of contract claims involving complex commercial, technical, construction and accounting issues. He has litigated matters involving the federal securities laws and antitrust laws as well as state corporate laws. He has handled international energy project disputes, as well as project development and privatization disputes.

**International Arbitration Experience**

Mr. Trueheart has acted as a party representative in a variety of international arbitrations involving large scale disputes over contracts in Europe, Latin American, the Middle East and India. He has worked under the rules of the ICC, ICSID, UNCITRAL, AAA, ICDR, CPR and other arbitral bodies. He has participated in arbitrations involving a variety of foreign laws including Swiss, French, German, Turkish, Emirates, Australian and others.

**Construction Arbitration Experience**

Mr. Trueheart has extensive experience in the arbitration of international construction disputes, involving complex projects. These include projects in Mexico, Venezuela, Nigeria, United Arab Emirates and other countries in that area, India, and Turkey. The arbitrations were conducted under ICC, ICSID, AAA and other rules and involved a variety of foreign laws. The projects involved a variety of technologies and types of construction and usually involved claims for delays, changes, cost over-runs, construction failures, design issues and owner related issues.

### **Sector Experience**

In addition to serving as an arbitrator in general business and commercial disputes, he has experience in a variety of sectors in various capacities including having represented clients in, served as director in, and/or acted as an arbitrator or mediator, in a number of economic sectors including: international construction and energy projects, privatization, private equity, finance, real estate development, technology, internet services, sales and distribution, professional services including law firms and accounting firms, higher education, telecommunications and public broadcasting.

### **Leadership/Management/Business Experience**

Past Chair and CEO of Nixon Peabody LLP.

Immediate Past Chair and CEO of TerraLex, an international network of 150 independent law firms in 100 countries and 45 U.S. states with over 19,000 lawyers.

Past Chair and Trustee of a regional public broadcasting corporation.

Past Director Regional Chamber of Commerce.

Past Member of Regional Advisory Board of a global bank.

Trustee Emeritus of a leading technical university.

Past director of a regional telecom company.

### **Education**

B.A., Harvard University, cum laude, J.D., Harvard Law School, University of Michigan School of Business Executive Program.