

Maurício Almeida Prado

May 25, 1967
São Paulo, Brazil

I – Academic background

2017 - *Visiting Researcher* – International Commercial Arbitration
Columbia Law School (NY)

2009/2010 - *Visiting Researcher / Visiting Professor* – International Contract Law
Université de Paris II / Université de Strasbourg

2003 to 2014 - Professor of Law at Fundação Getúlio Vargas (FGV-SP)
International Contracts and Dispute Resolution

2001 – Phd in international contract law (*summa cum laude*)
Université de Paris X - Nanterre

1997 – *Visiting researcher* at the International Institute for the Unification of Private Law
Unidroit, Rome

1996 – Master (DESS) in international business law
Université de Paris X - Nanterre

1995 - LLM in international business law
University of São Paulo

1991 – LLB in Law
University of São Paulo

II – Arbitration

For the last 20 years, Mr. Almeida Prado has been working with domestic and international arbitration. He headed **L.O. Baptista's** arbitration practice until December 2020, when the firm reached the track record of more than 380 arbitration cases. He has worked, both as counsel and arbitrator, in a broad range of disputes (corporate, M&A, construction, energy, financial and other complex commercial contracts). From 2021 onwards, he has focused his practice as an independent arbitrator.

Acknowledgements:

- Chambers
- Leaders' League
- Who's Who

III – Transactional Lawyer and other activities

For more than 30 years, Mr. Almeida Prado worked in different fields of business law. He has advised Brazilian and foreign investors in numerous M&A and Investment Agreements (VC/PE, IPO, JV), as well as in the negotiation and renegotiation of complex commercial contracts (supply, distribution, transfer of technology, project financing and financial contracts).

- **Since 2017:** Member of the Surveillance Board of **São Martinho S/A** (ri.saomartinho.com.br)
Sugar and Ethanol (B3 - Sao Paulo Stock Market)

- **Since 2010:** Member of the Board of Directors of **LPS Brasil – Consultoria Imobiliária S/A** (ri.lopes.com.br)
Real Estate Brokerage (B3 - Sao Paulo Stock Market)

- **1993 to 2010:** Member of the Board of Directors of **BNP Paribas Cardif Brazil S/A** (bnpparibascardif.com.br)
Insurance (BNP Paribas Group)

IV – Scholar Contributions

a) Books

Le hardship dans le droit du commerce international, Bruxelles, Emile Bruylant/FEC-Feduci, 2003. [*The hardship theory in the international contract law*]

Contrato internacional de transferência de tecnologia – Patente e Know-How, Porto Alegre, Ed. Livraria do Advogado, 1997. [*International transfer of technology agreements – patents and know-how*]

Coord., *Brazil and Globalization*, São Paulo, Cultura, 2013.

Coord., *Construção Civil e Direito*, São Paulo, Lex, 2011. [*Construction and Law*]

Coord., *Direito do Comércio Internacional: pragmática, diversidade e inovação*, Curitiba, Juruá, 2005. [*International Business Law: pragmatic, diversity and innovation*]

b) Articles

“Sociedade alternativa ou o pluralismo no sopé da construção social”, in *Música e Direito*, Rio de Janeiro, Nova Fronteira, 2022.

“Réflexions sur les sentences incorrectes sur le fond dans le contexte de l’arbitrage commercial international”, in *Journal du Droit International, Clunet*, n. 2, 2021, pp. 541-552. [Critical considerations about wrongful awards on the merits in the field of international commercial arbitration]

“Reflexões sobre sentenças incorretas no mérito no âmbito da arbitragem comercial internacional”, in *Direito societário, mercado de capitais, arbitragem e outros temas. Homenagem a Nelson Eizirik*, São Paulo, Quartier Latin, 2021, pp. 359-370. [Analysis of incorrect awards on the merits in the scope of international commercial arbitration]

“Táticas de guerrilha em arbitragem”, in *Arbitragem e outros temas de direito privado: estudos jurídicos em homenagem a José Emilio Nunes Pinto*, São Paulo, Quartier Latin, 2021. [Guerrilla tactics in arbitration]

“Class arbitration no direito comparado”, in *Arbitragem coletiva societária*, São Paulo, Revista dos Tribunais, 2021, pp. 417-435 [Class arbitration in comparative law]

“Antígona”, in *O que os grandes livros ensinam sobre a justiça*, Rio de Janeiro, Nova Fronteira, 2019. [Antigone]

“Challenges of Expert Determination in M&A Transactions”, in *Dispute Prevention and Settlement through Expert Determination and Dispute Boards*, Dossier – ICC Institute of World Business Law, ICC, Paris, 2017, pp. 39-47.

“Médiation commerciale au Brésil: un outil efficace ou un perte de temps?”, in *Revue de Droit des Affaires Internationales / International Business Law Journal*, n. 1, 2015, pp. 1-14 [Commercial mediation in Brazil: an effective tool or a waste of time?]

“La pratique des clauses de force majeure dans les contrats de construction”, in *La rédaction des contrats internationaux*, Bruxelles, IJE/IBJ – Bruylant, 2012, pp. 13-28. [The practice of force majeure clause in construction contracts]

“A prática das cláusulas de força maior no setor de construção”, in *Construção Civil e Direito*, São Paulo, Lex, 2011, pp. 83-100. [The practice of force majeure clause in the construction sector]

“Arbitration in Brazil - 2011”, in *Arbitration in 55 jurisdiction worldwide*, Global Arbitration Review, London, 2011, pp. 63-68.

“Segurança jurídica e complexidade do Direito”, in *Revista Brasileira de Arbitragem*, 2010, n. 27, pp. 174-181. [Legal certainty and complexity of Law].

“Regards croisés sur les projets de règles relatifs à la théorie de l'imprévision en Europe“, in *Revue Internationale de Droit Comparé*, 2010, n. 4, pp. 864-894. [Analyzing the projects of new legislation regarding the *théorie de l'imprévision* in Europe]

“Interpretação e aplicação da regra de exoneração da Convenção de Viena (1980)“, in *Arbitragem Internacional – UNIDROIT, CISG et Direito Brasileiro*, São Paulo, Quartier Latin, 2010, pp. 321-339. [Interpretation and application of the exemption rule of the Vienna Convention (1980)]

“Croissance économique au Brésil: quelles réformes?“, in *Recueil Dalloz*, nr. 40, 2009, p. 2736. [Economic development of Brazil : which reforms?]

“La protection visée par les actions collectives et ses dérives“, in *Les recours collectifs: étude comparée. Journée d'études du 27 janvier 2006*, Paris, Société de Législation Comparée, Colloques, Volume 5, 2006, pp. 45-54. [The protection aimed by class actions at its deviations]

“Processos de negociação de tecnologia: riscos e estratégias“, in *6º Encontro de Propriedade Intelectual e Comercialização de Tecnologia*, Rio de Janeiro, 7-9 de julho de 2003, Rede de Tecnologia do Rio de Janeiro, INPI, 2004, PP. 127-130. [Technology negotiation process: risks and strategies]

“Nuevas perspectivas de reconocimiento y aplicabilidad del *hardship* en la jurisprudencia arbitral internacional“, in *Revista de la Corte Española de Arbitraje*, 2003, pp. 13-42. [New perspectives of the recognition and application of the hardship rule in the international arbitration case law]

“Chronique de jurisprudence du tribunal arbitral ad hoc du Mercosul“, in *Revue de Droit des Affaires Internationales / International Business Law Journal*, n°1, 2001. [Chronicles of the Mercosouth *ad hoc* arbitral tribunal jurisprudence]

“La théorie du hardship dans les Principes de L'Unidroit relatifs aux contrats du commerce international“, in *Diritto Del Commercio Internazionale*, ano XI, fasc. 2, 1997, pp. 323-373. [The hardship theory in the Unidroit Principles of the international commercial contracts]

“La formation du Mercosur et l'harmonisation des règles dans le domaine de la propriété industrielle“, in *Revue de Droit des Affaires Internationales / International Business Law Journal*, Paris, n° 02, 1997, pp. 221-232. [The Mercosouth formation and the harmonization of the industrial property law]

“O Mercosul e a tecnologia“, in *Revista dos Tribunais*, São Paulo, jan. 1995, vol 711, pp. 47-56. [Mercosouth and technology]

“Do Indivíduo como sujeito de direito internacional”, em colaboração com José H. Fischel de Andrade e Christiane C. e S. de Castro, *in Estudos Jurídicos*, vol. 26, nº 67, maio/agosto 1993, pp. 83-108. [The individual person as subject of international law]

V – Membership

Brazilian Bar Association

Brazilian Arbitration Committee (CBAR)

Working Group International Contracts

ICC Institute of World Business Law – Council Member

Société de Legislation Comparée

VI – Languages

Portuguese, English, French and Spanish