



# TOBIAS ZUBERBÜHLER

## CURRICULUM VITAE

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### CONTACT

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### PROFILE

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Tobias Zuberbühler has over 25 years of experience in dispute resolution and has acted as arbitrator and counsel in more than 80 international and domestic arbitration proceedings under both ad hoc and institutional rules (ICC, Swiss Rules, DIS, CEPANI, VIAC, HKIAC). He has also rendered over 300 UDRP decisions as WIPO Domain Name Panelist.

Tobias is a member of the Arbitration Court of the Swiss Arbitration Centre and co-editor of the Commentary on the Swiss Rules of International Arbitration (3rd ed 2023). He is recommended by Who's Who Legal as one of the world's foremost practitioners in international arbitration (Thought Leaders - Arbitration 2024).

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### EDUCATION

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- 1999  
Zurich Bar  
Admitted to all Swiss Courts
- 1996  
LL.M. International Legal Studies  
Golden Gate University,  
San Francisco
- 1994  
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University of Zurich

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### CAREER

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#### LUSTENBERGER + PARTNERS

2005 – 2023 Partner, Zurich

#### CREDIT SUISSE AG

2011 – 2012 Anti-Corruption Officer, Zurich

#### MME PARTNERS

1999 – 2005 Senior Associate, Zurich

#### WYLER & LUSTENBERGER

1997 – 1998 Junior Associate, Zurich

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### LANGUAGES

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- German
- English (7 years USA)
- French

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### CREDENTIALS

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"He always has very clear ideas on complex matters. Tobias possesses an excellent knowledge of arbitration. He is incredibly successful."  
(Who's Who Legal: Arbitration 2021)

## SELECTED CASES

Co-arbitrator in ICC proceedings between Swiss claimants and a U.S. respondent regarding the operation of a nuclear power plant.

Presiding arbitrator in ICC proceedings regarding the distribution of pharmaceutical products in Asia.

Co-arbitrator in ICC proceedings regarding aircraft maintenance in Turkey.

Co-arbitrator in ICC proceedings regarding the distribution of pharmaceutical products in the Middle East.

Co-arbitrator in ICC proceedings regarding the construction of an industrial plant for food products in North America.

Representing an energy consortium in a post-M&A dispute against an Eastern Europe state (ICC Rules).

Representing an energy company in an ad hoc arbitration against state-owned oil & gas companies in the Middle East.

Representing a Turkish maintenance company against a state-owned airline in the Middle East (Swiss Rules).

Counsel in state court proceedings regarding civil claims in a multi-jurisdictional commercial fraud case.

## PUBLICATIONS

Zuberbühler/Müller/Habegger (eds), *Swiss Rules of International Arbitration, Commentary*, 3rd ed, Zurich 2023

Zuberbühler/Hofmann/Oetiker/Rohner, *IBA Rules of Evidence*, 2nd ed, Zurich 2022

Commentary on Art. 38-41 and Appendix B Swiss Rules (Costs), in: Manuel Arroyo (ed), *Arbitration in Switzerland – The Practitioner's Guide*, 2nd ed, Kluwer 2018, pp. 808-841

Zuberbühler/Schreggenberger, *Corruption in Arbitration – The Arbitrator's Duty to Investigate*, in: *New Developments in International Commercial Arbitration 2016* (eds Christoph Müller/Sébastien Besson/Antonio Rigozzi), Schulthess 2016, pp. 1-38

World Intellectual Property Organisation (WIPO), in: Pascale Gola/Claudia Götz Staehelin/Karin Graf (eds), *Institutional Arbitration, Tasks and Powers of Different Arbitration Institutions*, Zurich/Basel/Geneva 2009, pp. 293-310

Signatory or Not? Groups, Affiliates and MBOs, Case Note on Swiss Supreme Court Decision of 22 Januar 2008, 4A\_244/2007, ASA Bulletin 3/2008, pp. 559-564

Non-Signatories and the Consensus to Arbitrate, ASA Bulletin 1/2008, pp. 18-34

Zuberbühler/Oetiker (eds), *Practical Aspects of Arbitrating EC Competition Law*, Zurich 2007

## RECENT PRESENTATIONS

"Obtaining Documents in Possession of a Third Party" (Taking of Evidence in Arbitration, Croatian Arbitration Days, Zagreb, 7 December 2023)

"The Role of Swiss Law in Turkey" (Swiss Arbitration for Turkish Business, Moderator, Istanbul, 17 October 2023)

"Alternative Justice in a Decentralized World" (NFT Fest, Representative of the Swiss Arbitration Centre, Lugano, 9 September 2023)

Swiss Innovation Conference: "Arbitration 3.0 – Dispute Resolution in the Metaverse" (Co-Chair, Zurich, 2 February 2023)

"The IBA Rules on the Taking of Evidence – Best Practice Tools revised" (ASA below 40, Bern, 16 September 2022)

"Batman vs Superman: Experts and the battles they fight" (AIJA Arbitration Conference, Vienna, 15 October 2021)

"Virtuelle und hybride Hearings: War Stories aus der Praxis" (ASA Local Group Basel, 22 June 2021)

"The art of persuasion: how to present, persuade and prevail" (ASA below 40, Special Guest, Zurich, 2 October 2020)

"IBA Rules on the Taking of Evidence" (EIZ - 4. Tagung zur Schiedsgerichtsbarkeit: Hot Topics, Zurich, 29 August 2019)