



Philippe Sarrailhé

Partner

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Philippe Sarrailhé practices principally in the field of international commercial arbitration and litigation and alternative dispute resolution (including mediation and dispute boards). The disputes matters in which he is involved reflect a wide array of commercial and investment domains, ranging from the construction sector to the implementation of management contracts to international distribution agreements to post-acquisition disputes. The diversity of his work portfolio is a function of, among other things, his fluency in five world languages and his comfort, garnered through his experience and legal training, in applying commercial law principles from a broad range of different civil law and common law systems.

In addition to his mastery of the procedural aspects of international litigation and arbitration, Philippe benefits in his dispute resolution practice from a solid background in the corporate arena, having counseled clients in numerous cross-border mergers and acquisitions, joint ventures and a broad selection of other commercial transactions, including long-term cooperation agreements involving the hospitality, automotive, aerospace, chemical, pharmaceutical, food and banking industries.

PRACTICES

International Litigation and
Arbitration

International Commercial and
Construction Arbitration

EDUCATION

Université Panthéon -
Sorbonne (Paris 1), D.E.S.S.,
Business Law, 1980

University of Pennsylvania
Law School, LL.M., 1978

Université Paris X-Nanterre,
D.E.A., International Law, 1976

Université Paris X-Nanterre,
Licence en Droit and Institut
d'Études Judiciaires Diploma,
1972

LANGUAGES

French

English

Spanish

Italian

Portuguese

BAR ADMISSIONS

- New York
- Paris

REPRESENTATIVE EXPERIENCE

- Representing leading US engineering company in connection with construction of oil facility in North Africa.
- Representing major international hotel company in construction arbitration with owner in Tunis.
- Several ICC arbitrations for a prominent hotel brand arising from disputes over various aspects of hotel management agreements in Europe, Africa, Asia.
- Representing a leading Scandinavian pharmaceuticals company in an ICC arbitration relating to a post-acquisition dispute.
- ICC arbitration involving the breach of a distribution agreement in the computer industry in Latin America.
- Representing a leading automotive company in an ICC arbitration arising from a joint venture dispute.
- *Ad hoc* arbitration involving a hotel development project in North Africa.
- ICC arbitration resulting from the breach of a MOU regarding a contemplated acquisition transaction.
- Representing Australian contractor in ICC arbitration arising from a delay and disruption dispute in connection with a nickel ore sea loading facility in New Caledonia.
- ICSID arbitration arising from an investment dispute with Latin American state in the field of energy.

- Representing a major US avionics manufacturer in a pre-arbitration dispute with a leading aerospace company over implementation of new-generation navigation system.
- Representing a world renowned hotel brand in a construction dispute in the Paris area against leading French developer.
- Representing a leading hotel operator in a construction dispute with consortium of contractors following faulty execution of works.

PROFESSIONAL EXPERIENCE

- Mr. Sarrailhé has lectured on European commercial law, international business transactions and arbitration law at the law faculty of the Université Paris 2 Assas.

HONORS & INVOLVEMENT

Honors

- European Legal Experts
- Who's Who Legal
- Chambers Global, Leading Lawyers Corporate/M&A
- IFLR (Euromoney Legal Media Group - Expert Guides), Mergers and Acquisition Lawyers

Involvement

- American Bar Association
- New York State Bar Association
- New York City Bar
- Comité Français de l'Arbitrage

PUBLICATIONS

- Author of "A French Revolution: hardship finds its way into the civil code", ICC/FIDIC Conference in Istanbul, 29 March 2016
- Author of "France" chapter in Practitioner's Handbook on International Arbitration and Mediation, JurisNet LLC, 2007-2011 editions
- Author of "France" chapter in The ABA Guide to International Business Negotiations, 1994-2009 editions
- Author, "L'impartialité et l'indépendance de l'arbitre devant les juges anglais", Revue de l'Arbitrage, No. 1, 2001
- Author of "France" chapter in Securitization, IAL/Kluwer Law International, 1998
- Author of "France" chapter in Practitioner's Guide to the Acquisition of Private Companies in the European Union, City & Financial Publishing, 1997
- Author of "France" chapter in Securities Transactions in Europe (France), CCH, 1996
- Author of "France" chapter in Regulations of Foreign Banks (France), 1995
- Co-author, "Les Joint-Ventures Franco-Américaines" - FEC/Larcier, 1994

SPEAKING ENGAGEMENTS

- Speaker or panelist at multiple conferences on topics such as post-acquisition disputes, arbitration vs. commercial court litigation, the new French arbitration law and ICC arbitration rules, etc.