



ALMA MATER STUDIORUM
UNIVERSITÀ DI BOLOGNA

Ravenna Program on Cross-Border Disputes
University of Bologna, Department of Juridical Sciences
Ravenna Campus



5th edition

Cross-border litigation and international arbitration

17-22 July 2023

Faculty of Law, via G. Oberdan 1/2, Ravenna (Italy)

🏠 in person and also online 📺



Introducing the Summer School

The Ravenna Campus of the Department of Juridical Sciences of the University of Bologna (Italy) has been very active, in the past years, in the organisation of Summer Schools dedicated to issues of International, European and Comparative law.

In this context, since 2019, Prof. Michele Angelo Lupoi has started a Program on Cross-Border Disputes, dedicated to the organization of summer schools, conferences, webinars on issues of transnational civil litigation.

As a matter of fact, **the relevance of cross-border civil litigation is growing.**

The diffusion of world-wide online activities and the globalisation of economic and financial activities lead to the spreading of transnational disputes, which involve issues of jurisdiction, private international law, available remedies, harmonisation of procedural rules.

It is therefore fundamental, for both law students and law practitioners, to become accustomed with this dimension.

In particular, the following Summer Schools have so far been organized in Ravenna:

- July 2019: *"Transnational tort litigation: jurisdiction and remedies"*
- July 2021: *"Transnational jurisdiction: current issues in civil and commercial matters"*
- September 2021: *"Cross-border insolvency"*
- July 2022: *"Transnational litigation: between substance and procedure"*.

In September 2022, a **newsletter called "Transnational litigation pills"** was created on LinkedIn.

It has been conceived as a virtual companion to the Summer School on transnational litigation. It has the aim to let jurists share, all through the year, their views about the topics to which the Summer School is dedicated, in order to spread information, start discussions, share opinions, expand the network of Private International Law and Cross-Border Litigation enthusiasts.

The call for contributions is always open.

It is possible to read the newsletter editions and to subscribe to it at this link:

<https://www.linkedin.com/newsletters/6963604527434354688/>

It is also possible to follow news, activities and information about the Summer School on transnational litigation on its **social media**:

 Facebook [@SummerSchoolTransnationalLitigation](https://www.facebook.com/SummerSchoolTransnationalLitigation)

 Instagram [@unibo_transnationallitigation](https://www.instagram.com/unibo_transnationallitigation)

 LinkedIn [Ravenna Summer School on Transnational Litigation - University of Bologna](https://www.linkedin.com/company/Ravenna-Summer-School-on-Transnational-Litigation-University-of-Bologna)



Main information

In 2023, between 17-22 July, the Summer School on “Cross-border litigation and international arbitration” will take place in Ravenna (and online).

This year’s program looks at **cross-border litigation from a wider perspective, embracing for the first time also international arbitration.**

While at the core of the program still lies the European space of justice, with its private and procedural international law regulations, the comparative and international perspectives are strengthened, with several lecturers from Third States.

As usual, **the approach is both theoretical and practical**: as a matter of fact, Saturday 22 July session includes workshops which will involve the participants in the solution of cases and problems.

The Faculty of the Summer School is composed of experts from different jurisdictions with very diverse professional backgrounds.

The Director of the School is Prof. Michele Angelo Lupoi, who teaches Civil Procedural Law and European Judicial Cooperation at the University of Bologna.

The Vice-Director of the School is Marco Farina, Adjunct Professor of Civil Procedural Law at University of Rome La Sapienza and L.U.I.S.S. Guido Carli of Rome.

The Summer School is **aimed at law students as well as law graduates and law practitioners** who want to obtain a specialised knowledge in the increasingly relevant area of transnational civil law.

The lectures will be held in a blended way, **both in person and online.**

The program of the Summer School may be downloaded from the **official website at <https://site.unibo.it/transnational-litigation/en/program>.**

Registrations are open and applicants can register through the procedure described at **<https://site.unibo.it/transnational-litigation/en/fees-and-forms>.**

It is possible to register **until 6 July 2023**. The registration fee is **250,00 €**.

For information on the project, please contact:

the Director, Prof. Michele Angelo Lupoi, at **micheleangelo.lupoi@unibo.it**

or the Tutor, Francesca Albi, at **francesca.albi@unibo.it**

The Ravenna Bar Association will grant **20 formative credits to Italian lawyers** who participate in the Summer School.

Speakers and lectures

Apostolos Anthimos

Maritime Private International Law

Giovanni Chiapponi

Workshop: Party autonomy, recognition and enforcement in the EU Succession Regulation

Elena D'Alessandro

International arbitration and third party funding

David Estrin

- Strategic Transnational Climate Litigation Update 2023: achievements, disappointments and priorities for future cases
- Strategic Climate Litigation *Workshop A:* claims against governments failing to Act on climate change
- Strategic Climate Litigation *Workshop B:* claims against the private sector for insufficient action on climate change

Marco Farina

- Provisional measures in international arbitration
- The law applicable to the merits in international arbitration

Francesca Ferrari

The Unified Patent Court and its rules of procedure: a model deriving from different legal traditions

Chris Helmer

- Introduction to the U.S. Court system and its treatment of international issues
- U.S. Courts jurisdiction over foreign parties in litigation
- How U.S. "Discovery" can affect foreign parties
- Recognition and enforcement of foreign judgments in the U.S.
- An overview of international arbitration in the U.S.

Albert Henke

Collective redress: between substance and procedure

Emma Roberts

Families crossing borders: Private International Family Law

Marco Torsello

- The seat of the arbitration
- Independence and impartiality of the arbitrators

Stefano Alberto Villata

Lis pendens in the Brussels I bis Regulation

Anna Wysocka-Bar

- Contracts of international carriage by air in the European Union
- *Workshop:* Protection of passengers in the EU law and EU private international law

The Director



Michele Angelo Lupoi

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Michele Angelo Lupoi is **Full Professor of the Department of Legal Studies of the University of Bologna.**

He teaches Civil procedural law (Ravenna Campus) and European judicial cooperation and Civil commercial litigation (Bologna Campus).

He is a lawyer of the Bologna Bar Association.

He has written extensively in matters of transnational litigation, cross-border jurisdiction, procedural family law, and other areas of civil procedure.

He is an editor of the *International journal of civil procedure* and of the *Rivista trimestrale di diritto e procedura civile* and is a member of the *Associazione italiana tra gli studiosi del processo civile*, the *International association of procedural law*, and the *European association of private international law*.

The Faculty [1/6]



Apostolos Anthimos

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Apostolos Anthimos is **attorney at law, Thessaloniki Bar**, Greece; Ph.D. in International Civil Litigation (2002); he has two masters of Laws from the University of Hanover, Germany (1994) and Thessaloniki (1997). He has published four monographs on Civil procedure and conflict of laws and various publications on topics related to European and international private international law, arbitration and dispute resolution, EU law and civil procedure. National correspondent, European Judicial Network in civil matters; European Judicial Training Network and Hellenic School of Magistrates Instructor. Trainer of Judges, lawyers, and MoJ staff in East & Southeastern Europe, Africa, Middle East, Central & Southeastern Asia. Editor for PIL, European & International Civil Procedure in the several law reviews.

Co-editor, www.conflictoflaws.net / www.eapil.org/blog; founding, Board and Steering Committee Member of the European Association of Private International Law. Member of EU expert groups (DG JUSTICE AND CONSUMERS) on: Modernization of Judicial Cooperation in Civil and Commercial Matters (2018); Expert Group against SLAPP [Strategic Lawsuits Against Public Participation] (2021). Council of Europe expert: Legal aid and legal representation (2020-2021).

Giovanni Chiapponi

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Giovanni Chiapponi is a **Research Fellow at the Max Planck Institute Luxembourg for Procedural Law and PhD candidate at the University of Luxembourg and Bologna** under the joint supervision of Professor Burkhard Hess and Professor Paolo Biavati. His research deals with the interplay between national and EU law focusing, in particular, on time limits in EU cross-border civil litigation and their impact on the free circulation of judgments.

The Faculty [2/6]



Elena D'Alessandro

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Elena D'Alessandro is **Full Professor of Civil Procedure at the University of Turin**, Italy. Before joining the University of Turin, she received a Humboldt Fellowship for conducting academic research in Germany. In fall semester 2019, she was co-director of the Center for Transnational Legal Studies in London. Her scholarship mainly focuses on European civil procedure.



David Estrin

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David Estrin is recognized as **Canada's senior environmental law specialist** as well as for his international climate change justice and human rights endeavours. His five-decade environmental law career has combined research, writing, and teaching on these issues in law and environmental studies faculties; and being an expert witness in international environmental arbitration and climate change related human rights tribunal proceedings. For many years, he headed the *Environmental Law Group* at one of Canada's largest law firms; and he has appeared as counsel at all levels of court in two Canadian provinces as well as the federal level. He is the founding editor of the *Canadian Environmental Law Report*. He is a past chair of the International Bar Association Environment Committee, and co-chairs the IBA President's Task Force on Climate Change Justice and Human Rights that produced the ground-breaking 2014 book "Achieving Justice and Human Rights in an Era of Climate Disruption". His 2016 paper, "Limiting Dangerous Climate Change: The Critical Role of Citizen Suits and Domestic Courts – Despite the Paris Agreement", predicted the now rapidly expanding global phenomenon of citizen climate litigation aimed at ensuring nations meet their 2015 Paris Agreement commitments. He is also a co-author as well as co-editor of the 2020 IBA Model Statute for Proceedings Challenging Government Failure to Act on Climate Change.

The Faculty [3/6]



Marco Farina

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Marco Farina is **Adjunct Professor (*Professore a contratto*) of Civil procedure at the Law faculty of University of Rome La Sapienza and of L.U.I.S.S. Guido Carli of Rome**. He also teaches International Arbitration at the European University of Rome. He holds a PhD degree in Civil Procedure from the Sapienza University of Rome (2007). He regularly lectures and speaks at academic and professional conferences. He is author of one book and around 60 papers covering different areas of civil procedure (both domestic and transnational) and insolvency law. He is a practicing lawyer since 2003 and has been entitled to practice before the Supreme Court (*Corte di Cassazione*) since 2016. His areas of practice are litigation in commercial and corporate matters (both before national courts and arbitrators), insolvency related matters and corporate and banking contractual transactions. He is a member of the European Association of Private International Law (EAPIL) and of the Associazione Italiana fra gli Studiosi del Processo Civile (AISPC). He coaches teams of University of Bologna for the Vis Moot competition and the Pax Moot Competition. He is the Vice-Director of the Summer School.

Francesca Ferrari

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Francesca Ferrari is **Associate Professor of Civil Procedural Law at Università degli Studi dell'Insubria, Como-Varese**. She has been visiting professor at the Harvard Law School and at the University of Maastricht. She is author of three books and of various publications on civil procedure, evidence, comparative civil procedure and intellectual property, both in Italian and in English. She is also a lawyer at the Milan Bar specialized in intellectual property and media law.

The Faculty [4/6]



Chris Helmer

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Chris Helmer has practiced **cross-border litigation and arbitration for over 25 years as a partner with Miller Nash, a large law firm based in the U.S. Pacific Northwest.** In addition to her law degree, Chris holds an LL.M in International Law from Columbia University. She has been active in the legal community, serving as Treasurer of the Oregon State Bar and as a lawyer liaison to the federal district and circuit judges in the U.S. Ninth Circuit, a Circuit composed of 9 states including California, Arizona, Alaska, Hawaii and her own Oregon and Washington. She has also taught International Litigation in U.S. Courts, Litigating Abroad, Contract Drafting, and other law subjects at Lewis & Clark Law School in Portland, Oregon.

She also regularly acts as an arbitrator for commercial disputes. Currently, she is co-chair of the Litigation Committee of the International Bar Association, a global bar association based in London with over 80,000 members.

Albert Henke

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Albert Henke is **Associate Professor of Civil Procedure at Università degli Studi di Milano (Italy).** His main areas of scientific interests are domestic, European, international and comparative civil procedure, international commercial and investment arbitration, private international law and legal advocacy, in respect of which he has authored more than 50 publications, in Italian and in English. He has won two EU-funded three-year long Jean Monnet Module projects in the field of European civil procedure (2015-2018 and 2020-2023) and is the founder and scientific coordinator of Centre of Research on Domestic, European and Transnational Dispute Settlement (DEuTraDiS). In 2016-2018 he has been National Reporter for Italy (along with Prof. Remo Caponi, Florence University) for an EU Evaluation Study commissioned by the European Commission of the European Union and coordinated by the Max Planck Institute, Luxembourg on the topic: “Impact of National Procedural Laws and Practices on the free circulation of judgements and on the equivalence and effectiveness of the procedural protection of consumers under EU law”. He is member of several editorial board and specialization courses’ teaching committees.

The Faculty [5/6]



Emma Roberts

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Emma Roberts is a **Senior Lecturer and Postgraduate Director in Law at Aberystwyth University** (Wales). Formerly, she was an Associate Professor in Legal Studies at the University of Chester. Her doctoral thesis and subsequent publications focus on the Rome II Regulation. She is the Chair of the *Seminar Sub-Committee for the regional Law Society in Chester and North Wales*. She also serves on the *Joint UK-Brussels Law Society Private International Law Working Group*.

Marco Torsello

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Marco Torsello is **Full Professor of Comparative Private Law and European Private Law at the University of Verona, as well as Hauser Global Professor of Law at the New York University School of Law**. He is name partner at ArbLit and leads the department of litigation. He was Visiting Professor at NYU Law School, Bucerius Law School (Hamburg), Sciences Po (Paris), Fordham Law School, Columbia Law School, the University of Pittsburgh School of Law, the University of Paris Ouest – Nanterre La Défense, the University of Western Ontario, Loyola Law School Los Angeles, Loyola University Chicago, as well as at several Italian universities. He was also a Guest Researcher at the Max-Planck-Institut für Ausländisches und Internationales Privatrecht in Hamburg and a Visiting Scholar at Columbia Law School. In 2000, he served as the Italian Delegate at UNCITRAL Working Group on International Contract Practices. His teaching activity covers several subjects, including Comparative Private Law, International Contracts, European and International Business Transactions. He is the author of several books and articles in English and Italian dealing with comparative law, international business transactions, international contracts and other issues.

The Faculty [6/6]



Stefano Alberto Villata

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Stefano Alberto Villata is **Associate Professor of Civil Procedure at the University of Milan** and a qualified lawyer of the Milan Bar Association. He is the author of two monographs and numerous works on domestic and international civil procedural law and arbitration law with a specific focus on European civil procedure. He is member of the *Associazione Italiana fra gli studiosi del processo civile* and of the editorial staff of *Rivista di diritto processuale*. He is partner of a law firm in Milan specialized in Mergers & Acquisitions (M&A) and corporate transactions; he practices on commercial international litigation. In this regard, he has experience as lawyer and arbitrator in disputes encompassing a wide range of areas.

Anna Wysocka-Bar

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Anna Wysocka-Bar is an **Assistant Professor at the Center of Private International Law at the Law Faculty of the Jagiellonian University** (Poland). She is the coordinator of the EU co-funded Jean Monnet Module on Transport Law in the EU (*EUTransLaw*). She co-authored a monograph "Private International Law in Poland", Wolters Kluwer: Alphen aan den Rijn 2020. Anna is an ordinary member of the European Association of Private International Law (EAPIL) and one of the editors of the EAPIL blog. She also collaborates as an analyst with EU Law Live platform. She has given guest lectures on judicial cooperation in civil and commercial matters in the EU in many different institutions in Italy, Germany, the Netherlands and also Egypt, Jordan, China. She was a visiting professor at Università degli Studi di Parma. She has served as a national reporter for EU Studies on recognition of parenthood and operation of Brussels I bis Regulation. Anna is a licensed attorney at law and a licensed tax advisor with years of experience in tax and legal consulting.

Schedule of classes [1/3]

Monday 17 July

8,30 - 9,00

Opening of the Summer School

9,15 - 10,00

David Estrin

Strategic Transnational Climate Litigation
Update 2023: achievements, disappointments
and priorities for future cases

10,15 - 12,00

Elena D'Alessandro

International arbitration and third party
funding

12,15 - 13,00

Apostolos Anthimos

Maritime Private International Law (I)

Break

15,15 - 16,00

Apostolos Anthimos

Maritime Private International Law (II)

16,15 - 17,00

Marco Farina

Provisional measures in international
arbitration

Tuesday 18 July

9,15 - 11,00

Apostolos Anthimos

Maritime Private International Law (III)

11,15 - 13,00

Marco Torsello

The seat of the arbitration
Independence and impartiality of the
arbitrators

Break

15,15 - 16,00

Marco Farina

The law applicable to the merits in
international arbitration

16,15 - 17,30

Albert Henke

Collective redress: between substance and
procedure

Schedule of classes [2/3]

Wednesday 19 July

9,15 - 11,00

David Estrin

Strategic Climate Litigation *Workshop A*:
claims against governments failing to act on
climate change

11,15 - 13,00

Emma Roberts

Families crossing borders: Private
International Family Law (I)

Break

15,15 - 16,00

Chris Helmer

Introduction to the U.S. Court system and its
treatment of international issues

16,15 - 17,30

Chris Helmer

U.S. Courts jurisdiction over foreign parties
in litigation

Thursday 20 July

9,15 - 11,00

Emma Roberts

Families crossing borders: Private
International Family Law (II)

11,15 - 13,00

Stefano Alberto Villata

Lis pendens in the Brussels I bis Regulation

Break

15,15 - 16,00

Chris Helmer

How U.S. "Discovery" can affect foreign
parties

16,15 - 17,00

Chris Helmer

Recognition and enforcement of foreign
judgments in the U.S.

Schedule of classes [3/3]

Friday 21 July

9,15 - 11,00

Francesca Ferrari

The Unified Patent Court and its rules of procedure: a model deriving from different legal traditions

11,15 - 13,00

David Estrin

Strategic Climate Litigation *Workshop B*: claims against the private sector for insufficient action on climate change

Break

15,15 - 17,00

Anna Wysocka-Bar

Contracts of international carriage by air in the European Union

Saturday 22 July

9,15 - 11,00

Anna Wysocka-Bar

Workshop: Protection of passengers in the EU law and EU private international law

11,15 - 12,00

Chris Helmer

An overview of international arbitration in the U.S.

12,15 - 13,00

Giovanni Chiapponi

Workshop: Party autonomy, recognition and enforcement in the EU Succession Regulation

13,00 - 13,15

Closing of the Summer School