



## WIPO LIST OF NEUTRALS

### BIOGRAPHICAL DATA

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Date of Birth: December 14, 1961

Nationality: Chilean

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### EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

Degree, Attorney at law, (*magnum cum laude*), University of Chile, Faculty of Law, 1980-84

Admitted to the Chilean Bar, 1987.

Guest Researcher at Hiroshima University, Faculty of Law, 1990-94;

Industrial Property Management Training Course, AOTS-JIII-APIC, Japan, June 2000;

International Arbitration, cases, Santiago Chamber of Commerce, 1999;

Advanced Mediation Training, Santiago Chamber of Commerce, May 1997;

March 16, 2005

Alternative Dispute Resolution: Mediation and collaborative negotiation techniques, Santiago Chamber of Commerce, October 1996;  
Industrial Property Systems, Republic of South Korea, September 1993;  
Industrial Property Systems, Japan, August-October 1988.

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### **LANGUAGES**

Spanish, English and Japanese

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### **PRESENT POSITION**

Partner, Paiva & Cía since 1997;  
Professor, Gabriela Mistral University, Trademarks and Intellectual Property law; since 1999,  
Professor, University of Chile, Faculty of Engineering, Intellectual Property, since 1998,  
Attorney of the Breeders Committee of the Seed Association of Chile, 1998;  
NIC Chile Arbitrator to resolve domain names disputes and co-author of NIC Chile Regulations, 1998-97.

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### **PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION**

Associate lawyer at Cariola y Cía., and Sargent & Krahn, Intellectual Property Law, 1994-96;  
Consultant Chile-Pacific Foundation and the Government of Chile, Advising government on Dispute Resolution and Intellectual Property in APEC, 1995 up to date.  
Guest Researcher at Hiroshima University, Faculty of Law, 1990-94;  
Contributor and columnist from Japan to the Chilean business newspaper Estrategia, 1990-94;  
Chief lawyer Water Supply Company in La Serena, Chile, 1989-90;  
Legal Advisor, Chilean Government's Planning Agency, 1987-89;  
Family Law Practice Air Force of Chile (Welfare Department), 1986  
Associate Professor, University of Law, Department of Law and Economics, Faculty of Law, 1996-1996.

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### **AREAS OF SPECIALIZATION**

Intellectual Property including especially domain names and trademarks and breeder right protection;  
Alternative Dispute Resolution.

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### **MEMBERSHIP IN PROFESSIONAL BODIES**

Chilean Bar Association;  
Chilean Association of Industrial Property ACHIPI;  
Chile-Japan Chamber of Commerce (former member);  
Inter-American Association of Industrial Property ASIPI;  
Manufacturers Association of Chile, ASEXMA;  
NIC Chile Arbitrator;

Co-Founder and member of Arbinet, Non-Profit Organization;  
Arbitrator AMCHAM (Chilean-American Chamber of Commerce, related to AAA.);  
Mediator of the Chamber of Commerce of Santiago.

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### **EXPERIENCE IN INTELLECTUAL PROPERTY**

Attorney in Sargent and Krahn, a firm in the field of Intellectual Property including trademark and patent law, among other matters;  
Attorney and partner PAIVA & CÍA, Intellectual Property Law and Consultant Firm (all areas of Intellectual property law);  
Attorney of the Breeders Committee of the Seed Association of Chile;  
Professor of Intellectual Property Law at two Universities;  
Studies in Japan in the field of Intellectual Property.

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### **EXPERIENCE WITH RESPECT TO DOMAIN NAMES**

NIC Chile Arbitrator and co-author of Regulations .CL;  
Several presentation in NIC Chile seminars, including ICANN meeting in Santiago;  
Professor Judicial Academy, in the subject of domain names and electronic signature, 2001.

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### **MAJOR PUBLICATIONS**

“Economic and Juridical Aspects of Technology Transfer”, My graduated thesis published as a book by Editorial Jurídica de Chile;  
“ A guide to Arbitration and Dispute Resolution in APEC Member Economies”, (Chilean part.);  
“Tecnologías de la Información” Universidad Diego Portales, Chapter on Evolution of domain name regulations;  
“De la Imprenta a la Internet” Revista Universidad del Desarrollo;  
Article on Nic Chile Regulations at the Bar Association of Chile Review.

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### **EXPERIENCE IN COURT LITIGATION**

In the field of Intellectual Property , litigation is an important part of the work, and held before judicial-administrative authorities, additional as a NIC Chile Arbitrator I have the opportunity to decide such litigation from the year 1997.

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### **PROFESSIONAL TRAINING IN MEDIATION**

Basic Course on Mediation on Mediation, Santiago Chamber of Commerce;  
Advanced Course on Mediation, Santiago Chamber of Commerce.

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### **EXPERIENCE IN MEDIATION**

I have mediated at the Santiago Chamber Of Commerce Arbitration and Mediation Center, also as a NIC Chile arbitrator I am always encouraging amicable settlement of disputes with a high percentage of agreement reached.

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### **PROFESSIONAL TRAINING IN ARBITRATION**

International Arbitration Course, Santiago Chamber of Commerce, Year 2.000, It was sponsored by ICC;  
Speaker at NIC Arbitration Course; hold at the University of Chile in the year 2001 and 2002;  
Co-author of NIC Chile Regulations, 1996-1997, work in a group on voluntary basis for NIC Chile;  
Co-author of AMCHAM Arbitration Rules, year 1999, at the American Chamber of Commerce of Chile;  
Representative of Chile and Co-author of Draft for Arbitration Rules for MERCOSUR Arbitration Course, year 1999, activity organized by the Santiago Chamber of Commerce.

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### **EXPERIENCE IN ARBITRATION**

As a co-author of .CL Regulations and NIC Chile Arbitrator I have resolved around 300 cases involving domain name disputes.

I was hired by the government to advice in APEC Mediation Experts Group (DMEG)

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**ARBITRATION EXPERIENCE**

**SUMMARY TABLE**

Type	Administering Institution		Role			
	Name	Number of Arbitrations	Presiding Arbitrator	Sole Arbitrator	Co-arbitrator	Counsel
International Arbitrations	AAA					
	ICC					
	LCIA					
	Ad Hoc					
Number of cases: sub-total						
Domestic Arbitrations	AAA					
	Ad Hoc	NIC Chile Arbitrator 300				
Number of cases: sub-total						
<b>TOTAL</b>		<b>300 cases approx.</b>				

**MEDIATION EXPERIENCE**

**SUMMARY TABLE**

Type	Administering Institution		Role	
	Name	Number of Mediations	Mediator	Counsel
International Mediations				
	Ad hoc			
Number of cases: sub-total				
Domestic Mediations (Estimates)	AAA			
	Santiago Chamber of Commerce Arbitration Center	4		
	Court-annexed			
	Ad Hoc			
Number of cases: sub-total				
<b>TOTAL</b>		<b>4</b>		